2022 Senate Journals

Pages	Journal	Pages	Journal	Pages	Journal
Regular Session					
1-68	Day 01 - 01/05/22	69-82	Day 02 - 01/06/22	83-95	Day 03 - 01/10/22
96-103	Day 04 - 01/11/22	104-114	Day 05 - 01/12/22	115-125	Day 06 - 01/13/22
126-137	Day 07 - 01/18/22	138-154	Day 08 - 01/19/22	155-165	Day 09 - 01/20/22
166-173	Day 10 - 01/24/22	174-180	Day 11 - 01/25/22	181-186	Day 12 - 01/26/22
187-196	Day 13 - 01/27/22	197-205	Day 14 - 01/31/22	206-215	Day 15 - 02/01/22
216-745	Day 16 - 02/07/22	746-752	Day 17 - 02/09/22	753-762	Day 18 - 02/10/22
763-770	Day 19 - 02/11/22	771-777	Day 20 - 02/12/22	778-790	Day 21 - 02/15/22
791-806	Day 22 - 02/16/22	807-812	Day 23 - 02/22/22	813-829	Day 24 - 02/23/22
830-843	Day 25 - 02/24/22	844-853	Day 26 - 02/28/22	854-868	Day 27 - 03/01/22
869-889	Day 28 - 03/02/22	890-895	Day 29 - 03/03/22	896-927	Day 30 - 03/07/22
928-967	Day 31 - 03/08/22	968-1003	Day 32 - 03/09/22	1004-1022	Day 33 - 03/10/22
1023-1026	Day 34 - 03/14/22	1027-1039	Day 35 - 03/21/22	1040-1048	Day 36 - 03/22/22
1049-1450	Day 37 - 03/23/22	1451-1458	Day 38 - 03/28/22	1459-1489	Day 39 - 03/29/22
1490-1499	Day 40 - 03/30/22	1500-1510	Day 41 - 03/31/22	1511-1523	Day 42 - 04/04/22
1524-1534	Day 43 - 04/05/22	1535-1579	Day 44 - 04/06/22	1580-1593	Day 45 - 04/07/22
1594-1635	Day 46 - 04/11/22	1636-1680	Day 47 - 04/12/22	1681-1710	Day 48 - 04/13/22
1711-1719	Day 49 - 04/14/22	1720-1731	Day 50 - 04/19/22	1732-1752	Day 51 - 04/20/22
1753-1779	Day 52 - 04/21/22	1780-1809	Day 53 - 04/25/22	1810-1831	Day 54 - 04/26/22
1832-1949	Day 55 - 04/27/22	1950-1961	Day 56 - 04/28/22	1962-2034	Day 57 - 05/02/22
2035-2098	Day 58 - 05/03/22	2099-2295	Day 59 - 05/04/22	2296-2344	Day 60 - 05/05/22
2345-2377	Day 61 - 05/06/22	2378-2447	Day 62 - 05/09/22	2448-2498	Day 63 - 05/10/22
2499-2867	Day 64 - 05/11/22	2868-2874	Day 65 - 05/18/22		
First Extra Session					
1-7	Day 01 - 09/14/22	8-10	Day 02 - 09/15/22	11-13	Day 03 - 09/19/22
14-40	Day 04 - 09/20/22	41-45	Day 05 - 09/21/22	46-47	Day 06 - 09/23/22
48-53	Day 07 - 10/03/22	54-58	Day 08 - 10/04/22		
Veto Session					
1-3	Day 01 - 09/14/22	4-6	Day 02 - 09/20/22	7-8	Day 03 - 09/21/22

JOURNAL OF THE SENATE

ONE HUNDRED FIRST GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

SECOND REGULAR SESSION

FIRST DAY—WEDNESDAY, JANUARY 5, 2022

The Senate was called to order at 12:00 noon by Lieutenant Governor Mike Kehoe.

The Reverend Carl Gauck offered the following prayer:

"Happy are they who make the Lord their trust." (Psalm 40:4)

Gracious God, we are thankful as we gather for this new session and share together the responsibilities that we are required to fulfill. On this 12th day of the Christmas season, in the Christian church, we are mindful of this time of joy and peace among us. May we begin 2022 with a blank slate and we would ask for Your presence among us and that Your Spirit may guide us through this session, helping us persevere in all the difficult yet needed decisions that we are called to make. May we be mindful of Your prophet Micah's words each day of this new year "…to do justice and to love kindness and to walk humbly with You, our God." In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

Senator Rowden announced photographers from KMBC-TV, KRCG-TV, St. Louis Public Radio, Jefferson City News Tribune, and Missourinet were given permission to take pictures in the Senate Chamber.

MESSAGES FROM THE SECRETARY OF STATE

The President laid before the Senate the following communication from the Secretary of State, which was read:

To the Honorable Senate of the 101st General Assembly, Second Regular Session, of the State of Missouri:

In compliance with Section 115.525, Revised Statutes of Missouri, I have the honor to lay before you herewith a list of the names of the members of the Senate for the 101st General Assembly (Second Regular Session) of the State of Missouri, elected at the November 6, 2018 General Election and the November 3, 2020 General Election.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the official seal of my office this 4th day of January, 2022.

/s/ Jay Ashcroft
(Seal) **John R. Ashcroft**
SECRETARY OF STATE

MISSOURI STATE SENATORS

Elected November 6, 2018

District	Name
2nd	**Bob Onder**
4th	**Karla May**
6th	**Mike Bernskoetter**
8th	**Mike Cierpiot**
10th	**Jeanie Riddle**
12th	**Dan Hegeman**
14th	**Brian Williams**
16th	**Justin Dan Brown**
18th	**Cindy O'Laughlin**
20th	**Eric W. Burlison**
22nd	**Paul Wieland**
24th	**Jill Schupp**
26th	**Dave Schatz**
28th	**Sandy Crawford**
30th	**Lincoln Hough**
32nd	**Bill White**
34th	**Tony Luetkemeyer**

MISSOURI STATE SENATORS

Elected November 3, 2020

District	Name
1st	**Doug Beck**
3rd	**Elaine Freeman Gannon**
5th	**Steve Roberts**
7th	**Greg Razer**
9th	**Barbara Anne Washington**
11th	**John Joseph Rizzo**
13th	**Angela Walton Mosley**
15th	**Andrew Koenig**
17th	**Lauren Arthur**

19th	**Caleb Rowden**
21st	**Denny Hoskins**
23rd	**Bill Eigel**
25th	**Jason Bean**
27th	**Holly Thompson Rehder**
29th	**Mike Moon**
31st	**Rick Brattin**
33rd	**Karla Eslinger**

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Brattin	Brown	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Moon	Mosley	O'Laughlin	Onder	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

Absent—Senators—None

Absent with leave—Senators—3

Bernskoetter	Burlison	May

Vacancies—None

The Lieutenant Governor was present.

The President declared the Second Regular Session of the 101st General Assembly convened.

RESOLUTIONS

Senator Rowden offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 426

BE IT RESOLVED, by the Senate of the One Hundred and First General Assembly of the State of Missouri, Second Regular Session, that the rules adopted by the One Hundred and First General Assembly, First Regular Session, insofar as they are applicable, be adopted as the temporary rules for the control of the deliberations of the Senate of the One Hundred and First General Assembly, Second Regular Session, until permanent rules are adopted.

Senator Rowden offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 427

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the Second Regular Session of the One Hundred and First General Assembly is duly convened and is now in session and ready for consideration of business.

Pursuant to Section 9.141, RSMo, the Bill of Rights was read.

President Pro Tem Schatz assumed the dais and delivered the following address:

Opening Address

Senator Dave Schatz, President Pro Tem

Second Regular Session, 101st General Assembly

January 5, 2022

Friends, colleagues, and guests: good afternoon. It is with great appreciation and humility that I welcome each of you back to this hallowed chamber to begin the Second Regular Session of the 101st General Assembly.

Before we continue, I would like to take a moment to recognize the President of the Missouri Senate: Lt. Governor Mike Kehoe, the former Senators who have joined us today, and the close friends and family who have traveled to support us and celebrate this special occasion.

Why are we here? We each have unique backgrounds and find ourselves at different stations in life. We disagree and we debate. We see the world through our own particular prisms. And yet, at some point, on some level, each one of us saw an unmet need in our community and asked: how can I serve? What solutions can I bring to the table? And with the support of our families and the trust of our communities, each of us answered that call to serve.

So despite our differences we find ourselves here, together, working to deliver solutions that make life better for millions of Missourians.

The challenges of the past two years have been great and have only seemed to intensify; but I am hopeful. I am hopeful because the Senators here today have demonstrated before that they can put aside personal differences in order to overcome the obstacles before us. I am hopeful because we have come together to deliver much-needed tax relief for working families. We have leveled the playing field for Missouri's small businesses. We have given parents greater choice in their children's educations. We have invested billions in our critical infrastructure. And, most importantly, we have stood firm against government abuse and overreach at every level.

This year, as we face an unprecedented set of new challenges, let's remember these accomplishments.

When it's late, when frustrations are high, and tempers wear thin—let's remember what we have accomplished together. The stakes are too high to give up. Missourians are counting on us to work together to deliver real solutions that make their lives better. We have delivered before and I am confident we will deliver again.

It is an honor and a privilege to serve alongside each of you. I pray that God would bless our solemn work and this great state we are all proud to call home.

Thank you.

Senator Hegeman assumed the Chair.

President Kehoe assumed the Chair.

Senator Hegeman assumed the Chair.

Senator Hough assumed the Chair.

FIRST READING OF PRE-FILED SENATE BILLS

As provided by Chapter 21, RSMo, Sections 21.600, 21.605, 21.615 and 21.620, the following pre-filed Bills and/or Joint Resolutions were introduced and read for the first time:

SB 631—By Hegeman.

An Act to repeal sections 516.120 and 516.140, RSMo, and to enact in lieu thereof two new sections relating to the statute of limitations for personal injury claims.

SB 632—By Hegeman.

An Act to repeal sections 311.660, 311.680, 311.710, 311.720, 313.004, 313.255, 572.010, 572.015, and

572.100, RSMo, and to enact in lieu thereof nine new sections relating to illegal gambling, with penalty provisions and an emergency clause.

SB 633—By Hegeman.

An Act to repeal sections 115.013, 115.225, 115.237, 115.257, 115.275, 115.277, 115.279, 115.283, 115.285, 115.287, 115.291, 115.302, 115.427, 115.435, 115.652, and 115.902, RSMo, and to enact in lieu thereof seventeen new sections relating to elections, with penalty provisions.

SB 634—By Riddle.

An Act to repeal section 70.631, RSMo, and to enact in lieu thereof one new section relating to the Missouri local government employees' retirement system.

SB 635—By Riddle.

An Act to amend chapter 516, RSMo, by adding thereto one new section relating to statutes of limitations.

SB 636—By Onder.

An Act to amend chapter 290, RSMo, by adding thereto one new section relating to the prohibition of vaccination mandates imposed by employers.

SB 637—By Onder.

An Act to repeal sections 208.152 and 208.153, RSMo, and to enact in lieu thereof two new sections relating to abortion facilities.

SB 638—By Onder.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

SB 639—By Schupp.

An Act to repeal sections 208.151 and 208.662, RSMo, and to enact in lieu thereof two new sections relating to Medicaid services for certain low-income women, with an emergency clause.

SB 640—By Schupp.

An Act to repeal section 595.201, RSMo, and to enact in lieu thereof one new section relating to rights of sexual assault survivors.

SB 641—By Schupp.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage of prescription contraceptives.

SB 642—By Hoskins.

An Act to repeal sections 313.230 and 313.255, RSMo, and to enact in lieu thereof ten new sections relating to video lottery, with penalty provisions.

SB 643—By Hoskins.

An Act to repeal sections 313.230, 313.800, and 572.015, RSMo, and to enact in lieu thereof seventeen new sections relating to gaming, with penalty provisions.

SB 644—By Hoskins.

An Act to repeal sections 135.305, 135.686, and 348.436, RSMo, and to enact in lieu thereof ten new sections relating to agricultural tax credits.

SB 645—By Koenig.

An Act to repeal sections 160.516 and 170.011, RSMo, and to enact in lieu thereof five new sections relating to the use of certain training, instructional, and curricular materials in public schools and charter schools, with an emergency clause.

SB 646—By Koenig.

An Act to repeal sections 167.029, 167.181, 167.191, and 210.003, RSMo, and to enact in lieu thereof four new sections relating to COVID-19 policies in schools, with existing penalty provisions.

SB 647—By Koenig.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to parental rights in public schools.

SB 648—By Rowden.

An Act to repeal section 161.670, RSMo, and to enact in lieu thereof one new section relating to the virtual school program.

SB 649—By Eigel.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to personal property taxes.

SB 650—By Eigel.

An Act to repeal sections 160.400 and 160.425, RSMo, and to enact in lieu thereof three new sections relating to charter schools.

SB 651—By Eigel.

An Act to amend chapter 290, RSMo, by adding thereto one new section relating to the prohibition of vaccination mandates imposed by employers.

SB 652—By Rizzo.

An Act to amend chapter 144, RSMo, by adding thereto one new section relating to a sales tax exemption for the sale of certain tickets.

SB 653—By Rizzo.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to parental rights in public schools.

SB 654—By Crawford.

An Act to repeal sections 115.277, 115.283, 115.285, 115.291, and 115.302, RSMo, and to enact in lieu thereof four new sections relating to elections.

SB 655—By Crawford.

An Act to repeal section 70.631, RSMo, and to enact in lieu thereof one new section relating to the Missouri local government employees' retirement system.

SB 656—By Crawford.

An Act to amend chapters 143 and 148, RSMo, by adding thereto two new sections relating to a tax deduction for financial institutions that provide loans in rural areas.

SB 657—By Cierpiot.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to school board member recall elections.

SB 658—By Cierpiot.

An Act to repeal section 135.481, RSMo, and to enact in lieu thereof one new section relating to a tax credit for rehabilitation or construction of certain residences.

SB 659—By Cierpiot.

An Act to repeal section 170.018, RSMo, and to enact in lieu thereof one new section relating to computer science courses.

SB 660—By Arthur.

An Act to amend chapters 160, 161, and 162, RSMo, by adding thereto four new sections relating to competency-based education in elementary and secondary schools.

SB 661—By Arthur.

An Act to repeal section 167.227, RSMo, and to enact in lieu thereof one new section relating to attendance in public school district summer school programs.

SB 662—By Arthur.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to school innovation waivers.

SB 663—By Bernskoetter.

An Act to repeal sections 128.345, 128.346, and 128.348, RSMo, and to enact in lieu thereof twelve new sections relating to the establishement of new congressional districts, with an emergency clause.

SB 664—By Bernskoetter.

An Act to repeal section 217.690, RSMo, and to enact in lieu thereof one new section relating to eligibility for parole.

SB 665—By Bernskoetter.

An Act to repeal section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof one new section relating to the duration of unemployment

benefits.

SB 666—By Burlison.

An Act to repeal sections 563.016 and 563.031, RSMo, and to enact in lieu thereof two new sections relating to the use of self-defense.

SB 667—By Burlison.

An Act to repeal sections 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof six new sections relating to public funding of health care.

SB 668—By Burlison.

An Act to repeal sections 115.085 and 115.427, RSMo, and to enact in lieu thereof three new sections relating to elections.

SB 669—By White.

An Act to repeal sections 537.060 and 537.067, RSMo, and to enact in lieu thereof four new sections relating to civil actions.

SB 670—By White.

An Act to repeal sections 115.013, 115.031, 115.045, 115.051, 115.081, 115.085, 115.105, 115.107, 115.151, 115.157, 115.160, 115.205, 115.225, 115.237, 115.257, 115.275, 115.277, 115.279, 115.283, 115.285, 115.287, 115.291, 115.302, 115.417, 115.427, 115.435, 115.447, 115.652, 115.902, and 115.960, RSMo, and to enact in lieu thereof thirty-two new sections relating to elections, with penalty provisions.

SB 671—By White.

An Act to repeal sections 191.900, 191.905, 208.909, 565.184, and 630.155, RSMo, and to enact in lieu thereof seven new sections relating to protection of vulernable persons, with penalty provisions.

SB 672—By Hough.

An Act to repeal section 173.2553, RSMo, and to enact in lieu thereof one new section relating to workforce development.

SB 673—By Hough and Beck.

An Act to amend chapter 288, RSMo, by adding thereto one new section relating to the recovery of overpaid unemployment benefits, with an emergency clause.

SB 674—By Hough.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to grants to employers for the purpose of enhancing cybersecurity.

SB 675—By Brown.

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to rural workforce development incentives.

SB 676—By Brown.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

SB 677—By Brown.

An Act to repeal section 135.305, RSMo, and to enact in lieu thereof one new section relating to the extension of sunset dates for certain tax credits.

SB 678—By Luetkemeyer.

An Act to repeal section 84.730, RSMo, and to enact in lieu thereof one new section relating to the Kansas City board of police, with an emergency clause.

SB 679—By Luetkemeyer.

An Act to repeal sections 115.225, 115.237, 115.277, 115.283, 115.285, 115.291, 115.302, 115.427, 115.429, and 115.449, RSMo, and to enact in lieu thereof eleven new sections relating to elections.

SB 680—By Luetkemeyer.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to property tax assessments.

SB 681—By O'Laughlin.

An Act to repeal sections 161.097, 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof five new sections relating to reading success in schools, with a delayed effective date.

SB 682—By O'Laughlin.

An Act to repeal section 338.010, RSMo, and to enact in lieu thereof one new section relating to pharmacists.

SB 683—By O'Laughlin.

An Act to repeal section 210.211, RSMo, and to enact in lieu thereof one new section relating to child care, with an emergency clause.

SB 684—By May.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to elective social studies courses on the Bible.

SB 685—By May.

An Act to repeal section 454.1005, RSMo, and to enact in lieu thereof one new section relating to child support enforcement.

SB 686—By May.

An Act to amend chapter 313, RSMo, by adding thereto six new sections relating to video lottery, with penalty provisions.

SB 687—By Williams.

An Act to repeal sections 43.504, 43.507, and 610.140, RSMo, and to enact in lieu thereof three new sections relating to expungement of records.

SB 688—By Williams.

An Act to repeal section 620.1039, RSMo, and to enact in lieu thereof one new section relating to a tax

credit for certain research expenses.

SB 689—By Williams.

An Act to repeal sections 590.040 and 590.080, RSMo, and to enact in lieu thereof two new sections relating to peace officer standards.

SB 690—By Thompson Rehder.

An Act to repeal sections 579.040 and 579.076, RSMo, and to enact in lieu thereof two new sections relating to distributors of hypodermic needles, with existing penalty provisions.

SB 691—By Thompson Rehder.

An Act to amend chapter 171, RSMo, by adding thereto one new section relating to criminal background checks for persons having contact with students.

SB 692—By Thompson Rehder.

An Act to repeal sections 171.031 and 171.033, RSMo, and to enact in lieu thereof two new sections relating to half-day educational programs.

SB 693—By Brattin.

An Act to repeal sections 67.308, 167.181, 210.003, 288.030, and 288.040, RSMo, and to enact in lieu thereof seven new sections relating to COVID-19 vaccine requirements.

SB 694—By Brattin.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

SB 695—By Brattin.

An Act to repeal sections 115.013, 115.107, 115.111, 115.163, 115.179, 115.181, 115.193, 115.221, 115.225, 115.237, 115.277, 115.279, 115.283, 115.285, 115.291, 115.302, 115.427, and 115.652, RSMo, and to enact in lieu thereof twenty new sections relating to elections, with penalty provisions.

SB 696—By Gannon.

An Act to repeal sections 115.277, 115.279, 115.283, and 115.291, RSMo, and to enact in lieu thereof four new sections relating to absentee voting, with existing penalty provisions.

SB 697—By Gannon.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to dogs.

SB 698—By Gannon.

An Act to repeal sections 208.151 and 208.662, RSMo, and to enact in lieu thereof two new sections relating to Medicaid services for certain low-income women, with an emergency clause.

SB 699—By Moon.

An Act to repeal sections 1.205, 170.015, 188.010, 188.015, 188.017, 188.018, 188.020, 188.021, 188.023, 188.025, 188.026, 188.027, 188.028, 188.030, 188.031, 188.033, 188.035, 188.036, 188.038,

188.039, 188.043, 188.044, 188.047, 188.052, 188.055, 188.056, 188.057, 188.058, 188.060, 188.065, 188.070, 188.075, 188.080, 188.100, 188.105, 188.110, 188.115, 188.120, 188.125, 188.160, 188.200, 188.205, 188.210, 188.215, 188.220, 188.230, 188.250, 188.325, 188.335, 188.375, 191.211, 191.320, 191.724, 191.831, 191.923, 191.975, 192.665, 192.667, 194.390, 196.1127, 197.150, 197.152, 197.158, 197.160, 197.162, 197.165, 197.200, 197.205, 197.215, 197.220, 197.225, 197.230, 197.235, 197.240, 197.285, 197.287, 197.289, 197.293, 197.295, 197.315, 208.655, 334.100, 334.245, 376.805, 376.1199, 491.060, 556.061, 562.031, 562.071, 563.026, 565.300, 574.200, 595.027, and 595.120, RSMo, and to enact in lieu thereof forty-six new sections relating to abortion, with penalty provisions and an emergency clause.

SB 700—By Moon.

An Act to repeal sections 144.020 and 144.190, RSMo, and to enact in lieu thereof two new sections relating to sales tax, with an emergency clause.

SB 701—By Moon.

An Act to repeal section 143.071, RSMo, and to enact in lieu thereof one new section relating to corporate income tax.

SB 702—By Eslinger.

An Act to repeal section 213.055, RSMo, and to enact in lieu thereof one new section relating to unlawful employment practices.

SB 703—By Eslinger.

An Act to repeal section 167.903, RSMo, and to enact in lieu thereof three new sections relating to workforce development in elementary and secondary education.

SB 704—By Eslinger.

An Act to repeal section 50.327, RSMo, and to enact in lieu thereof one new section relating to salary schedules for third class counties.

SB 705—By Bean and Eslinger.

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to the establishment of the joint committee on rural economic development.

SB 706—By Bean.

An Act to amend chapter 290, RSMo, by adding thereto one new section relating to labor organizations, with penalty provisions.

SB 707—By Bean.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for the sale of ethanol fuel.

SB 708—By Beck.

An Act to repeal section 287.067, RSMo, and to enact in lieu thereof one new section relating to occupational diseases under workers' compensation laws.

SB 709—By Beck and Hough.

An Act to amend chapter 288, RSMo, by adding thereto one new section relating to the recovery of overpaid unemployment benefits, with an emergency clause.

SB 710—By Beck.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to the care of students with epilepsy or seizure disorders, with an emergency clause.

SB 711—By Razer.

An Act to repeal sections 213.010, 213.030, 213.040, 213.045, 213.050, 213.055, 213.065, 213.070, and 213.101, RSMo, and to enact in lieu thereof nine new sections relating to discrimination based on sexual orientation or gender identity.

SB 712—By Razer.

An Act to repeal sections 169.141 and 169.715, RSMo, and to enact in lieu thereof two new sections relating to retirement benefits for certain public school employees.

SB 713—By Razer.

An Act to repeal section 304.820, RSMo, and to enact in lieu thereof one new section relating to the operation of motor vehicles while using electronic devices, with penalty provisions.

SB 714—By Roberts.

An Act to amend chapter 217, RSMo, by adding thereto one new section relating to parole eligibility.

SB 715—By Roberts.

An Act to amend chapter 137, RSMo, by adding thereto one new section relating to a property tax credit for certain senior citizens.

SB 716—By Roberts.

An Act to amend chapters 362, 369, and 370, RSMo, by adding thereto four new sections relating to financial institutions.

SB 717—By Washington.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for urban farms.

SB 718—By Washington.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to historically black college and university week.

SB 719—By Washington.

An Act to amend chapter 99, RSMo, by adding thereto one new section relating to a tax credit for the purchase of blighted property.

SB 720—By Mosley.

An Act to repeal section 144.070, RSMo, and section 144.020 as enacted by senate bills nos. 153 & 97,

one hundred first general assembly, first regular session, and to enact in lieu thereof two new sections relating to motor vehicle sales tax.

SB 721—By Mosley.

An Act to repeal section 135.750, RSMo, and to enact in lieu thereof one new section relating to tax credits for qualified film projects.

SB 722—By Mosley.

An Act to amend chapter 476, RSMo, by adding thereto one new section relating to the timing of proceedings in courts, with penalty provisions.

SB 723—By Hegeman.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the Medicaid stabilization fund.

SB 724—By Hegeman.

An Act to repeal section 105.145, RSMo, and to enact in lieu thereof one new section relating to financial statements of political subdivisions, with penalty provisions.

SB 725—By Hegeman.

An Act to repeal section 190.800, RSMo, and to enact in lieu thereof one new section relating to ground ambulance services.

SB 726—By Onder.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to health care.

SB 727—By Onder.

An Act to repeal sections 197.305, 197.315, 197.320, 197.366, and 354.095, RSMo, and to enact in lieu thereof four new sections relating to certificates of need.

SB 728—By Onder.

An Act to repeal section 105.505, RSMo, and to enact in lieu thereof one new section relating to the authorization of the deduction of moneys from the paychecks of public employees for the benefit of public labor organizations, with penalty provisions.

SB 729—By Schupp.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof ten new sections relating to leave from employment, with a referendum clause.

SB 730—By Schupp.

An Act to repeal sections 115.277, 115.279, 115.283, and 115.291, RSMo, and to enact in lieu thereof four new sections relating to absentee voting, with existing penalty provisions.

SB 731—By Schupp.

An Act to amend chapter 571, RSMo, by adding thereto two new sections relating to the sale or transfer

of weapons, with penalty provisions.

SB 732—By Hoskins.

An Act to repeal section 135.750, RSMo, and to enact in lieu thereof one new section relating to tax credits for qualified motion media projects.

SB 733—By Hoskins.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for certain live entertainment events, with an effective date.

SB 734—By Hoskins.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

SB 735—By Koenig.

An Act to repeal sections 67.457, 67.1481, 67.1545, 238.235, 238.236, and 238.275, RSMo, and to enact in lieu thereof six new sections relating to certain special taxing districts.

SB 736—By Koenig.

An Act to amend chapter 139, RSMo, by adding thereto one new section relating to property tax relief due to certain restrictive orders, with an emergency clause.

SB 737—By Koenig.

An Act to repeal sections 188.027, 188.036, and 188.047, RSMo, and to enact in lieu thereof five new sections relating to abortion, with penalty provisions.

SB 738—By Eigel.

An Act to repeal sections 115.225, 115.237, 115.277, 115.283, 115.285, 115.291, 115.302, and 115.427, RSMo, and to enact in lieu thereof eight new sections relating to elections.

SB 739—By Eigel.

An Act to repeal section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof one new section relating to income taxes.

SB 740—By Eigel.

An Act to repeal sections 162.083, 162.221, 162.223, 162.241, 162.261, 162.291, 162.301, 162.341, 162.431, 162.459, 162.471, 162.481, 162.492, 162.601, 162.821, 162.825, 162.865, 162.867, 162.910, 167.029, and 167.181, RSMo, and to enact in lieu thereof thirty-three new sections relating to elementary and secondary education, with effective dates.

SB 741—By Crawford.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to the disclosure of personal information to public agencies, with penalty provisions.

SB 742—By Crawford.

An Act to repeal section 319.129, RSMo, and to enact in lieu thereof one new section relating to the petroleum storage tank insurance fund.

SB 743—By Crawford.

An Act to repeal section 94.902, RSMo, and to enact in lieu thereof one new section relating to a public safety sales tax.

SB 744—By Cierpiot.

An Act to repeal sections 302.130 and 302.178, RSMo, and to enact in lieu thereof two new sections relating to the operation of motor vehicles.

SB 745—By Cierpiot.

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to accounting practices of electrical corporations.

SB 746—By Arthur.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to patient examinations.

SB 747—By Arthur.

An Act to repeal sections 160.522 and 167.161, RSMo, and to enact in lieu thereof three new sections relating to school accountability measures in elementary and secondary education institutions.

SB 748—By Arthur.

An Act to repeal sections 475.010 and 475.082, RSMo, and to enact in lieu thereof three new sections relating to grievances against a guardian or conservator.

SB 749—By Bernskoetter.

An Act to repeal section 115.349, RSMo, and to enact in lieu thereof one new section relating to candidate filing deadlines, with an emergency clause.

SB 750—By Bernskoetter.

An Act to repeal sections 266.355, 643.050, and 643.079, RSMo, and to enact in lieu thereof three new sections relating to anhydrous ammonia.

SB 751—By Bernskoetter.

An Act to repeal section 566.150, RSMo, and to enact in lieu thereof one new section relating to location restrictions for certain offenders, with penalty provisions.

SB 752—By Burlison.

An Act to repeal sections 571.030, 571.107, 571.215, 577.703, and 577.712, RSMo, and to enact in lieu thereof seven new sections relating to firearms, with existing penalty provisions.

SB 753—By Burlison.

An Act to repeal section 188.035, RSMo, and to enact in lieu thereof one new section relating to abortion, with penalty provisions.

SB 754—By Burlison.

An Act to repeal sections 407.1095, 407.1098, 407.1101, and 407.1104, RSMo, and to enact in lieu

thereof five new sections relating to telecommunication practices, with penalty provisions.

SB 755—By White.

An Act to repeal section 552.020, RSMo, and to enact in lieu thereof one new section relating to the discharge of certain committed persons.

SB 756—By White.

An Act to repeal sections 386.266, 393.1400, 393.1640, and 393.1655, RSMo, and to enact in lieu thereof six new sections relating to public utilities.

SB 757—By White.

An Act to repeal sections 191.500, 191.515, 191.520, 191.525, 335.230, and 335.257, RSMo, and to enact in lieu thereof six new sections relating to medical student loan programs.

SB 758—By Hough.

An Act to repeal sections 8.250, 8.260, 8.675, 8.677, 8.679, 34.055, 34.057, 34.058, 34.100, 34.203, 34.206, 34.209, 34.212, 34.217, and 34.218, RSMo, and to enact in lieu thereof fifteen new sections relating to public contracts.

SB 759—By Hough.

An Act to repeal section 32.087, RSMo, and to enact in lieu thereof one new section relating to local sales taxes.

SB 760—By Hough.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to grants to employers to encourage employees to obtain upskill credentials.

SB 761—By Brown.

An Act to amend chapter 43, RSMo, by adding thereto one new section relating to fees paid to the Missouri highway patrol.

SB 762—By Brown.

An Act to repeal sections 301.147, 307.350, and 643.315, RSMo, and to enact in lieu thereof four new sections relating to motor vehicle registration.

SB 763—By Brown.

An Act to repeal section 386.890, RSMo, and to enact in lieu thereof two new sections relating to net metering.

SB 764—By Luetkemeyer.

An Act to repeal sections 313.800 and 572.015, RSMo, and to enact in lieu thereof fourteen new sections relating to gaming.

SB 765—By Luetkemeyer.

An Act to repeal sections 575.353, 578.007, and 578.022, RSMo, and to enact in lieu thereof three new

sections relating to the offense of assault on a law enforcement animal, with penalty provisions.

SB 766—By Luetkemeyer.

An Act to repeal section 544.170, RSMo, and to enact in lieu thereof one new section relating to detention on arrest without a warrant, with an existing penalty provision.

SB 767—By O'Laughlin.

An Act to repeal section 169.075, RSMo, and to enact in lieu thereof one new section relating to elementary and secondary education.

SB 768—By O'Laughlin.

An Act to amend chapters 161 and 162, RSMo, by adding thereto two new sections relating to accountability requirements for elementary and secondary schools.

SB 769—By O'Laughlin.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to recovery programs for high school students.

SB 770—By May.

An Act to repeal sections 173.035 and 173.1004, RSMo, and to enact in lieu thereof two new sections relating to employment opportunities for graduates of institutions of higher education.

SB 771—By May.

An Act to repeal section 163.011, RSMo, and to enact in lieu thereof one new section relating to the calculation of weighted average daily attendance.

SB 772—By May.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to community investment corporations.

SB 773—By Williams.

An Act to repeal section 208.146, RSMo, and to enact in lieu thereof one new section relating to the ticket to work health assurance program.

SB 774—By Thompson Rehder.

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to kratom products, with penalty provisions.

SB 775—By Thompson Rehder.

An Act to repeal section 491.015, RSMo, and to enact in lieu thereof one new section relating to witnesses in certain criminal cases.

SB 776—By Brattin.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to parental rights in public schools.

SB 777—By Brattin.

An Act to amend chapter 288, RSMo, by adding thereto one new section relating to employment security.

SB 778—By Brattin.

An Act to repeal section 188.052, RSMo, and to enact in lieu thereof five new sections relating to abortion.

SB 779—By Gannon.

An Act to repeal section 208.164, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet providers.

SB 780—By Moon.

An Act to repeal section 115.427, RSMo, and to enact in lieu thereof one new section relating to elections.

SB 781—By Moon.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to middle school, high school, and college athletics.

SB 782—By Moon.

An Act to repeal sections 142.803 and 142.822, RSMo, and to enact in lieu thereof one new section relating to the motor fuel tax.

SB 783—By Eslinger.

An Act to repeal sections 303.025 and 303.041, RSMo, and to enact in lieu thereof seven new sections relating to motor vehicle financial responsibility, with penalty provisions.

SB 784—By Eslinger.

An Act to repeal sections 287.610, 287.615, and 287.812, RSMo, and to enact in lieu thereof three new sections relating to workers' compensation.

SB 785—By Eslinger.

An Act to repeal sections 301.010, 301.062, 304.180, and 304.240, RSMo, and to enact in lieu thereof four new sections relating to limitations on certain commercial motor vehicles, with existing penalty provisions.

SB 786—By Bean.

An Act to amend chapter 590, RSMo, by adding thereto two new sections relating to peace officer tuition reimbursement.

SB 787—By Bean and Eslinger.

An Act to repeal section 558.019, RSMo, and to enact in lieu thereof one new section relating to criminal sentencing.

SB 788—By Bean.

An Act to amend chapter 49, RSMo, by adding thereto one new section relating to vandalism of certain property designated by a county commission, with penalty provisions.

SB 789—By Beck.

An Act to amend chapter 431, RSMo, by adding thereto one new section relating to covenants not to compete.

SB 790—By Beck.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for grocery stores.

SB 791—By Beck.

An Act to repeal section 442.571, RSMo, and to enact in lieu thereof one new section relating to foreign ownership of agricultural land.

SB 792—By Razer.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to school bus transportation safety.

SB 793—By Washington.

An Act to amend chapter 610, RSMo, by adding thereto one new section relating to expungement of certain marijuana offenses.

SB 794—By Washington.

An Act to amend chapter 487, RSMo, by adding thereto one new section relating to family court participants participating in the medical marijuana program.

SB 795—By Washington.

An Act to repeal sections 544.190 and 563.046, RSMo, and to enact in lieu thereof three new sections relating to use of force by law enforcement officers, with penalty provisions.

SB 796—By Mosley.

An Act to repeal section 301.131, RSMo, and to enact in lieu thereof one new section relating to historic motor vehicles.

SB 797—By Mosley.

An Act to repeal section 235.140, RSMo, and to enact in lieu thereof one new section relating to the election of board members for street light maintenance districts.

SB 798—By Mosley.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

SB 799—By Hegeman.

An Act to repeal section 575.200, RSMo, and to enact in lieu thereof one new section relating to escape

from custody, with penalty provisions.

SB 800—By Hegeman.

An Act to repeal section 161.217, RSMo, and to enact in lieu thereof one new section relating to the extension of the early learning quality assurance report program.

SB 801—By Hegeman.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for certain medical education-related preceptorships.

SB 802—By Onder.

An Act to repeal section 334.285, RSMo, and to enact in lieu thereof one new section relating to physician maintenance of certification or licensure.

SB 803—By Onder.

An Act to amend chapter 431, RSMo, by adding thereto one new section relating to restrictive employment covenants for physicians and advanced practice registered nurses.

SB 804—By Onder.

An Act to repeal sections 70.385, 70.441, 571.107, 577.703, and 577.712, RSMo, and to enact in lieu thereof four new sections relating to public transportation systems, with existing penalty provisions.

SB 805—By Hoskins.

An Act to amend chapter 135, RSMo, by adding thereto two new sections relating to tax credits for biodiesel fuels.

SB 806—By Hoskins.

An Act to repeal section 162.720, RSMo, and to enact in lieu thereof one new section relating to gifted children.

SB 807—By Hoskins.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to a deduction for business expenses related to the sale of medical marijuana.

SB 808—By Koenig.

An Act to amend chapter 288, RSMo, by adding thereto two new sections relating to employment security, with a delayed effective date.

SB 809—By Koenig.

An Act to repeal sections 294.005, 294.022, 294.024, 294.027, 294.045, 294.051, 294.054, 294.060, 294.070, 294.080, and 294.090, RSMo, and to enact in lieu thereof nine new sections relating to the regulation of employment.

SB 810—By Koenig.

An Act to amend chapter 161, RSMo, by adding thereto three new sections relating to elementary and

secondary education, with an emergency clause.

SB 811—By Eigel.

An Act to repeal sections 142.803 and 142.822, RSMo, and to enact in lieu thereof one new section relating to the motor fuel tax.

SB 812—By Eigel.

An Act to repeal section 116.160, RSMo, and to enact in lieu thereof one new section relating to legal challenges to ballot summaries prepared by the general assembly.

SB 813—By Eigel.

An Act to repeal section 643.310, RSMo, and to enact in lieu thereof one new section relating to motor vehicle emissions inspections.

SB 814—By Arthur.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to prescription insulin drugs.

SB 815—By Arthur.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to prescription insulin drugs.

SB 816—By Arthur.

An Act to repeal section 163.018, RSMo, and to enact in lieu thereof one new section relating to calculation of average daily attendance for early childhood education programs.

SB 817—By Bernskoetter.

An Act to repeal section 348.500, RSMo, and to enact in lieu thereof one new section relating to family farms.

SB 818—By Bernskoetter.

An Act to repeal section 163.016, RSMo, and to enact in lieu thereof one new section relating to the dollar value modifier used in certain school districts.

SB 819—By Bernskoetter.

An Act to repeal section 313.004, RSMo, and to enact in lieu thereof one new section relating to the Missouri gaming commission, with existing penalty provisions.

SB 820—By Burlison.

An Act to repeal section 442.404, RSMo, and to enact in lieu thereof one new section relating to restrictive covenants.

SB 821—By Burlison.

An Act to repeal section 537.067, RSMo, and to enact in lieu thereof one new section relating to joint and several liability.

SB 822—By Burlison.

An Act to repeal section 226.525, RSMo, and to enact in lieu thereof one new section relating to highway signs.

SB 823—By White.

An Act to repeal sections 210.135, 210.140, 210.147, 210.762, and 211.081, RSMo, and to enact in lieu thereof six new sections relating to child protection.

SB 824—By White.

An Act to amend chapter 386, RSMo, by adding thereto one new section relating to a community solar pilot program.

SB 825—By White.

An Act to repeal section 565.030, RSMo, and to enact in lieu thereof one new section relating to jury instructions for the offense of murder in the first degree.

SB 826—By Hough.

An Act to repeal section 210.278, RSMo, and to enact in lieu thereof one new section relating to neighborhood youth development programs.

SB 827—By Hough.

An Act to repeal section 610.021, RSMo, and to enact in lieu thereof one new section relating to records of municipally owned utilities.

SB 828—By Hough.

An Act to repeal sections 154.030 and 154.040, RSMo, relating to wharfage taxes.

SB 829—By Brown.

An Act to repeal sections 191.1145, 191.1146, 334.108, and 376.1900, RSMo, and to enact in lieu thereof four new sections relating to telemedicine services.

SB 830—By Brown.

An Act to repeal sections 197.400 and 197.445, RSMo, and to enact in lieu thereof two new sections relating to home health.

SB 831—By Brown.

An Act to repeal sections 570.010 and 570.030, RSMo, and to enact in lieu thereof three new sections relating to criminal offenses involving teller machines, with penalty provisions.

SB 832—By Luetkemeyer.

An Act to repeal section 537.600, RSMo, and to enact in lieu thereof one new section relating to liability of private contractors.

SB 833—By Luetkemeyer.

An Act to repeal section 431.202, RSMo, and to enact in lieu thereof two new sections relating to business covenants.

SB 834—By Luetkemeyer.

An Act to amend chapter 217, RSMo, by adding thereto eight new sections relating to the establishment of a correctional center nursery program.

SB 835—By O'Laughlin.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to participation of home school students in public school activities.

SB 836—By O'Laughlin.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to retirement benefits from public employee retirement systems.

SB 837—By May.

An Act to repeal section 556.036, RSMo, and to enact in lieu thereof one new section relating to the statute of limitations for certain sexual offenses.

SB 838—By May.

An Act to repeal section 558.047, RSMo, and to enact in lieu thereof one new section relating to sentence review for certain persons.

SB 839—By Brattin.

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to child custody arrangements.

SB 840—By Brattin.

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to implementation of federal law in this state, with an effective date.

SB 841—By Brattin.

An Act to amend chapter 166, RSMo, by adding thereto seven new sections relating to education savings accounts for elementary and secondary students, with an effective date.

SB 842—By Moon.

An Act to repeal section 195.600, RSMo, relating to the monitoring of certain prescribed controlled substances.

SB 843—By Moon.

An Act to repeal sections 568.060 and 578.421, RSMo, and to enact in lieu thereof three new sections relating to gender reassignment, with penalty provisions.

SB 844—By Moon.

An Act to repeal sections 44.010, 44.032, and 44.100, RSMo, and to enact in lieu thereof three new sections relating to emergency powers.

SB 845—By Eslinger.

An Act to repeal sections 50.800, 50.810, 50.815, and 50.820, RSMo, and to enact in lieu thereof two

new sections relating to county financial statements, with existing penalty provisions.

SB 846—By Eslinger.

An Act to repeal section 161.217, RSMo, and to enact in lieu thereof one new section relating to the early learning quality assurance report program.

SB 847—By Eslinger.

An Act to repeal sections 578.018 and 578.030, RSMo, and to enact in lieu thereof two new sections relating to the confiscation of animals, with penalty provisions.

SB 848—By Bean.

An Act to repeal sections 386.020 and 523.010, RSMo, and to enact in lieu thereof four new sections relating to broadband infrastructure.

SB 849—By Bean.

An Act to amend chapter 226, RSMo, by adding thereto one new section relating to the designation of a historic region.

SB 850—By Bean.

An Act to repeal sections 558.016, 558.019, 571.015, and 571.070, RSMo, and to enact in lieu thereof four new sections relating to criminal laws, with penalty provisions.

SB 851—By Beck.

An Act to repeal section 650.055, RSMo, and to enact in lieu thereof one new section relating to the collection of biological samples from individuals arrested for felony offenses, with existing penalty provisions.

SB 852—By Beck.

An Act to amend chapter 285, RSMo, by adding thereto one new section relating to employer hiring practices.

SB 853—By Beck.

An Act to amend chapter 290, RSMo, by adding thereto one new section relating to compensation owed to employees.

SB 854—By Washington.

An Act to amend chapter 590, RSMo, by adding thereto three new sections relating to reporting requirements of law enforcement agencies.

SB 855—By Washington.

An Act to amend chapters 171 and 173, RSMo, by adding thereto two new sections relating to student journalists.

SB 856—By Washington.

An Act to repeal section 610.140, RSMo, and to enact in lieu thereof two new sections relating to

expungement.

SB 857—By Mosley.

An Act to repeal sections 452.340, 452.375, 452.377, 452.780, 453.110, and 475.060, RSMo, and to enact in lieu thereof six new sections relating to child custody, with penalty provisions.

SB 858—By Mosley.

An Act to amend chapter 321, RSMo, by adding thereto one new section relating to fire protection districts.

SB 859—By Mosley.

An Act to amend chapter 85, RSMo, by adding thereto seventy-two new sections relating to police protection districts, with penalty provisions.

SB 860—By Hegeman.

An Act to repeal sections 135.350 and 135.352, RSMo, and to enact in lieu thereof two new sections relating to low-income housing tax credits.

SB 861—By Onder.

An Act to repeal sections 115.225, 115.237, and 115.427, RSMo, and to enact in lieu thereof three new sections relating to elections.

SB 862—By Onder.

An Act to repeal sections 116.030, 116.040, 116.050, 116.080, 116.090, 116.110, 116.130, 116.160, 116.230, 116.270, 116.332, and 116.334, RSMo, and to enact in lieu thereof thirteen new sections relating to the petition process for amending the law, with penalty provisions and an effective date.

SB 863—By Onder.

An Act to repeal sections 285.500, 287.020, 288.034, and 387.414, RSMo, and to enact in lieu thereof five new sections relating to the classification of workers.

SB 864—By Hoskins.

An Act to repeal section 215.020, RSMo, and to enact in lieu thereof one new section relating to the Missouri housing development commission.

SB 865—By Hoskins.

An Act to repeal section 100.265, RSMo, and to enact in lieu thereof one new section relating to the Missouri development finance board.

SB 866—By Hoskins.

An Act to repeal section 348.436, RSMo, and to enact in lieu thereof one new section relating to a tax credit for agricultural production.

SB 867—By Koenig.

An Act to amend chapter 324, RSMo, by adding thereto eleven new sections relating to statewide

mechanical contractor licenses, with penalty provisions.

SB 868—By Koenig.

An Act to repeal sections 135.800, 135.802, 135.805, 135.810, 135.815, 135.825, and 143.119, RSMo, and to enact in lieu thereof seven new sections relating to tax credits.

SB 869—By Koenig.

An Act to repeal section 160.415, RSMo, and to enact in lieu thereof one new section relating to charter school funding.

SB 870—By Eigel.

An Act to repeal section 143.021, RSMo, and to enact in lieu thereof one new section relating to income taxes.

SB 871—By Eigel.

An Act to repeal sections 143.124 and 143.125, RSMo, and to enact in lieu thereof two new sections relating to income tax.

SB 872—By Eigel.

An Act to repeal section 476.055, RSMo, and to enact in lieu thereof one new section relating to the redaction of personal identifying information from court automation systems, with existing penalty provisions.

SB 873—By Arthur.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to a tax deduction for educator expenses.

SB 874—By Arthur.

An Act to repeal section 99.805, RSMo, and to enact in lieu thereof one new section relating to tax increment financing.

SB 875—By Arthur.

An Act to repeal sections 115.277, 115.279, 115.283, and 115.291, RSMo, and to enact in lieu thereof four new sections relating to absentee voting, with existing penalty provisions.

SB 876—By Bernskoetter.

An Act to repeal section 288.132, RSMo, and to enact in lieu thereof two new sections relating to automation adjustments paid by employers subject to unemployment compensation laws, with an effective date.

SB 877—By Bernskoetter.

An Act to repeal sections 347.143, 347.179, 347.183, 358.460, and 358.470, RSMo, and to enact in lieu thereof six new sections relating to business entities registered with the secretary of state, with existing penalty provisions.

SB 878—By Bernskoetter.

An Act to repeal section 575.205, RSMo, and to enact in lieu thereof one new section relating to the offense of tampering with electronic monitoring equipment, with penalty provisions.

SB 879—By Burlison.

An Act to amend chapter 537, RSMo, by adding thereto seven new sections relating to actions for damages due to exposure to asbestos.

SB 880—By Burlison.

An Act to repeal section 290.590, RSMo, and to enact in lieu thereof one new section relating to labor organizations, with penalty provisions.

SB 881—By Burlison.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for certain solar energy systems.

SB 882—By White.

An Act to repeal sections 42.051, 167.020, and 324.001, RSMo, and to enact in lieu thereof four new sections relating to miltary affairs, with existing penalty provisions.

SB 883—By White.

An Act to repeal section 105.721, RSMo, and to enact in lieu thereof one new section relating to the state legal expense fund.

SB 884—By White.

An Act to repeal sections 144.064, 571.101, and 571.111, RSMo, and to enact in lieu thereof three new sections relating to firearms, with existing penalty provisions.

SB 885—By Brown.

An Act to repeal section 415.415, RSMo, and to enact in lieu thereof one new section relating to self-storage.

SB 886—By Luetkemeyer.

An Act to repeal section 456.4-419, RSMo, and to enact in lieu thereof two new sections relating to trusts.

SB 887—By Brattin.

An Act to repeal sections 115.151, 115.160, and 115.960, RSMo, and to enact in lieu thereof three new sections relating to voter registration.

SB 888—By Brattin.

An Act to amend chapter 544, RSMo, by adding thereto one new section relating to the release of a defendant.

SB 889—By Brattin.

An Act to repeal section 55.160, RSMo, and to enact in lieu thereof one new section relating to county

auditors.

SB 890—By Moon.

An Act to repeal sections 197.300, 197.305, 197.310, 197.311, 197.312, 197.315, 197.316, 197.318, 197.320, 197.325, 197.326, 197.327, 197.330, 197.335, 197.340, 197.345, 197.355, 197.357, 197.366, 197.367, 197.705, 198.530, 208.169, and 354.095, RSMo, and to enact in lieu thereof four new sections relating to certificates of need.

SB 891—By Moon.

An Act to amend chapters 67 and 162, RSMo, by adding thereto four new sections relating to recall of local officials.

SB 892—By Moon.

An Act to repeal section 144.1021, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof three new sections relating to taxation.

SB 893—By Beck.

An Act to repeal section 290.502, RSMo, and to enact in lieu thereof one new section relating to the minimum wage rate.

SB 894—By Beck.

An Act to repeal sections 455.050, 455.523, 565.076, 565.227, and 571.070, RSMo, and to enact in lieu thereof five new sections relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

SB 895—By Beck.

An Act to repeal sections 571.060 and 571.070, RSMo, and to enact in lieu thereof two new sections relating to firearms, with penalty provisions.

SB 896—By Washington.

An Act to repeal sections 559.016 and 559.600, RSMo, and to enact in lieu thereof two new sections relating to probation and parole for certain offenders.

SB 897—By Washington.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for feminine hygiene products.

SB 898—By Washington.

An Act to repeal section 92.035, RSMo, and to enact in lieu thereof one new section relating to a property tax levy for certain museums.

SB 899—By Mosley.

An Act to amend chapter 217, RSMo, by adding thereto five new sections relating to the oversight of department of corrections facilities.

SB 900—By Mosley.

An Act to repeal section 115.295, RSMo, and to enact in lieu thereof one new section relating to rejected absentee ballots.

SB 901—By Mosley.

An Act to repeal sections 115.365, 115.603, 115.619, and 115.621, RSMo, and to enact in lieu thereof four new sections relating to county commission district political party committees.

SB 902—By Onder.

An Act to repeal section 143.022, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof two new sections relating to income taxes.

SB 903—By Onder.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to health care.

SB 904—By Hoskins.

An Act to repeal section 285.730, RSMo, and to enact in lieu thereof one new section relating to professional employer organizations.

SB 905—By Hoskins.

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to rural workforce development incentives.

SB 906—By Hoskins.

An Act to repeal sections 313.230, 313.255, 313.800, and 572.015, RSMo, and to enact in lieu thereof twenty-six new sections relating to gaming, with penalty provisions.

SB 907—By Koenig.

An Act to repeal sections 115.137, 115.155, 115.157, 115.163, 115.225, 115.249, 115.279, 115.287, 115.327, 115.349, 115.351, 115.363, 115.395, 115.397, 115.409, 115.429, and 115.770, RSMo, and to enact in lieu thereof nineteen new sections relating to elections, with penalty provisions and a delayed effective date for certain sections.

SB 908—By Koenig.

An Act to repeal sections 67.457, 67.461, 67.1421, 67.1431, 67.1471, 99.825, 99.830, 99.865, 238.212, and 238.222, RSMo, and to enact in lieu thereof ten new sections relating to certain special taxing districts.

SB 909—By Koenig.

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to the use of online platforms by health care contractors.

SB 910—By Eigel.

An Act to amend chapters 260 and 644, RSMo, by adding thereto two new sections relating to processed

recycled asphalt shingles.

SB 911—By Eigel.

An Act to repeal section 137.073, RSMo, and to enact in lieu thereof one new section relating to property taxes.

SB 912—By Eigel.

An Act to repeal section 376.1109, RSMo, and to enact in lieu thereof one new section relating to long-term care insurance.

SB 913—By Arthur.

An Act to repeal section 306.220, RSMo, and to enact in lieu thereof one new section relating to personal flotation devices, with penalty provisions.

SB 914—By Arthur.

An Act to repeal sections 59.319 and 215.036, RSMo, and to enact in lieu thereof two new sections relating to the Missouri housing trust fund.

SB 915—By Arthur.

An Act to repeal sections 337.035, 337.330, 337.525, 337.630, and 337.730, RSMo, and to enact in lieu thereof five new sections relating to conversion therapy for minors.

SB 916—By Bernskoetter.

An Act to repeal sections 210.201 and 210.211, RSMo, and to enact in lieu thereof two new sections relating to child care facilities.

SB 917—By Burlison.

An Act to repeal sections 335.016, 335.046, 335.051, 335.056, 335.076, and 335.086, RSMo, and to enact in lieu thereof six new sections relating to advanced practice registered nurses.

SB 918—By Burlison.

An Act to repeal sections 260.373, 260.437, and 260.520, RSMo, and to enact in lieu thereof four new sections relating to the department of natural resources.

SB 919—By Burlison.

An Act to amend chapter 570, RSMo, by adding thereto one new section relating to the offense of mail theft, with penalty provisions.

SB 920—By White.

An Act to repeal section 287.120, RSMo, and to enact in lieu thereof one new section relating to workers' compensation liability.

SB 921—By White and Eslinger.

An Act to repeal sections 338.015, 376.387, and 376.388, RSMo, and to enact in lieu thereof five new sections relating to payments for prescription drugs, with penalty provisions.

SB 922—By White.

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to dietary supplements, with penalty provisions.

SB 923—By Brattin.

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to obscene websites, with penalty provisions.

SB 924—By Beck.

An Act to repeal sections 34.209, 34.212, and 34.218, RSMo, and to enact in lieu thereof three new sections relating to public contracts.

SB 925—By Beck.

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to reciprocal resident bidding.

SB 926—By Mosley.

An Act to repeal section 105.669, RSMo, and to enact in lieu thereof two new sections relating to ethics.

SB 927—By Mosley.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Betty L. Thompson Day in Missouri.

SB 928—By Mosley.

An Act to repeal section 115.607, RSMo, and to enact in lieu thereof one new section relating to reapportionment within political subdivisions.

SB 929—By Koenig.

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to exemptions from continuing education requirements for certain licensed professionals.

SB 930—By Koenig.

An Act to repeal sections 610.010, 610.021, and 610.026, RSMo, and to enact in lieu thereof three new sections relating to access to public records.

SB 931—By Koenig.

An Act to repeal sections 130.029 and 143.081, RSMo, and to enact in lieu thereof two new sections relating to corporations.

SB 932—By Eigel.

An Act to amend chapter 30, RSMo, by adding thereto one new section relating to funds received by the state under the federal Infrastructure Investment and Jobs Act, with an emergency clause.

SB 933—By Eigel.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to payments to MO HealthNet providers.

SB 934—By Arthur.

An Act to amend chapter 285, RSMo, by adding thereto one new section relating to employer hiring practices.

SB 935—By Arthur.

An Act to repeal sections 208.147, 208.151, and 208.646, RSMo, and to enact in lieu thereof three new sections relating to MO HealthNet.

SB 936—By Arthur.

An Act to repeal sections 455.050, 455.523, 565.076, and 571.070, RSMo, and to enact in lieu thereof four new sections relating to the unlawful possession of firearms, with penalty provisions.

SB 937—By White.

An Act to repeal section 545.473, RSMo, and to enact in lieu thereof one new section relating to change of venue for misdemeanors and felonies.

SB 938—By White.

An Act to repeal section 334.036, RSMo, and to enact in lieu thereof one new section relating to licensing of assistant physicians.

SB 939—By White.

An Act to repeal section 195.815, RSMo, and to enact in lieu thereof one new section relating to medical marijuana facilities.

SB 940—By Mosley.

An Act to repeal section 512.180, RSMo, and to enact in lieu thereof one new section relating to transfer of appeals.

SB 941—By Mosley.

An Act to amend chapter 42, RSMo, by adding thereto one new section relating to Missouri veterans' homes.

SB 942—By Mosley.

An Act to amend chapter 324, RSMo, by adding thereto twenty-one new sections relating to the statewide licensure of home improvement contractors and salespersons, with penalty provisions.

SB 943—By Koenig.

An Act to amend chapter 144, RSMo, by adding thereto one new section relating to taxation.

SB 944—By Koenig.

An Act to repeal sections 137.010 and 137.122, RSMo, and to enact in lieu thereof two new sections relating to the assessment of certain properties.

SB 945—By Koenig.

An Act to repeal section 144.010, RSMo, and section 144.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof two new sections

relating to sales taxes on certain purchases of utilities.

SB 946—By White.

An Act to amend chapter 41, RSMo, by adding thereto one new section relating to the minutemen of the state, with penalty provisions.

SB 947—By White.

An Act to amend chapter 376, RSMo, by adding thereto eight new sections relating to prior authorization of health care services.

SB 948—By White.

An Act to repeal sections 217.785, 559.036, and 559.115, RSMo, and to enact in lieu thereof two new sections relating to terms of probation.

SB 949—By Mosley.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to the creation of wards in certain school districts.

SB 950—By Mosley.

An Act to repeal section 160.516, RSMo, and to enact in lieu thereof two new sections relating to the history curriculum in public schools.

SB 951—By Mosley.

An Act to repeal sections 162.081 and 162.083, RSMo, and to enact in lieu thereof two new sections relating to special administrative boards.

SB 952—By White.

An Act to repeal sections 700.090 and 700.095, RSMo, and to enact in lieu thereof two new sections relating to manufactured housing.

SB 953—By White.

An Act to repeal section 386.572, RSMo, and to enact in lieu thereof one new section relating to civil penalties for violating federally mandated natural gas safety standards.

SB 954—By Mosley.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to redistricting political subdivisions.

SB 955—By Mosley.

An Act to repeal section 544.157, RSMo, and to enact in lieu thereof one new section relating to powers of arrest.

SB 956—By Moon.

An Act to repeal section 536.037, RSMo, and to enact in lieu thereof two new sections relating to state enforcement of federal regulations.

SB 957—By Bean.

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to the workforce diploma program.

SB 958—By Bean.

An Act to repeal sections 302.010 and 304.060, RSMo, and to enact in lieu thereof two new sections relating to transportation of school children.

SB 959—By Beck.

An Act to repeal section 376.2034, RSMo, and to enact in lieu thereof one new section relating to insurance coverage for prescription drugs.

SB 960—By Beck.

An Act to repeal section 135.750, RSMo, and to enact in lieu thereof one new section relating to tax credits for qualified motion media projects.

SB 961—By Beck.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for certain live entertainment events, with an effective date.

SB 962—By Luetkemeyer.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to contracts for work on the state highway system.

SB 963—By Brown.

An Act to amend chapter 427, RSMo, by adding thereto one new section relating to the disclosure of information pertaining to certain commercial financing products, with penalty provisions.

SB 964—By Brown and Eslinger.

An Act to repeal sections 217.541, 217.705, 217.718, 217.730, 558.011, 558.026, 558.046, 570.030, and 571.015, RSMo, and to enact in lieu thereof nine new sections relating to conditional release, with existing penalty provisions.

SB 965—By Roberts.

An Act to repeal section 332.071, RSMo, and to enact in lieu thereof two new sections relating to vaccine administration by dentists.

SB 966—By Hough.

An Act to repeal section 321.552, RSMo, and to enact in lieu thereof one new section relating to a sales tax for emergency services.

SB 967—By Hough.

An Act to repeal section 144.070, RSMo, and to enact in lieu thereof one new section relating to the collection of sales tax on motor vehicles.

SB 968—By Burlison.

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to charitable organizations.

SB 969—By Burlison.

An Act to repeal section 393.135, RSMo, and to enact in lieu thereof two new sections relating to construction costs of certain new electric generation facilities.

SB 970—By Eslinger.

An Act to repeal section 320.210, RSMo, and to enact in lieu thereof one new section relating to qualifications of fire protection employees.

SB 971—By Brown.

An Act to repeal sections 301.550, 301.553, 301.555, 301.557, 301.558, 301.559, 301.560, 301.562, 301.563, 301.564, 301.565, 301.566, 301.570, 301.573, and 301.580, RSMo, and to enact in lieu thereof fifteen new sections relating to vehicle dealers, with existing penalty provisions.

SB 972—By Schupp.

An Act to repeal sections 302.302, 302.400, and 304.820, RSMo, and to enact in lieu thereof three new sections relating to operation of motor vehicles while using electronic devices, with penalty provisions.

SB 973—By Schupp.

An Act to amend chapter 188, RSMo, by adding thereto one new section relating to pregnancy-related services.

SB 974—By Schupp.

An Act to repeal section 408.512, RSMo, and to enact in lieu thereof one new section relating to traditional installment loan lenders.

SB 975—By Burlison.

An Act to repeal section 490.715, RSMo, and to enact in lieu thereof one new section relating to the collateral source rule.

SB 976—By Hough.

An Act to repeal section 190.053, RSMo, and to enact in lieu thereof one new section relating to ambulance districts.

SB 977—By Eslinger.

An Act to repeal sections 162.261, 162.281, 162.291, 162.471, 162.481, and 162.491, RSMo, and to enact in lieu thereof seven new sections relating to school district subdistricts.

SB 978—By Eslinger.

An Act to repeal sections 345.015 and 345.050, RSMo, and to enact in lieu thereof four new sections relating to audiology and speech-language pathology.

SB 979—By Beck.

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to animal research.

SB 980—By Beck.

An Act to repeal section 578.012, RSMo, and to enact in lieu thereof one new section relating to the offense of animal abuse, with penalty provisions.

SB 981—By Hoskins.

An Act to repeal sections 620.2450 and 620.2451, RSMo, and to enact in lieu thereof two new sections relating to grants to expand broadband internet access in unserved and underserved areas of the state.

SB 982—By Arthur.

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.199, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.1007, and 210.1080, RSMo, and to enact in lieu thereof twenty-one new sections relating to child care, with existing penalty provisions.

SB 983—By Williams.

An Act to repeal section 161.700, RSMo, and to enact in lieu thereof two new sections relating to holocaust education.

SB 984—By Hegeman.

An Act to amend chapter 256, RSMo, by adding thereto one new section relating to flood resiliency.

SB 985—By Thompson Rehder.

An Act to amend chapter 196, RSMo, by adding thereto two new sections relating to opioid settlements, with an emergency clause.

SB 986—By Bean.

An Act to repeal sections 135.305, 135.686, and 348.436, RSMo, and to enact in lieu thereof three new sections relating to tax credits.

SB 987—By Bean.

An Act to repeal sections 313.800 and 313.805, RSMo, and to enact in lieu thereof two new sections relating to excursion gambling boat facilities.

SB 988—By Cierpiot.

An Act to repeal section 165.011, RSMo, and to enact in lieu thereof one new section relating to school district bond proceeds.

SB 989—By Cierpiot.

An Act to repeal section 386.370, RSMo, and to enact in lieu thereof one new section relating to assessments against public utilities.

SB 990—By Cierpiot.

An Act to amend chapters 67 and 620, RSMo, by adding thereto two new sections relating to pole

replacements for certain broadband facilities.

SB 991—By Hough.

An Act to amend chapter 334, RSMo, by adding thereto one new section relating to certification of certain x-ray technicians.

SB 992—By Beck.

An Act to amend chapter 27, RSMo, by adding thereto one new section relating to attorney's fees for certain civil actions instituted by the attorney general.

SB 993—By Eslinger.

An Act to amend chapter 332, RSMo, by adding thereto one new section relating to Missouri dental board pilot projects.

SB 994—By Washington.

An Act to amend chapters 160 and 213, RSMo, by adding thereto two new sections relating to discriminatory practices.

SB 995—By Washington.

An Act to amend chapter 217, RSMo, by adding thereto one new section relating to parole eligibility.

SB 996—By Bernskoetter.

An Act to repeal sections 36.020, 36.030, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.120, 36.140, 36.250, 36.440, 36.510, 37.010, 105.950, 105.1114, and 288.220, RSMo, and to enact in lieu thereof sixteen new sections relating to the administration of the state personnel law.

SB 997—By Bernskoetter.

An Act to repeal section 33.100, RSMo, and to enact in lieu thereof one new section relating to the payment of salaries out of the state treasury.

SB 998—Withdrawn.

SB 999—By Gannon.

An Act to repeal sections 168.021 and 169.596, RSMo, and to enact in lieu thereof two new sections relating to employment of school personnel.

SB 1000—By Gannon.

An Act to amend chapter 197, RSMo, by adding thereto one new section relating to surgical smoke plume evacuation.

SB 1001—By Bernskoetter.

An Act to repeal sections 327.312, 327.313, 327.314, and 327.331, RSMo, and to enact in lieu thereof four new sections relating to the licensing of land surveyors.

SB 1002—By Bernskoetter.

An Act to repeal section 334.043, RSMo, and to enact in lieu thereof one new section relating to licensure reciprocity for physicians and surgeons.

SB 1003—By Bernskoetter.

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to incumbent electric transmission owners.

SB 1004—By Bernskoetter.

An Act to repeal section 256.710, RSMo, and to enact in lieu thereof one new section relating to the industrial minerals advisory council.

SB 1005—By Bernskoetter.

An Act to amend chapter 510, RSMo, by adding thereto eight new sections relating to subpoenas for discovery issued by foreign jurisdictions.

SB 1006—By Bernskoetter.

An Act to repeal section 494.455, RSMo, and to enact in lieu thereof one new section relating to compensation for jurors.

SB 1007—By Eigel.

An Act to amend chapter 204, RSMo, by adding thereto two new sections relating to reorganized common sewer districts.

SB 1008—By O'Laughlin.

An Act to repeal sections 333.315, 333.320, 333.330, 436.460, and 436.470, RSMo, and to enact in lieu thereof five new sections relating to preneed contracts, with a penalty provision.

SB 1009—By O'Laughlin.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to school innovation waivers.

SB 1010—By O'Laughlin.

An Act to repeal sections 163.161, 167.020, and 167.151, RSMo, and to enact in lieu thereof twelve new sections relating to admission of nonresident pupils, with a delayed effective date and existing penalty provisions.

SB 1011—By O'Laughlin.

An Act to amend chapter 198, RSMo, by adding thereto five new sections relating to supplemental health care services agencies, with penalty provisions.

SB 1012—By Eigel.

An Act to repeal sections 84.020, 84.030, 84.100, 84.140, 84.150, 84.160, 84.170, 84.175, 84.240, 84.341, 84.342, 84.343, 84.344, 84.345, 84.346, 84.347, and 105.726, RSMo, and to enact in lieu thereof twelve new sections relating to the operation of certain law enforcement agencies, with penalty provisions.

SB 1013—By Roberts.

An Act to repeal section 620.515, RSMo, and to enact in lieu thereof one new section relating to grants

for veteran apprenticeship training programs.

SB 1014—By Cierpiot.

An Act to repeal sections 137.100, 153.030, and 153.034, RSMo, and to enact in lieu thereof four new sections relating to the taxation of property associated with the production of energy.

SB 1015—By Hough.

An Act to repeal section 144.027, RSMo, and to enact in lieu thereof one new section relating to vehicle sales tax.

SB 1016—By Roberts.

An Act to repeal section 571.030, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful use of weapons, with penalty provisions.

SB 1017—By Bernskoetter.

An Act to repeal sections 8.800, 8.805, 8.830, 8.843, 30.750, 67.2835, 135.311, 135.710, 135.950, 178.585, 186.019, 290.257, 374.007, 386.040, 386.071, 386.700, 386.710, 386.890, 393.1025, 414.400, 414.406, 414.417, 414.510, 620.010, 620.035, 620.484, 620.490, 620.511, 620.512, 620.513, 620.2300, 640.090, 640.153, 640.157, 640.160, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and section 167.910 as enacted by house bill no. 1606, ninety-ninth general assembly, second regular session, and section 167.910 as enacted by house bill no. 1415, ninety-ninth general assembly, second regular session, and to enact in lieu thereof forty-one new sections relating to reorganization and renaming of certain state agencies.

SB 1018—By Bernskoetter.

An Act to repeal section 523.061, RSMo, and to enact in lieu thereof one new section relating to condemnation proceedings.

SB 1019—By Bernskoetter.

An Act to amend chapter 550, RSMo, by adding thereto one new section relating to change of venue costs for capital cases.

SB 1020—By Brown.

An Act to repeal sections 190.100, 190.101, 190.103, 190.176, 190.200, 190.241, 190.243, and 190.245, RSMo, and to enact in lieu thereof nine new sections relating to emergency health care services.

SB 1021—By Brown.

An Act to repeal section 208.153, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet reimbursement.

SB 1022—By Brown.

An Act to repeal section 301.566, RSMo, and to enact in lieu thereof one new section relating to vehicle dealers, with existing penalty provisions.

SB 1023—By Gannon.

An Act to repeal sections 217.035, 217.650, 217.670, 217.710, 217.720, 217.810, and 548.241, RSMo,

and to enact in lieu thereof eight new sections relating to the supervision of adult offenders on probation or parole from other states.

SB 1024—By Gannon.

An Act to repeal section 376.1575, RSMo, and to enact in lieu thereof one new section relating to the credentialing of health care practitioners by health carriers.

SB 1025—By Bernskoetter.

An Act to repeal sections 558.019, 575.150, and 610.140, RSMo, and to enact in lieu thereof four new sections relating to offenses involving fleeing from arrest, with penalty provisions.

SB 1026—By Brown.

An Act to repeal sections 60.401, 60.410, 60.421, 60.431, 60.441, 60.451, 60.471, 60.480, 60.491, and 60.510, RSMo, and to enact in lieu thereof eight new sections relating to the Missouri state plane coordinate system.

SJR 30—By Hegeman.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 25(d) of article V of the Constitution of Missouri, and adopting one new section in lieu thereof relating to nonpartisan judicial commissions.

SJR 31—By Onder.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 50 and 51 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the initiative petition process.

SJR 32—By Hoskins.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to the right to hunt and fish.

SJR 33—By Koenig.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

SJR 34—By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article III of the Constitution of Missouri, by adding thereto one new section relating to abortion.

SJR 35—By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 12 of article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the Missouri department of the National Guard.

SJR 36—By Rizzo.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to term limits for members of the general assembly.

SJR 37—By Crawford.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 50 and 51 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the initiative petition process.

SJR 38—By Luetkemeyer.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 21 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the funding of law enforcement agencies.

SJR 39—By Luetkemeyer.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 4(b) of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax assessments.

SJR 40—By Luetkemeyer.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax exemptions.

SJR 41—By Roberts.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, by adding thereto one new section relating to property tax rates.

SJR 42—By Washington.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, by adding thereto one new section relating to the assessment of certain real property values.

SJR 43—By Washington.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to a property tax exemption for certain senior citizens.

SJR 44—By Mosley.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 22(a) of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to jury trial waivers.

SJR 45—By Mosley.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 3, 5, 7, 8, 9, 16, 18, 20, 20(a), 20(b), 31, and 32 of article III of the Constitution of Missouri, and adopting eleven new sections in lieu thereof relating to the general assembly.

SJR 46—By Cierpiot.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 18(b) of article VI of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the office of assessor in charter counties.

Senator Bean assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 3180**.

HOUSE RESOLUTION NO. 3180

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred First General Assembly, Second Regular Session, informs the Senate that the House is duly convened and is now in session ready for consideration of business.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 51**.

HOUSE CONCURRENT RESOLUTION NO. 51

BE IT RESOLVED, by the House of Representatives of the One Hundred First General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 2:30 p.m., Wednesday, January 19, 2022, to receive a message from His Excellency, the Honorable Michael L. Parson, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the One Hundred First General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 52**.

HOUSE CONCURRENT RESOLUTION NO. 52

BE IT RESOLVED, by the House of Representatives of the One Hundred First General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:15 a.m., Tuesday, February 8, 2022, to receive a message from the Honorable Paul C. Wilson, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and the Senate of the One Hundred First General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

In which the concurrence of the Senate is respectfully requested.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 4, 2022, while the Senate was not in session.

Bryan L. Atkins, Republican, 5129 County Road 175, Rea, Andrew County, Missouri 64480, as a member of the Missouri Parole Board, for a term ending January 3, 2028, and until his successor is duly appointed and qualified; vice, Gary Dusenberg, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Spencer F. Bartlett, 2611 Lake Valley Drive, Jefferson City, Cole County, Missouri 65109, as a member of the Administrative Hearing Commission, for a term ending June 30, 2027, and until his successor is duly appointed and qualified; vice, Sreenivasa R. Dandamudi, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 3, 2022, while the Senate was not in session.

Ericka Baxter, Independent, 115 Hoot Owl Point, Highlandville, Christian County, Missouri 65669, as a member of the Air Conservation Commission, for a term ending October 13, 2025, and until her successor is duly appointed and qualified; vice, Ronald Boyer, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 16, 2021, while the Senate was not in session.

Kristina "Tina" Bernskoetter, 727 Weatherhill Road, Jefferson City, Cole County, Missouri 65109, as a member of the Children's Trust Fund, for a term ending September 15, 2024, and until her successor is duly appointed and qualified; vice, Derek J. Wiseman, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Nancy E. Birch, 266 Gentry Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2024, and until her successor is duly appointed and qualified; vice, Joy Ann Sweigart, deceased.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 26, 2021, while the Senate was not in session.

Mark J. Bredemeier, Republican, 305 Southeast Alexandria Drive, Lee's Summit, Jackson County, Missouri 64063, as a member of the Jackson County Sports Complex Authority, for a term ending July 15, 2026, and until his successor is duly appointed and qualified; vice, Deron Cherry, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 2, 2021, while the Senate was not in session.

Allen Brooks, Republican, 3322 Royal Oak, Poplar Bluff, Butler County, Missouri 63901, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2027, and until his successor is duly appointed and qualified; vice, Douglas R. Kennedy, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 11, 2021, while the Senate was not in session.

Jered Dru Buntin, 4430 North Hinkson Creek Road, Columbia, Boone County, Missouri 65202, as Director of the Department of Natural Resources, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 1, 2021, while the Senate was not in session.

Jered Dru Buntin, 4430 North Hinkson Creek Road, Columbia, Boone County, Missouri 65202, as a member of the Midwest Interstate Low-Level Radioactive Waste Compact Commission, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, Carol S. Comer, deceased.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 1, 2021, while the Senate was not in session.

Jered Dru Buntin, 4430 North Hinkson Creek Road, Columbia, Boone County, Missouri 65202, as a member of the Interstate Mining Compact Commission, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, Carol S. Comer, deceased.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 24, 2021, while the Senate was not in session.

Mary Ann Burns, 2230 Highway CC, Linn, Osage County, Missouri 65051, as a member of the Organ Donation Advisory Committee, for a term ending August 23, 2026, and until her successor is duly appointed and qualified; vice, Harry Ratliff, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 1, 2021, while the Senate was not in session.

Kerry A. Casey, Republican, 15348 Country Ridge Drive, Chesterfield, Saint Louis County, Missouri 63017, as a member of the State Board of Education, for a term ending July 1, 2027, and until her successor is duly appointed and qualified; vice, O. Victor Lenz Jr., term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 7, 2021, while the Senate was not in session.

Sidney W. Conklin, 3531 County Road 1190, Huntsville, Randolph County, Missouri 65259, as a member of the Coroner Standards and Training Commission, for a term ending September 6, 2023, and until his successor is duly appointed and qualified; vice, RSMO 58.035.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2021, while the Senate was not in session.

Robert N. Connell, 613 Wood Briar Drive, Troy, Lincoln County, Missouri 63379, as a member of the Amber Alert System Oversight Committee, for a term ending October 20, 2022, and until his successor is duly appointed and qualified; vice, Sheldon Lineback, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 26, 2021, while the Senate was not in session.

Dawn Cramer, 6405 North Spruce Avenue, Kansas City, Clay County, Missouri 64119, as a member of the Kansas City Board of Police Commissioners, for a term ending March 7, 2025, and until her successor is duly appointed and qualified; vice, Nathan Garrett, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Eric J. Dove, Republican, 5320 North Willow Road, Ozark, Christian County, Missouri 65721, as a member of the Dam and Reservoir Safety Council, for a term ending April 3, 2023, and until his successor is duly appointed and qualified; vice, Pat Boehler, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 30, 2021, while the Senate was not in session.

Margaret “Margy” F. Eckelkamp, Republican, 175 Diamond View Drive, Washington, Franklin County, Missouri 64157, as a member of the Conservation Commission, for a term ending June 30, 2027, and until her successor is duly appointed and qualified; vice, Donald C. Bedell, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Dr. Kimberly Anne Eisenstein, 4808 Andrew Geoffrey Court, Columbia, Boone County, Missouri 65201, as a member of the Drug Utilization Review Board, for a term ending October 15, 2024, and until her successor is duly appointed and qualified; vice, Kenneth A. Haller, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 3, 2022, while the Senate was not in session.

W. Anson Elliott, Republican, 34 Daytona Lane, Fair Grove, Dallas County, Missouri 65648, as a member of the Missouri State University Board of Governors, for a term ending January 1, 2027, and until his successor is duly appointed and qualified; vice, Beverly Miller Keltner, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2021, while the Senate was not in session.

Andrew Evans, Democrat, 3611 Northeast State Route 92, Smithville, Clay County, Missouri 64089, as a member of the Amusement Ride Safety Board, for a term ending April 17, 2024, and until his successor is duly appointed and qualified; vice, John L. Evans, deceased.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Dr. Julie Renee Ferguson, 269 Pointe Lansing Court, Ballwin, Saint Louis County, Missouri 63021, as a member of the Drug Utilization Review Board, for a term ending October 15, 2024, and until her successor is duly appointed and qualified; vice, Kirk A. Nelson, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Astra Ferris, 407 East Central Road, Lamar, Barton County, Missouri 64759, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2022, and until her successor is duly appointed and qualified; vice, Frederic M. Steinbach, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 7, 2021, while the Senate was not in session.

Brendon Fox, 913 Cottage Court, Rolla, Phelps County, Missouri 65401, as a member of the Coroner Standards and Training Commission, for a term ending September 6, 2023, and until his successor is duly appointed and qualified; vice, RSMO 58.035.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 16, 2021, while the Senate was not in session.

Carrie Gallagher Crompton, Democrat, 1722 Nicholson Place, Saint Louis, Saint Louis City, Missouri 63104, as a member of the Missouri Community Service Commission, for a term ending December 15, 2024, and until her successor is duly appointed and qualified; vice, Carrie Gallagher Crompton, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 24, 2021, while the Senate was not in session.

Kasey W. Griffin, Democrat, 201 South Daniel Avenue, Ash Grove, Greene County, Missouri 65604, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2025, and until his successor is duly appointed and qualified; vice, Scott Meierhoffer, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 7, 2021, while the Senate was not in session.

William W. Harlow, 226 South Odell Avenue, Marshall, Saline County, Missouri 65340, as a member of the Coroner Standards and Training Commission, for a term ending September 6, 2023, and until his successor is duly appointed and qualified; vice, RSMO 58.035.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 1, 2021, while the Senate was not in session.

Florence L. Hill, Democrat, 10068 Tappan Drive, Bellefontaine, Saint Louis County, Missouri 63137, as a member of the Saint Louis County Board of Election Commissioners, for a term ending January 10, 2025, and until her successor is duly appointed and qualified; vice, Trudi McCollum Foushee, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Keith A. Holloway, Republican, 2514 Saddle Ridge Lane, Cape Girardeau, Cape Girardeau County, Missouri 63701, as a member of the University of Missouri Board of Curators, for a term ending January 1, 2025, and until his successor is duly appointed and qualified; vice, Keith A. Holloway, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Jamie Johansen, Independent, 189 Mockingbird Lane, Lebanon, Laclede County, Missouri 65536, as a member of the State Fair Commission, for a term ending December 29, 2023, and until her successor is duly appointed and qualified; vice, James Mathewson, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 3, 2022, while the Senate was not in session.

Ann Kampeter, Republican, 1016 Halifax Road, Holts Summit, Callaway County, Missouri 65043, as a member of the Missouri State University Board of Governors, for a term ending January 1, 2027, and until her successor is duly appointed and qualified; vice, Carrie Tergin, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 1, 2021, while the Senate was not in session.

Donald G. Kauerauf, 1104 Jemi Lane, Chatham, Sangamon County, Illinois 62629, as Director of the Department of Health and Senior Services, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Jeanee M. Kennedy, 11591 Crane Drive, Seneca, Newton County, Missouri 64865, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2024, and until her successor is duly appointed and qualified; vice, Terri Jean Stone, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 24, 2021, while the Senate was not in session.

Kenny Kovacs, 8211 Northeast 75th Terrace, Kansas City, Clay County, Missouri 64518, as a member of the Organ Donation Advisory Committee, for a term ending August 23, 2026, and until his successor is duly appointed and qualified; vice, Steve C. Cookson, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 24, 2021, while the Senate was not in session.

Lori Kramer Clark, 2505 Corona Road, Columbia, Boone County, Missouri 65203, as a member of the Organ Donation Advisory Committee, for a term ending August 23, 2026, and until her successor is duly appointed and qualified; vice, T'Shon L. Young, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 20, 2021, while the Senate was not in session.

Antoine R. Lee, Democrat, 3804 East 18th Court, Kansas City, Jackson County, Missouri 64127, as a member of the Missouri Charter Public School Commission, for a term ending September 17, 2025, and until his successor is duly appointed and qualified; vice, John Aaron Wright, Sr., resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 24, 2021, while the Senate was not in session.

Kevin J. Lee, 429 Greeley Avenue, Saint Louis, Saint Louis County, Missouri 63119, as a member of the Organ Donation Advisory Committee, for a term ending August 23, 2026, and until his successor is duly appointed and qualified; vice, Heidi Kranz, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 3, 2022, while the Senate was not in session.

David Christopher Martin, Independent, 22456 County Road 780, Bernie, Stoddard County, Missouri 63822, as a member of the Southeast Missouri State University Board of Governors, for a term ending January 1, 2028, and until his successor is duly appointed and qualified; vice, Phillip Britt, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 3, 2022, while the Senate was not in session.

Dexter A. Martin, Democrat, 2856 Aberdeen Drive, Florissant, Saint Louis County, Missouri 63033, as a member of the Harris-Stowe State University Board of Regents, for a term ending July 28, 2026, and until his successor is duly appointed and qualified; vice, Debra Hollingsworth, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Kade McBroom, Independent, 140 County Road 213, Qulin, Butler County, Missouri 63961, as a member of the Missouri Agricultural and Small Business Development Authority, for a term ending June 30, 2024, and until his successor is duly appointed and qualified; vice, Robert Culler, deceased.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 24, 2021, while the Senate was not in session.

Courtney P. McGhee, Democrat, 3235 Douglas Road, Florissant, Saint Louis County, Missouri 63034, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2026, and until her successor is duly appointed and qualified; vice, Gary Fraker, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

K. Douglas Mertens, Republican, 1509 Woodrail Avenue, Columbia, Boone County, Missouri 65203, as a member of the State Technical College of Missouri Board of Regents, for a term ending December 29, 2023, and until his successor is duly appointed and qualified; vice, Gregory E. Hoberock, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 12, 2021, while the Senate was not in session.

Leslie A. Meyer, Republican, 29140 Audrain Road 408, Benton City, Audrain County, Missouri 65232, as Eastern District Commissioner of the Audrain County Commission, for a term ending when her successor is duly elected or appointed and qualified; vice, Walter Alan Winders, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 4, 2022, while the Senate was not in session.

Jamilah Nasheed, Democrat, 1410 Wright Street, Saint Louis, Saint Louis City, Missouri 63107, as a member of the Missouri Parole Board, for a term ending January 3, 2028, and until her successor is duly appointed and qualified; vice, Ellis McSwain, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 8, 2021, while the Senate was not in session.

Joseph B. Nickell, Independent, 906 East Highway 72, Rolla, Phelps County, Missouri 65401, as a member of the Amusement Ride Safety Board, for a term ending April 17, 2023, and until his successor is duly appointed and qualified; vice, John K. Nisbett, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 15, 2021, while the Senate was not in session.

Todd Nixon, 6751 Creekside Drive, Parkville, Platte County, Missouri 64152, as a member of the Amber Alert System Oversight Committee, for a term ending October 20, 2025, and until his successor is duly appointed and qualified; vice, Christopher Stigall, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 2, 2021, while the Senate was not in session.

Donald Eric Park, 172 Carriage Court, Washington, Franklin County, Missouri 63090, as a member of the Public School Retirement System of Missouri Board of Trustees, for a term ending June 30, 2026, and until his successor is duly appointed and qualified; vice, Scott Hunt, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 3, 2022, while the Senate was not in session.

Valerie E. Patton, Democrat, 4104 Oreon Avenue, Saint Louis, Saint Louis County, Missouri 63121, as a member of the Harris-Stowe State University Board of Regents, for a term ending July 28, 2026, and until her successor is duly appointed and qualified; vice, Vanessa Cooksey, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 1, 2021, while the Senate was not in session.

H. Byron Roach, Democrat, 5327 Northeast Highway 69, Cameron, Clinton County, Missouri 64429, as a member of the State Fair Commission, for a term ending December 29, 2023, and until his successor is duly appointed and qualified; vice, Don McQuitty, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 3, 2022, while the Senate was not in session.

Harry A. Roberts, 4 River Ridge Terrace, Saint Joseph, Buchanan County, Missouri 64507, as the Military Advocate in the Office of Military Advocate, for a term ending January 2, 2028, and until his successor is duly appointed and qualified; vice, Joe Driskill, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 24, 2021, while the Senate was not in session.

Gregory D. Russell, Republican, 12212 Route B, Saint Thomas, Cole County, Missouri 65076, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2024, and until his successor is duly appointed and qualified; vice, Kenneth McGhee, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 1, 2021, while the Senate was not in session.

Becky Ruth, 1231 Horine Road, Festus, Jefferson County, Missouri 63028, as The Missouri Child Advocate in the Office of Child Advocate for Children's Protection and Services, for a term ending November 30, 2027, and until her successor is duly appointed and qualified; vice, Kelly Schultz, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 24, 2021, while the Senate was not in session.

Victoria Anne Schwinke, Republican, 1019 El Dorado Drive, Jefferson City, Cole County, Missouri 65101, as a member of the State Board of Embalmers and Funeral Directors, for a term ending September 1, 2026, and until her successor is duly appointed and qualified; vice, William G. Buchholz, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Cathy Stepp, 10202 Branson Landing Boulevard, Branson, Taney County, Missouri 65616, as a member of the Petroleum Storage Tank Insurance Fund Board of Trustees, for a term ending February 6, 2023, and until her successor is duly appointed and qualified; vice, Richard C. Peerson, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 16, 2021, while the Senate was not in session.

Franklin Shane Terhune, 13240 County Road 191, Savannah, Andrew County, Missouri 64485, as a member of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects, for a term ending September 30, 2025, and until his successor is duly appointed and qualified; vice, Daniel L. Govero, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Timothy E. Wahl, Democrat, 4703 Sussex Drive, Columbia, Boone County, Missouri 65203, as a member of the Workers' Compensation Determinations Review Board, for a term ending March 3, 2024, and until his successor is duly appointed and qualified; vice, Timothy E. Wahl, withdrawn.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 1, 2021, while the Senate was not in session.

Roger S. Walleck, Independent, 4797 Hazeltine Court, Columbia, Boone County, Missouri 65203, as a member of the Workers' Compensation Determinations Review Board, for a term ending March 3, 2022, and until his successor is duly appointed and qualified; vice, Teresa Underwood, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 3, 2022, while the Senate was not in session.

Wayne Wallingford, 2405 Terrie Hill Road, Cape Girardeau, Cape Girardeau County, Missouri 63701, as Director of the Department of Revenue, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 24, 2021, while the Senate was not in session.

Daniel C. Wenzel, 8153 North Lawn Avenue, Kansas City, Clay County, Missouri 64119, as a member of the Missouri Board of Examiners for Hearing Instrument Specialists, for a term ending January 11, 2025, and until his successor is duly appointed and qualified; vice, Janette Call, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 2, 2021, while the Senate was not in session.

Katie Jo Wheeler, 9102 North Kansas Court, Kansas City, Clay County, Missouri 64156, as a member of the Administrative Hearing Commission, for a term ending November 1, 2027, and until her successor is duly appointed and qualified; vice, Audrey Hanson McIntosh, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 13, 2021, while the Senate was not in session.

Walter Alan Winders, Republican, 8073 Audrain County Road 545, Laddonia, Audrain County, Missouri 63352, as Presiding Commissioner of the Audrain County Commission, for a term ending when his successor is duly elected or appointed and qualified; vice, Steve Hobbs, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 24, 2021, while the Senate was not in session.

Trevor Wolfe, 1043 Pleasant Meadow Drive, Lake Saint Louis, Saint Charles County, Missouri 63367, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2025, and until his successor is duly appointed and qualified; vice, Robert P. Walsh, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 1, 2021, while the Senate was not in session.

Michelle A. Wood, 12585 County Lane 225, Oronogo, Jasper County, Missouri 64855, as a member of the Children's Trust Fund Board, for a term ending September 15, 2022, and until her successor is duly appointed and qualified; vice, Sharon Rohrbach, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 1, 2021, while the Senate was not in session.

Jan Zimmerman, Republican, 6802 Northwest 104th Terrace, Kansas City, Platte County, Missouri 64154, as a member of the Missouri Gaming Commission, for a term ending April 29, 2022, and until her successor is duly appointed and qualified; vice, Daniel P. Finney, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Sheila Solon, 2105 North Leonard Road, Saint Joseph, Buchanan County, Missouri 64506, as Director of the Division of Professional Registration for the Department of Commerce and Insurance, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Kenneth J. Zellers, 281 Avalon Hills Drive, Fenton, Saint Louis County, Missouri 63026, as Commissioner of the Office of Administration, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,

Michael L. Parson

Governor

President Pro Tem Schatz referred the above appointments to the Committee on Gubernatorial Appointments.

MESSAGES FROM THE MENTAL HEALTH COMMISSION

The following message was received from the Mental Health Commission, reading of which was waived:

STATE OF MISSOURI

DEPARTMENT OF MENTAL HEALTH

January 5, 2022

To the Senate of the 101st General Assembly of the State of Missouri;

We have the honor to transmit to you herewith for your advice and consent the following appointment, made by the Missouri Mental Health Commission on January 1, 2022, while the Senate was not in session.

Valerie Huhn, 4907 Sunrise Drive, Jefferson City, Cole County, Missouri 65101, as the Director of the Department of Mental Health, for a term ending at the pleasure of the Missouri Mental Health Commission and until her successor is duly appointed and qualified; vice, Mark Stringer, resigned.

Respectfully submitted,

Teresa Coyan, Chair

Missouri Mental Health Commission

President Pro Tem Schatz referred the above appointment to the Committee on Gubernatorial Appointments.

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 428, regarding Midwest Sterilization Corporation, Jackson, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 429, regarding Shelly Kaiser, Jackson, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 430, regarding John Thompson, Jackson, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 431, regarding Seabaugh Appraisal and Consulting, Jackson, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 432, regarding April Creech, Jackson, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 433, regarding the Jackson Area Chamber of Commerce, Jackson, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 434, regarding Kyle Mabuce, Jackson, which was adopted.

INTRODUCTION OF GUESTS

Senator Riddle introduced to the Senate, Marty Martinez; and Raquel Martinez, Warrenton.

Senator Riddle introduced to the Senate, Pam and Larry Zook, Foristell.

Senator Riddle introduced to the Senate, the following former and current Senators: Lauren Arthur; Roseann Bentley; Mary Bland Groves; Joan Bray; Paula Carter; Norma (Jean) Champion; Maria Chappelle-Nadal; Maida Coleman; Sandy Crawford; Jane Cunningham; Shalonn (Kiki) Curls; Pat Danner; Rita Heard Days; Karla Eslinger; Elaine Gannon; Gwen Giles; Jolie Justus; Karla May; Angela Mosley; Jamilah Nasheed; Mary Gant Newquist; Cindy O'Laughlin; Holly Thompson Rehder; Margaret Rennau; Jeanie Riddle; Luann Ridgeway; Jill Schupp; Betty Sims; Sarah Steelman; Irene Treppler; Regina (Gina) Walsh; Barbara Washington; Yvonne Wilson; Harriett Woods; Robin Wright-Jones; and Anita Yeckel.

Senator Williams introduced to the Senate, St. Louis County Councilwoman chair, Rita Heard Days.

Senator Brown introduced to the Senate, Clark Harrison, St. James.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

SECOND DAY–THURSDAY, JANUARY 6, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 631-Hegeman
SB 632-Hegeman
SB 633-Hegeman
SB 634-Riddle
SB 635-Riddle
SB 636-Onder
SB 637-Onder
SB 638-Onder
SB 639-Schupp
SB 640-Schupp
SB 641-Schupp
SB 642-Hoskins
SB 643-Hoskins
SB 644-Hoskins
SB 645-Koenig
SB 646-Koenig
SB 647-Koenig
SB 648-Rowden
SB 649-Eigel
SB 650-Eigel
SB 651-Eigel
SB 652-Rizzo
SB 653-Rizzo
SB 654-Crawford
SB 655-Crawford
SB 656-Crawford
SB 657-Cierpiot
SB 658-Cierpiot
SB 659-Cierpiot
SB 660-Arthur
SB 661-Arthur
SB 662-Arthur
SB 663-Bernskoetter
SB 664-Bernskoetter
SB 665-Bernskoetter
SB 666-Burlison
SB 667-Burlison
SB 668-Burlison
SB 669-White
SB 670-White
SB 671-White
SB 672-Hough
SB 673-Hough and Beck
SB 674-Hough
SB 675-Brown
SB 676-Brown
SB 677-Brown
SB 678-Luetkemeyer
SB 679-Luetkemeyer
SB 680-Luetkemeyer
SB 681-O'Laughlin
SB 682-O'Laughlin
SB 683-O'Laughlin
SB 684-May
SB 685-May
SB 686-May

SB 687-Williams
SB 688-Williams
SB 689-Williams
SB 690-Thompson Rehder
SB 691-Thompson Rehder
SB 692-Thompson Rehder
SB 693-Brattin
SB 694-Brattin
SB 695-Brattin
SB 696-Gannon
SB 697-Gannon
SB 698-Gannon
SB 699-Moon
SB 700-Moon
SB 701-Moon
SB 702-Eslinger
SB 703-Eslinger
SB 704-Eslinger
SB 705-Bean and Eslinger
SB 706-Bean
SB 707-Bean
SB 708-Beck
SB 709-Beck and Hough
SB 710-Beck
SB 711-Razer
SB 712-Razer
SB 713-Razer
SB 714-Roberts
SB 715-Roberts
SB 716-Roberts
SB 717-Washington
SB 718-Washington
SB 719-Washington
SB 720-Mosley
SB 721-Mosley
SB 722-Mosley
SB 723-Hegeman
SB 724-Hegeman
SB 725-Hegeman
SB 726-Onder
SB 727-Onder
SB 728-Onder
SB 729-Schupp
SB 730-Schupp
SB 731-Schupp
SB 732-Hoskins
SB 733-Hoskins
SB 734-Hoskins
SB 735-Koenig
SB 736-Koenig
SB 737-Koenig
SB 738-Eigel
SB 739-Eigel
SB 740-Eigel
SB 741-Crawford
SB 742-Crawford
SB 743-Crawford
SB 744-Cierpiot
SB 745-Cierpiot
SB 746-Arthur
SB 747-Arthur
SB 748-Arthur
SB 749-Bernskoetter
SB 750-Bernskoetter
SB 751-Bernskoetter
SB 752-Burlison
SB 753-Burlison
SB 754-Burlison
SB 755-White
SB 756-White
SB 757-White
SB 758-Hough
SB 759-Hough
SB 760-Hough

SB 761-Brown
SB 762-Brown
SB 763-Brown
SB 764-Luetkemeyer
SB 765-Luetkemeyer
SB 766-Luetkemeyer
SB 767-O'Laughlin
SB 768-O'Laughlin
SB 769-O'Laughlin
SB 770-May
SB 771-May
SB 772-May
SB 773-Williams
SB 774-Thompson Rehder
SB 775-Thompson Rehder
SB 776-Brattin
SB 777-Brattin
SB 778-Brattin
SB 779-Gannon
SB 780-Gannon
SB 781-Moon
SB 782-Moon
SB 783-Eslinger
SB 784-Eslinger
SB 785-Eslinger
SB 786-Bean
SB 787-Bean and Eslinger
SB 788-Bean
SB 789-Beck
SB 790-Beck
SB 791-Beck
SB 792-Razer
SB 793-Washington
SB 794-Washington
SB 795-Washington
SB 796-Mosley
SB 797-Mosley
SB 798-Mosley
SB 799-Hegeman
SB 800-Hegeman
SB 801-Hegeman
SB 802-Onder
SB 803-Onder
SB 804-Onder
SB 805-Hoskins
SB 806-Hoskins
SB 807-Hoskins
SB 808-Koenig
SB 809-Koenig
SB 810-Koenig
SB 811-Eigel
SB 812-Eigel
SB 813-Eigel
SB 814-Arthur
SB 815-Arthur
SB 816-Arthur
SB 817-Bernskoetter
SB 818-Bernskoetter
SB 819-Bernskoetter
SB 820-Burlison
SB 821-Burlison
SB 822-Burlison
SB 823-White
SB 824-White
SB 825-White
SB 826-Hough
SB 827-Hough
SB 828-Hough
SB 829-Brown
SB 830-Brown
SB 831-Brown
SB 832-Luetkemeyer
SB 833-Luetkemeyer
SB 834-Luetkemeyer

SB 835-O'Laughlin
SB 836-O'Laughlin
SB 837-May
SB 838-May
SB 839-Brattin
SB 840-Brattin
SB 841-Brattin
SB 842-Moon
SB 843-Moon
SB 844-Moon
SB 845-Eslinger
SB 846-Eslinger
SB 847-Eslinger
SB 848-Bean
SB 849-Bean
SB 850-Bean
SB 851-Beck
SB 852-Beck
SB 853-Beck
SB 854-Washington
SB 855-Washington
SB 856-Washington
SB 857-Mosley
SB 858-Mosley
SB 859-Mosley
SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig

SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins

SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SJR 30-Hegeman
SJR 31-Onder
SJR 32-Hoskins
SJR 33-Koenig
SJR 34-Eigel
SJR 35-Eigel
SJR 36-Rizzo
SJR 37-Crawford
SJR 38-Luetkemeyer
SJR 39-Luetkemeyer
SJR 40-Luetkemeyer
SJR 41-Roberts
SJR 42-Washington
SJR 43-Washington
SJR 44-Mosley
SJR 45-Mosley
SJR 46-Cierpiot

INFORMAL CALENDAR

RESOLUTIONS

HCR 51-Plocher (Rowden)
HCR 52-Plocher (Rowden)

✓

Journal of the Senate

SECOND REGULAR SESSION

SECOND DAY—THURSDAY, JANUARY 6, 2022

The Senate met pursuant to adjournment.

President Pro Tem Schatz in the Chair.

The Reverend Carl Gauck offered the following prayer:

Gracious God, King of the Universe, today we remember the Christian celebration of the Epiphany and the various ways You made Yourself known to people of every expression of faith on this tiny planet. You manifested Your presence so all may know You and in so doing taught us Your will for us to follow and the requirement to seek ways to promote love and justice among all people. And we pray that You will be with us as we return home to our loved ones and pray You will continue to watch over and provide healing to all who are ill among us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

Senator Hough assumed the Chair.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from KRCG-TV and St. Louis Post-Dispatch were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Brattin	Brown	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Luetkemeyer
Moon	Mosley	O'Laughlin	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Bernskoetter	Burlison	Koenig	May—4

Vacancies—None

RESOLUTIONS

Senator Schatz offered the following resolution:

SENATE RESOLUTION NO. 435

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-Sixth District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that the Senate Rules 70 and 88 be amended to read as follows:

"Rule 70. Bills vetoed by the governor and returned to the senate by the governor or by the house shall stand as reconsidered and such action shall be taken thereon as prescribed by the constitution and by the Joint Rules of the Senate and House of Representatives. **Only the sponsor or handler of the bill, or a senator designated in a letter submitted to the secretary of the senate by the sponsor or handler, shall be recognized by the chair to make a motion to override a veto of a bill by the governor.** (Constitution, Art. III, Sec. 32.)

Rule 88. After a motion is stated by the chair, it is deemed to be in possession of the senate, but may be withdrawn at any time by the sponsor or handler before a vote on said motion. **Only the sponsor or handler of the bill, or a senator designated in a letter submitted to the secretary of the senate by the sponsor or handler, shall be recognized by the chair to make a motion to bring a bill or resolution before the senate for adoption, perfection, third reading, or any other motion regarding such bill or resolution.**".

Senator Rizzo offered the following resolution:

SENATE RESOLUTION NO. 436

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Eleventh District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rules 84 and 85, be amended to read as follows:

"Rule 84. The previous question shall be in this form: "Shall the main question be now put?". It shall only be admitted on written demand of **[**five**] ten** senators, and sustained by a vote of **[**a majority**] at least two-thirds** of the senators elected, and in effect shall be put without debate, and bring the senate to direct vote upon a motion to commit, if such motion shall have been made; and if this motion does not prevail, then upon amendments, and then upon the main question. On demand for the previous question, a call of the senate shall be in order, but after **[**a majority**] at least two-thirds** of the senators elected have sustained such a motion, no call shall be in order prior to the decision on the main question.

Rule 85. On motion of the previous question, no debate shall be allowed and all incidental questions of order arising after the motion is made for the previous question, and pending such motion, shall be decided on appeal or otherwise without debate; if, on a vote for the previous question, the motion is not sustained by **[**a majority**] at least two-thirds** of the senators elected, then the further consideration of the subject matter shall be in order.".

CONCURRENT RESOLUTIONS

Senator White offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 21

Relating to an application to Congress for the calling of an Article V Convention of states to propose an amendment to the United States Constitution to authorize the several states to repeal certain federal actions.

Whereas, Article I of the United States Constitution begins "All legislative powers herein granted shall be vested in a Congress"; and

Whereas, the Congress has exceeded the legislative powers granted in the Constitution thereby encroaching on the powers that are "reserved to the states respectively, or to the people" as the Tenth Amendment affirms and the rights "retained by the people" to which the Ninth Amendment refers; and

Whereas, in addition to the encroachment by Congress on powers reserved to the states, the federal courts have exceeded powers granted to the federal judiciary under Article III of the U.S. Constitution by rulings that encroach upon powers reserved to the states; and

Whereas, the United States Constitution should be amended to enable the several states to correct violations of the limited powers by the United States and thereby restore the proper balance between the powers of Congress and the federal courts and those of the several states, and better prevent the denial or disparagement of the rights retained by the people:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby apply to Congress, under the provisions of Article V of the United States Constitution,

for the calling of a convention of the states limited to proposing an amendment to the United States Constitution to give states the authority to repeal a Federal rule, regulation, or statute, or a Federal court ruling relating to certain federal actions, when ratified by the legislatures of two-thirds of the several states; and

Be It Further Resolved that the following article be proposed as an amendment to the Constitution of the United States:

"Section 1. The several states may repeal, in whole or in part, any:

1) Presidential Executive order, rule, regulation, other regulatory action, administrative ruling issued by a department, agency, or instrumentality of the United States;

2) Statute that has duly passed both houses of Congress; or

3) Federal Court ruling relating to the provisions of subsection 1 or 2 of this section.

Such repeal shall be effective when the legislatures of two-thirds of the several States approve resolutions for this purpose that particularly describe the same provision or provisions of the Executive order, rule, regulation, other regulatory action, administrative ruling or statute, or ruling to be repealed.

Section 2. Congress shall have power to enforce this article by appropriate legislation."; and

Be It Further Resolved that the General Assembly adopts this application with the following understandings (as the term "understandings" is used within the context of "reservations, understandings, and declarations"):

(1) An application to Congress for an Article V convention confers no power on Congress other than to perform a ministerial function to "call" for a convention;

(2) This ministerial duty shall be performed by Congress only when Article V applications for substantially the same purpose are received from two-thirds of the legislatures of the several states;

(3) The power of Congress to "call" a convention solely consists of the authority to name a reasonable time and place for the initial meeting of the convention;

(4) Congress possesses no power whatsoever to name delegates to the convention, as this power remains exclusively within the authority of the legislatures of the several states;

(5) Congress possesses no power to set the number of delegates to be sent by any states;

(6) Congress possesses no power whatsoever to determine any rules for such convention;

(7) By definition, a Convention of States means that states vote on the basis of one state, one vote;

(8) A Convention of States convened pursuant to this application is limited to consideration of topics specified herein and no other;

(9) The General Assembly of Missouri may recall its delegates at any time for breach of their duties or violations of their instructions;

(10) Pursuant to the text of Article V, Congress may determine whether proposed amendments shall be ratified by the legislatures of the several states or by special state ratification conventions. The General Assembly of Missouri recommends that Congress specify its choice on ratification methodology contemporaneously with the call for the convention;

(11) Congress possesses no power whatsoever with regard to the Article V convention beyond the two powers acknowledged herein;

(12) Missouri places express reliance on prior legal and judicial determinations that Congress possesses no power under Article I relative to the Article V process, and that Congress must act only as expressly specified in Article V; and

Be It Further Resolved that this application shall expire five (5) years after the passage of this resolution; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, each member of the Missouri Congressional delegation, and the presiding officers of each of the legislative houses in the several states requesting their cooperation.

Read 1st time.

Senator Beck offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 22

Whereas, American farmers and ranchers raise the best meat in the world; and

Whereas, Americans should have the right to knowingly buy made-in-America products; and

Whereas, American farmers, ranchers, workers, and consumers benefit from transparency on the origins of their food; and

Whereas, consumers have repeatedly and overwhelmingly expressed their support for country of origin labeling of food products in the United States; and

Whereas, in 2008, the United States Congress overwhelmingly passed mandatory country of origin labeling for muscle cuts and ground meat sold at retail, requiring meat produced from imported livestock or imported boxed meat to bear a different label from meat produced from United States born, raised, and slaughtered livestock; and

Whereas, trade groups and the organizations representing multinational meat packers worked predominantly with Canada, as well as Mexico, to bring a World Trade Organization case against the United States for the removal of the country of origin labeling requirements;

and

Whereas, in 2015, the United States Congress repealed the country of origin labeling law for beef and pork, reducing the competitive advantage of products born, raised, and slaughtered in the United States; and

Whereas, the United States has the highest food safety standards in the world, while other countries place less emphasis on food safety; and

Whereas, foreign commodities like beef and pork are misleadingly labeled "Product of the USA" if they are processed or packed in the United States; and

Whereas, country of origin labeling gives producers and consumers the ability to distinguish true American products from foreign imported meat; and

Whereas, technological advancements make it possible to accurately and efficiently identify the origins of beef and pork without costly separation of imported and domestic commodities; and

Whereas, country of origin labeling is good for farmers, ranchers, workers, and meat packers because it allows them to identify their products as born, raised, and slaughtered in the United States; and

Whereas, the Missouri General Assembly supports American products, and consumers deserve the right to know the origins of their food:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby support the right of consumers to know the origins of their food, support the use of country of origin labels, and urge the United States Congress to reinstate mandatory country of origin labeling; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for each member of Missouri's Congressional delegation.

Senator Moon offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 23

Whereas, in the American system, sovereignty is defined as "final authority", and the people, not government, are the sovereign; and

Whereas, the people of the great State of Missouri are not united with the people of the other forty-nine states that comprise the United States of America on a principle of unlimited submission to their federal government; and

Whereas, the Constitution of the United States clearly establishes that all power not delegated by the people to government is retained by the people and the States; and

Whereas, the people of the several States comprising the United States of America created the federal government to be their agent for those purposes specifically enumerated in the Constitution; and

Whereas, the Tenth Amendment to the Constitution of the United States explicitly declares: "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people"; and

Whereas, the Tenth Amendment thus affirms that the total scope of federal power is only that which is specifically delegated by the people to the federal government in the Constitution of the United States and can go no further than what is necessary and proper to carry into execution those specifically enumerated powers; every non-enumerated power is deliberately left to State governments or the people themselves; and

Whereas, powers, too numerous to list in this resolution, have been exercised, past and present, by federal administrations, under the leadership of both Democrats and Republicans, to transgress the lines drawn by the Constitution of the United States; and

Whereas, when powers that have not been delegated to the federal government are assumed and exercised over the States and their people, as the Declaration of Independence affirms, "it is their right, it is their duty, to throw off such government" usurpation and infringement into those areas, lest the people of this State be placed under the dominion and control of those who wrongly have usurped those rights; and

Whereas, numerous opinions delivered by the Supreme Court of the United States have been wrongly deemed the supreme law of the land when no actual law was passed by the only authority that is constitutionally authorized to make law: the United States Congress; and

Whereas, the President of the United States has issued Executive Orders reaching outside the constitutionally-specified limits of the jurisdiction of the Executive Branch of government and these orders have also been wrongly interpreted and enforced as the supreme law of the land:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby affirm the sovereignty of the people of the State of Missouri in those areas protected by the Tenth Amendment to the Constitution of the United States; and

Be It Further Resolved that this Resolution shall serve as a notice to the federal government to cease and desist activities outside the scope of its constitutionally-delegated powers; and

Be It Further Resolved that there is hereby created the "Joint Committee on the Review of Federal Overreach", which shall have as its charge to identify specific federal laws and regulations outside the scope of the powers delegated by the people to the federal government in the Constitution of the United States and that thus infringe on the proper powers of the State; and

Be It Further Resolved that the Joint Committee shall be composed of five members of the Senate, with no more than three members of one party, and five members of the House of Representatives, with no more than three members of one party. The Senate members of the Joint Committee shall be appointed by the President Pro Tempore of the Senate and the House members by the Speaker of the House of Representatives. The Joint Committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the Senate and one a member of the House of Representatives. A majority of the members shall constitute a quorum. Meetings of the Joint Committee may be called at such time and place as the chairperson or co-chairpersons designate; and

Be It Further Resolved that the Joint Committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations. The Joint Committee may make reasonable requests for staff assistance from the research and appropriations staffs of the House and Senate, but is not authorized to hire additional staff; and

Be It Further Resolved that the Joint Committee may prepare a final report, together with its recommendations for any legislative action deemed necessary, for submission to the General Assembly by December 31, 2022, at which time the Joint Committee shall be dissolved; and

Be It Further Resolved that members of the Joint Committee and any staff personnel assigned to the Joint Committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the Joint Committee; and

Be It Further Resolved that the actual expenses of the Joint Committee, its members, and any staff assigned to the Joint Committee incurred by the Joint Committee shall be paid by the Joint Contingent Fund; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, each member of the Missouri Congressional delegation, and the presiding officer of each of the legislative houses in the several states.

Senator Roberts offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 24

Relating to Victims of Communism Memorial Day.

Whereas, the year 2017 marked 100 years since the Bolshevik Revolution in Russia, resulting in the world's first communist regime, under Vladimir Lenin, and leading to decades of oppression and violence under communist regimes throughout the world; and

Whereas, based on the philosophy of Karl Marx, communism has proven incompatible with the ideals of liberty, prosperity, and dignity of human life and has given rise to such infamous totalitarian dictators as Joseph Stalin, Mao Zedong, Ho Chi Minh, Pol Pot, Nicolae Ceausescu, the Castro brothers, and the Kim Dynasty; and

Whereas, President Donald Trump declared November 7, 2017, a National Day for the Victims of Communism, condemning communism as a political philosophy "incompatible with liberty, prosperity, and the dignity of human life"; and

Whereas, the bipartisan U.S. Congressional Caucus for the Victims of Communism stated publicly in 2018 that "Marx's defenders often say he cannot be held accountable for what communist regimes did long after his life and death; but Marxist dictators who massacred their own people were applying communist ideology to political practice"; and

Whereas, communist regimes worldwide have killed more than 100 million people and subjected countless others to the worst and widest-spread human rights abuses known to history, with victims representing many different ethnicities, creeds, and backgrounds; and

Whereas, through false promises of equality and liberation, communist regimes have, as a matter of government policy, robbed their own citizens of the rights of freedom of religion, freedom of speech, and freedom of association through coercion, brutality, and fear; and

Whereas, many victims of communism were persecuted as political prisoners for speaking out against these regimes, and others were killed in genocidal state-sponsored purges; and

Whereas, in addition to violating basic human rights, communist regimes have suppressed freedom of conscience, cultural life, and self-determination movements in more than 40 nations:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One hundred first General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate November 7 of each year as Victims of Communism Memorial Day; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for Victims of Communism Memorial Foundation; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

COMMUNICATIONS

President Pro Tem Schatz submitted the following:

SENATE HEARING SCHEDULE

101st GENERAL ASSEMBLY

SECOND REGULAR SESSION

JANUARY 6, 2022

	Monday	Tuesday	Wednesday	Thursday
8:00 a.m.		**Transportation, Infrastructure & Public Safety** **SCR 1** **(Brown)** **Small Business & Industry** **SL** **(Burlison)** **Appropriations** **SCR 2** **(Hegeman)**	**Commerce, Consumer Protection, Energy & the Environment** **SL** **(Cierpiot)** **Appropriations** **SCR 2** **(Hegeman)** **Progress and Development** **SCR 1** **(Schupp)**	**Ways & Means** **SL** **(Koenig)** **Governmental Accountability & Fiscal Oversight** **SCR 1** **(Hough)**
9:00 a.m.		**Rules, Joint Rules, Resolutions and Ethics** **SL** **(Rowden)**		
10:30 a.m.		**General Laws** **SCR 1** **(Eigel)** **Economic Development** **SL** **(Hoskins)** **Appropriations** **SCR 2** **(Hegeman)**	**Gubernatorial Appointments** **SL** **(Schatz)** **Seniors, Families, Veterans & Military Affairs** **SCR 1** **(White)** **Appropriations** **SCR 2** **(Hegeman)**	
12:00 p.m.		**Insurance & Banking** **SCR 1** **(Wieland)** **Education** **SL** **(O'Laughlin)** **Appropriations** **SCR 2** **(Hegeman)**	**Local Government & Elections** **SCR 1** **(Crawford)** **Health and Pensions** **SL** **(Onder)**	
1:00 p.m.				
2:00 p.m.	**Judiciary and Civil and Criminal Jurisprudence** **SCR 1** **(Luetkemeyer)** **Professional Registration** **SL** **(Riddle)** **Agriculture, Food Production and Outdoor Resources** **SCR 2** **(Bernskoetter)**			

SCR 1 - Senate Committee Rm. 1, Room 118 **SL - Senate Lounge** **SCR 2 - Senate Committee Rm. 2, Room 119**

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1027—By Moon.

An Act to repeal section 542.296, RSMo, and to enact in lieu thereof one new section relating to searches and seizures by law enforcement officers.

SB 1028—By Moon.

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to a cause of action against a public body for economic damages.

SB 1029—By White.

An Act to repeal sections 192.2225, 197.100, 197.256, 197.258, 197.415, 198.006, 198.022, 198.026, 198.036, 198.525, 198.526, and 198.545, RSMo, and to enact in lieu thereof twelve new sections relating to the oversight of health care facilities by the department of health and senior services, with existing penalty provisions.

SB 1030—By Bean.

An Act to amend chapter 275, RSMo, by adding thereto one new section relating to the soybean producers assessment.

SB 1031—By Beck.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to cost-sharing under health benefit plans.

SB 1032—By Hegeman.

An Act to repeal section 196.1050, RSMo, and to enact in lieu thereof one new section relating to the opioid addiction treatment and recovery fund.

SB 1033—By Rizzo.

An Act to repeal sections 1.450, 1.460, 1.470, 1.480, 455.050, 455.523, 565.076, and 571.070, RSMo, and to enact in lieu thereof five new sections relating to firearms, with penalty provisions.

Senator Rowden assumed the Chair.

Senator Hough assumed the Chair.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 437, regarding Alouise Marschel, Warrenton, which was adopted.

Senator Riddle offered Senate Resolution No. 438, regarding Jan Olearnick, Warrenton, which was adopted.

INTRODUCTION OF GUESTS

Senator White introduced to the Senate, Dr. Doug Frank.

Senator Washington introduced to the Senate, George "Bill" Kimble V, Kansas City; and Kalise White, Kansas City.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, January 10, 2022.

SENATE CALENDAR

THIRD DAY–MONDAY, JANUARY 10, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 631-Hegeman
SB 632-Hegeman
SB 633-Hegeman
SB 634-Riddle
SB 635-Riddle
SB 636-Onder
SB 637-Onder
SB 638-Onder
SB 639-Schupp
SB 640-Schupp
SB 641-Schupp
SB 642-Hoskins
SB 643-Hoskins
SB 644-Hoskins
SB 645-Koenig
SB 646-Koenig
SB 647-Koenig
SB 648-Rowden
SB 649-Eigel
SB 650-Eigel
SB 651-Eigel
SB 652-Rizzo
SB 653-Rizzo
SB 654-Crawford
SB 655-Crawford
SB 656-Crawford
SB 657-Cierpiot
SB 658-Cierpiot
SB 659-Cierpiot
SB 660-Arthur
SB 661-Arthur
SB 662-Arthur
SB 663-Bernskoetter
SB 664-Bernskoetter
SB 665-Bernskoetter
SB 666-Burlison
SB 667-Burlison
SB 668-Burlison
SB 669-White
SB 670-White
SB 671-White
SB 672-Hough
SB 673-Hough and Beck
SB 674-Hough
SB 675-Brown
SB 676-Brown
SB 677-Brown
SB 678-Luetkemeyer

SB 679-Luetkemeyer
SB 680-Luetkemeyer
SB 681-O'Laughlin
SB 682-O'Laughlin
SB 683-O'Laughlin
SB 684-May
SB 685-May
SB 686-May
SB 687-Williams
SB 688-Williams
SB 689-Williams
SB 690-Thompson Rehder
SB 691-Thompson Rehder
SB 692-Thompson Rehder
SB 693-Brattin
SB 694-Brattin
SB 695-Brattin
SB 696-Gannon
SB 697-Gannon
SB 698-Gannon
SB 699-Moon
SB 700-Moon
SB 701-Moon
SB 702-Eslinger
SB 703-Eslinger
SB 704-Eslinger
SB 705-Bean and Eslinger
SB 706-Bean
SB 707-Bean
SB 708-Beck
SB 709-Beck and Hough
SB 710-Beck
SB 711-Razer
SB 712-Razer
SB 713-Razer
SB 714-Roberts
SB 715-Roberts
SB 716-Roberts
SB 717-Washington
SB 718-Washington
SB 719-Washington
SB 720-Mosley
SB 721-Mosley
SB 722-Mosley
SB 723-Hegeman
SB 724-Hegeman
SB 725-Hegeman
SB 726-Onder
SB 727-Onder
SB 728-Onder
SB 729-Schupp
SB 730-Schupp
SB 731-Schupp
SB 732-Hoskins
SB 733-Hoskins
SB 734-Hoskins
SB 735-Koenig
SB 736-Koenig
SB 737-Koenig
SB 738-Eigel
SB 739-Eigel
SB 740-Eigel
SB 741-Crawford
SB 742-Crawford
SB 743-Crawford
SB 744-Cierpiot
SB 745-Cierpiot
SB 746-Arthur
SB 747-Arthur
SB 748-Arthur
SB 749-Bernskoetter
SB 750-Bernskoetter
SB 751-Bernskoetter
SB 752-Burlison

SB 753-Burlison
SB 754-Burlison
SB 755-White
SB 756-White
SB 757-White
SB 758-Hough
SB 759-Hough
SB 760-Hough
SB 761-Brown
SB 762-Brown
SB 763-Brown
SB 764-Luetkemeyer
SB 765-Luetkemeyer
SB 766-Luetkemeyer
SB 767-O'Laughlin
SB 768-O'Laughlin
SB 769-O'Laughlin
SB 770-May
SB 771-May
SB 772-May
SB 773-Williams
SB 774-Thompson Rehder
SB 775-Thompson Rehder
SB 776-Brattin
SB 777-Brattin
SB 778-Brattin
SB 779-Gannon
SB 780-Gannon
SB 781-Moon
SB 782-Moon
SB 783-Eslinger
SB 784-Eslinger
SB 785-Eslinger
SB 786-Bean
SB 787-Bean and Eslinger
SB 788-Bean
SB 789-Beck
SB 790-Beck
SB 791-Beck
SB 792-Razer
SB 793-Washington
SB 794-Washington
SB 795-Washington
SB 796-Mosley
SB 797-Mosley
SB 798-Mosley
SB 799-Hegeman
SB 800-Hegeman
SB 801-Hegeman
SB 802-Onder
SB 803-Onder
SB 804-Onder
SB 805-Hoskins
SB 806-Hoskins
SB 807-Hoskins
SB 808-Koenig
SB 809-Koenig
SB 810-Koenig
SB 811-Eigel
SB 812-Eigel
SB 813-Eigel
SB 814-Arthur
SB 815-Arthur
SB 816-Arthur
SB 817-Bernskoetter
SB 818-Bernskoetter
SB 819-Bernskoetter
SB 820-Burlison
SB 821-Burlison
SB 822-Burlison
SB 823-White
SB 824-White
SB 825-White
SB 826-Hough

SB 827-Hough
SB 828-Hough
SB 829-Brown
SB 830-Brown
SB 831-Brown
SB 832-Luetkemeyer
SB 833-Luetkemeyer
SB 834-Luetkemeyer
SB 835-O'Laughlin
SB 836-O'Laughlin
SB 837-May
SB 838-May
SB 839-Brattin
SB 840-Brattin
SB 841-Brattin
SB 842-Moon
SB 843-Moon
SB 844-Moon
SB 845-Eslinger
SB 846-Eslinger
SB 847-Eslinger
SB 848-Bean
SB 849-Bean
SB 850-Bean
SB 851-Beck
SB 852-Beck
SB 853-Beck
SB 854-Washington
SB 855-Washington
SB 856-Washington
SB 857-Mosley
SB 858-Mosley
SB 859-Mosley
SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder

SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger

SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SJR 30-Hegeman
SJR 31-Onder
SJR 32-Hoskins
SJR 33-Koenig
SJR 34-Eigel
SJR 35-Eigel
SJR 36-Rizzo
SJR 37-Crawford
SJR 38-Luetkemeyer
SJR 39-Luetkemeyer
SJR 40-Luetkemeyer
SJR 41-Roberts
SJR 42-Washington
SJR 43-Washington
SJR 44-Mosley
SJR 45-Mosley
SJR 46-Cierpiot

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 436-Rizzo

HCR 51-Plocher (Rowden)
HCR 52-Plocher (Rowden)

To be Referred

SCR 21-White
SCR 22-Beck

SCR 23-Moon
SCR 24-Roberts

✓

Journal of the Senate

SECOND REGULAR SESSION

THIRD DAY—MONDAY, JANUARY 10, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"May integrity and uprightness preserve me for I wait for you." (Psalm 25:21)

Gracious God, we give You thanks for our safe travel today and our desire to do what You require of us. We pray that we prove faithful, mindful that You call each of us to be men and women of integrity as we serve in this place. Bless us with wisdom and discernment so we may prove to be faithful. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, January 6, 2022, was read and approved.

Senator Rowden announced photographers from Missourinet were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator White offered Senate Resolution No. 439, regarding Maribeth Matney, Carl Junction, which was adopted.

Senator Washington offered Senate Resolution No. 440, regarding Allen Oghenejobo, Raytown, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 441, regarding Eagle Scout Octavious Soriano, Lake Waukomis, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 442, regarding Eagle Scout Kade Tholen, Weatherby Lake, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 443, regarding Eagle Scout Charles Jefferson Davis, Parkville, which was adopted.

Senator Gannon offered Senate Resolution No. 444, regarding Lucas Fritsche, Perryville, which was adopted.

Senator Brown offered Senate Resolution No. 445, regarding Stephen Hull, Rolla, which was adopted.

Senator Rizzo moved that **SR 436** be taken up for adoption, which motion prevailed.

Senator Schatz offered **SS** for **SR 436**:

SENATE SUBSTITUTE FOR
SENATE RESOLUTION NO. 436

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 84, be amended to read as follows:

"Rule 84. The previous question shall be in this form: "Shall the main question be now put?". It shall only be admitted on written demand of [five] **ten** senators, and sustained by a vote of a majority of the senators elected, and in effect shall be put without debate, and bring the senate to direct vote upon a motion to commit, if such motion shall have been made; and if this motion does not prevail, then upon amendments, and then upon the main question. On demand for the previous question, a call of the senate shall be in order, but after a majority of the senators elected have sustained such a motion, no call shall be in order prior to the decision on the main question.".

Senator Schatz moved that **SS** for **SR 436** be adopted.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Resolution No. 436, Page 70, Line 6, by striking all of said line and inserting in lieu thereof the following: "be admitted on written demand of five**, and beginning January 1, 2100, ten,** senators, and".

Senator Onder moved that the above amendment be adopted.

Senator Onder offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Resolution No. 436, Page 1, Line 4,

by striking "2100" and inserting in lieu thereof the following: "**2200**".

Senator Onder moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Eigel, Hoskins and Moon.

On motion of Senator Onder, **SA 1** to **SA 1** failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Moon	Onder—7

NAYS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—26		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

At the request of Senator Onder, **SA 1** was withdrawn.

Senator Hoskins offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Resolution No. 436, Page 1, Line 6, by inserting after the word "senators," the following: "**provided that it shall only be admitted on the written demand of five senators if the question before the body is a bill aimed at reinforcing or strengthening the right to keep and bear arms guaranteed by the Second Amendment to the Constitution of the United States,**".

Senator Hoskins moved that the above amendment be adopted.

Senator Hoskins offered **SA 1** to **SA 2**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Resolution No. 436, Page 1, Line 7, of said amendment, by inserting after "States," the following: "**Article I, Section 23 of the Missouri Constitution, the right to concealed carry under chapter 571, RSMo, or the right to self-defense under section 563.031,**".

Senator Hoskins moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Eigel, Moon and Onder.

On motion of Senator Hoskins, **SA 1** to **SA 2** failed of adoption by the following vote:

YEAS—Senators

Brattin	Brown	Burlison	Crawford	Eigel	Hoskins	Koenig

Luetkemeyer	Moon	O'Laughlin	Onder	Wieland—12		

NAYS—Senators

Arthur	Bean	Beck	Bernskoetter	Cierpiot	Eslinger	Gannon
Hough	May	Mosley	Razer	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Williams—20	

Absent—Senator Hegeman—1

Absent with leave—Senator Riddle—1

Vacancies—None

Senator Hoskins moved that **SA 2** be adopted, which motion failed.

Senator Onder requested a roll call vote be taken on the adoption of **SS** for **SR 436**. He was joined in his request by Senators Brattin, Eigel, Hoskins and Moon.

Senator Schatz moved that **SS** for **SR 436** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Beck	Bernskoetter	Brown	Cierpiot	Eslinger	Gannon
Hegeman	Hough	May	Mosley	O'Laughlin	Razer	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Williams—22						

NAYS—Senators

Bean	Brattin	Burlison	Crawford	Eigel	Hoskins	Koenig
Luetkemeyer	Moon	Onder	Wieland—11			

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

On motion of Senator Rizzo, **SR 436**, as amended by the **SS**, was adopted by the following vote:

YEAS—Senators

Arthur	Beck	Bernskoetter	Brown	Cierpiot	Eslinger	Gannon
Hegeman	Hough	May	Mosley	O'Laughlin	Razer	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Williams—22						

NAYS—Senators

Bean	Brattin	Burlison	Crawford	Eigel	Hoskins	Koenig
Luetkemeyer	Moon	Onder	Wieland—11			

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed.

SB 1034—By Eigel.

An Act to amend chapter 164, RSMo, by adding thereto one new section relating to bonded indebtedness for school districts.

SB 1035—By Moon.

An Act to amend chapter 252, RSMo, by adding thereto one new section relating to hunting permits.

SB 1036—By Moon.

An Act to repeal sections 50.327 and 57.317, RSMo, and to enact in lieu thereof two new sections relating to compensation for county officials.

SB 1037—By Thompson Rehder.

An Act to repeal section 195.206, RSMo, and to enact in lieu thereof one new section relating to naltrexone hydrochloride.

SB 1038—By Brown.

An Act to repeal sections 304.001 and 304.044, RSMo, and to enact in lieu thereof two new sections relating to the operation of platoons on Missouri roads, with an existing penalty provision.

SB 1039—By Arthur.

An Act to repeal section 600.042, RSMo, and to enact in lieu thereof one new section relating to the funding for the office of the public defender.

SB 1040—By Burlison.

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to the appointment and duties of commissioners to attend an Article V Convention.

REFERRALS

President Pro Tem Schatz referred **SCR 22** and **SCR 23** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF SENATE BILLS

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

SB 631—Judiciary and Civil and Criminal Jurisprudence.

SB 632—Governmental Accountability and Fiscal Oversight.

SB 633—Local Government and Elections.

SB 634—Health and Pensions.

SB 635—Governmental Accountability and Fiscal Oversight.

SB 636—Commerce, Consumer Protection, Energy and the Environment.

SB 637—Seniors, Families, Veterans & Military Affairs.

SB 638—Education.

SB 639—Seniors, Families, Veterans & Military Affairs.

SB 640—Judiciary and Civil and Criminal Jurisprudence.

SB 641—Insurance and Banking.

SB 642—Appropriations.

SB 643—Appropriations.

SB 644—Agriculture, Food Production and Outdoor Resources.

SB 645—Education.

SB 646—Education.

SB 647—Education.

SB 648—Education.

SB 649—Ways and Means.

SB 650—Education.

SB 651—Commerce, Consumer Protection, Energy and the Environment.

SB 652—Progress and Development.

SB 653—Education.

SB 654—Local Government and Elections.

SB 655—Health and Pensions.

SB 656—Insurance and Banking.

SB 657—Education.

SB 658—Economic Development.

SB 659—Education.

SB 660—Education.

SB 661—Education.

SB 662—Education.

SB 663—Select Committee on Redistricting.

SB 664—Judiciary and Civil and Criminal Jurisprudence.

SB 665—Small Business and Industry.

SB 666—Transportation, Infrastructure and Public Safety.

SB 667—Seniors, Families, Veterans & Military Affairs.

SB 668—Local Government and Elections.

SB 669—Governmental Accountability and Fiscal Oversight.

SB 670—Local Government and Elections.

SB 671—Seniors, Families, Veterans & Military Affairs.

SB 672—Progress and Development.

SB 673—Appropriations.

SB 674—Governmental Accountability and Fiscal Oversight.

SB 675—Agriculture, Food Production and Outdoor Resources.

SB 676—Education.

SB 677—Agriculture, Food Production and Outdoor Resources.

SB 678—Judiciary and Civil and Criminal Jurisprudence.

SB 679—Local Government and Elections.

SB 680—Ways and Means.

SB 681—Education.

SB 682—Health and Pensions.

SB 683—Seniors, Families, Veterans & Military Affairs.

SB 684—Education.

SB 685—Transportation, Infrastructure and Public Safety.

SB 686—Appropriations.

SB 687—Judiciary and Civil and Criminal Jurisprudence.

SB 688—Economic Development.

SB 689—Transportation, Infrastructure and Public Safety.

SB 690—General Laws.

SB 691—Education.

SB 692—Education.

SB 693—Commerce, Consumer Protection, Energy and the Environment.

SB 694—Education.

SB 695—Local Government and Elections.

SB 696—Local Government and Elections.

SB 697—Local Government and Elections.

SB 698—Seniors, Families, Veterans & Military Affairs.

SB 699—Seniors, Families, Veterans & Military Affairs.

SB 700—Ways and Means.

SB 701—Ways and Means.

SB 702—Commerce, Consumer Protection, Energy and the Environment.

SB 703—Education.

SB 704—Local Government and Elections.

SB 705—Agriculture, Food Production and Outdoor Resources.

SB 706—Small Business and Industry.

SB 707—Agriculture, Food Production and Outdoor Resources.

SB 708—Insurance and Banking.

SB 709—Appropriations.

SB 710—Progress and Development.

SB 711—Small Business and Industry.

SB 712—Health and Pensions.

SB 713—Transportation, Infrastructure and Public Safety.

SB 714—Judiciary and Civil and Criminal Jurisprudence.

SB 715—Ways and Means.

SB 716—Insurance and Banking.

SB 717—Economic Development.

SB 718—Progress and Development.

SB 719—Ways and Means.

SB 720—Transportation, Infrastructure and Public Safety.

SB 721—Economic Development.

SB 722—Judiciary and Civil and Criminal Jurisprudence.

SJR 30—Rules, Joint Rules, Resolutions and Ethics.

SJR 31—Local Government and Elections.

SJR 32—Agriculture, Food Production and Outdoor Resources.

SJR 33—Ways and Means.

SJR 34—Seniors, Families, Veterans & Military Affairs.

SJR 35—Seniors, Families, Veterans & Military Affairs.

SJR 36—Rules, Joint Rules, Resolutions and Ethics.

SJR 37—Local Government and Elections.

SJR 38—Judiciary and Civil and Criminal Jurisprudence.

SJR 39—Ways and Means.

SJR 40—Seniors, Families, Veterans & Military Affairs.

SJR 41—Ways and Means.

SJR 42—Ways and Means.

SJR 43—Ways and Means.

SJR 44—Judiciary and Civil and Criminal Jurisprudence.

SJR 45—Rules, Joint Rules, Resolutions and Ethics.

SJR 46—Local Government and Elections.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolutions were read the 2nd time and referred to the Committees indicated:

SCR 21—Rules, Joint Rules, Resolutions and Ethics.

SCR 24—Rules, Joint Rules, Resolutions and Ethics.

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, the following members of the Missouri Rights of Victims of Sexual Assault Task Force: Sarah Ehrhard Reid; Stacey Bolinger; Amy Schwartz; Connie Berhorst; and Jennifer Carter Dochler.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FOURTH DAY–TUESDAY, JANUARY 11, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 723-Hegeman
SB 724-Hegeman
SB 725-Hegeman
SB 726-Onder
SB 727-Onder
SB 728-Onder
SB 729-Schupp
SB 730-Schupp
SB 731-Schupp
SB 732-Hoskins

SB 733-Hoskins
SB 734-Hoskins
SB 735-Koenig
SB 736-Koenig
SB 737-Koenig
SB 738-Eigel
SB 739-Eigel
SB 740-Eigel
SB 741-Crawford
SB 742-Crawford
SB 743-Crawford
SB 744-Cierpiot
SB 745-Cierpiot
SB 746-Arthur
SB 747-Arthur
SB 748-Arthur
SB 749-Bernskoetter
SB 750-Bernskoetter
SB 751-Bernskoetter
SB 752-Burlison
SB 753-Burlison
SB 754-Burlison
SB 755-White
SB 756-White
SB 757-White
SB 758-Hough
SB 759-Hough
SB 760-Hough
SB 761-Brown
SB 762-Brown
SB 763-Brown
SB 764-Luetkemeyer
SB 765-Luetkemeyer
SB 766-Luetkemeyer
SB 767-O'Laughlin
SB 768-O'Laughlin
SB 769-O'Laughlin
SB 770-May
SB 771-May
SB 772-May
SB 773-Williams
SB 774-Thompson Rehder
SB 775-Thompson Rehder
SB 776-Brattin
SB 777-Brattin
SB 778-Brattin
SB 779-Gannon
SB 780-Gannon
SB 781-Moon
SB 782-Moon
SB 783-Eslinger
SB 784-Eslinger
SB 785-Eslinger
SB 786-Bean
SB 787-Bean and Eslinger
SB 788-Bean
SB 789-Beck
SB 790-Beck
SB 791-Beck
SB 792-Razer
SB 793-Washington
SB 794-Washington
SB 795-Washington
SB 796-Mosley
SB 797-Mosley
SB 798-Mosley
SB 799-Hegeman
SB 800-Hegeman
SB 801-Hegeman
SB 802-Onder
SB 803-Onder
SB 804-Onder
SB 805-Hoskins
SB 806-Hoskins
SB 807-Hoskins
SB 808-Koenig
SB 809-Koenig
SB 810-Koenig
SB 811-Eigel
SB 812-Eigel

SB 813-Eigel
SB 814-Arthur
SB 815-Arthur
SB 816-Arthur
SB 817-Bernskoetter
SB 818-Bernskoetter
SB 819-Bernskoetter
SB 820-Burlison
SB 821-Burlison
SB 822-Burlison
SB 823-White
SB 824-White
SB 825-White
SB 826-Hough
SB 827-Hough
SB 828-Hough
SB 829-Brown
SB 830-Brown
SB 831-Brown
SB 832-Luetkemeyer
SB 833-Luetkemeyer
SB 834-Luetkemeyer
SB 835-O'Laughlin
SB 836-O'Laughlin
SB 837-May
SB 838-May
SB 839-Brattin
SB 840-Brattin
SB 841-Brattin
SB 842-Moon
SB 843-Moon
SB 844-Moon
SB 845-Eslinger
SB 846-Eslinger
SB 847-Eslinger
SB 848-Bean
SB 849-Bean
SB 850-Bean
SB 851-Beck
SB 852-Beck
SB 853-Beck
SB 854-Washington
SB 855-Washington
SB 856-Washington
SB 857-Mosley
SB 858-Mosley
SB 859-Mosley
SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck

SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough

SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
HCR 51-Plocher (Rowden)
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

FOURTH DAY—TUESDAY, JANUARY 11, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Senator Rowden offered the following prayer:

"Not that God grows through our praises, but that we do." (St. Augustine)

Almighty God, help us to see the blessings of all that is before us. The chance to serve, the chance to build relationships and the chance to reflect Your love and unending mercy inside this majestic building and outside of it.

Today we pray the serenity prayer over our work and our relationships—"Grant us the serenity to accept the things we cannot change, the courage to change the things we can, and the wisdom to know the difference."

Bless our state and its people, this day and every day. In Your Name, amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Bernskoetter assumed the Chair.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

Senator Hough assumed the Chair.

RESOLUTIONS

Senator Eslinger offered Senate Resolution No. 446, regarding Paul Stephen "Steve" Inman, Doniphan, which was adopted.

Senator Eslinger offered Senate Resolution No. 447, regarding Misti J. Redus, Doniphan, which was adopted.

Senator Eigel offered the following resolution:

SENATE RESOLUTION NO. 448

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-Third District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem**[**; and**], except that each senator may, by a letter submitted to the secretary of the senate, demand that no more than two of the senator's bills per regular session be referred to a standing committee of the senator's choice and such bills shall be referred by the president pro tem to such requested standing committee.** No bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate.".

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed.

SB 1041—By Razer.

An Act to repeal sections 92.105, 92.111, and 92.115, RSMo, and to enact in lieu thereof three new sections relating to earnings tax.

SB 1042—By Crawford.

An Act to repeal section 379.011, RSMo, and to enact in lieu thereof one new section relating to electronic delivery of insurance documents or notices.

SB 1043—By Gannon.

An Act to authorize the conveyance of certain state property.

SB 1044—By Koenig.

An Act to repeal section 478.240, RSMo, and to enact in lieu thereof three new sections relating to moratoriums on eviction proceedings.

SB 1045—By Schupp.

An Act to repeal sections 192.005, 251.070, and 660.010, RSMo, and to enact in lieu thereof two new sections relating to the implementation of the Older Americans Act.

SB 1046—By Hegeman.

An Act to repeal section 313.800, RSMo, and to enact in lieu thereof fourteen new sections relating to sports wagering, with penalty provisions.

CONCURRENT RESOLUTIONS

Senator Burlison offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 25

Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

Whereas, Article V of the Constitution of the United States requires a convention to be called by the Congress of the United States for the purpose of proposing an amendment to the Constitution upon application of two-thirds of the Legislatures of the several states; and

Whereas, the Legislature of the State of Missouri favors a proposal and ratification of an amendment to the U.S. Constitution, which shall set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and as a member of the United States Senate; and

Whereas, the Ninety-ninth General Assembly of Missouri, Second Regular Session, adopted Senate Concurrent Resolution 40, which contained an application for an Article V Convention to propose an amendment identical to that proposed in this resolution, but provided that the application would expire five years after the passage of Senate Concurrent Resolution 40:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby make an application to Congress, as provided by Article V of the Constitution of the United States of America, to call a convention limited to proposing an amendment to the Constitution of the United States of America to set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and to set a limit on the number of terms that a person may be elected as a member of the United States Senate; and

Be It Further Resolved that this application shall be considered as covering the same subject matter as the applications from other states to Congress to call a convention to set a limit on the number of terms that a person may be elected to the House of Representatives of the Congress of the United States and the Senate of the United States; and this application shall be aggregated with same for the purpose of attaining the two-thirds of states necessary to require Congress to call a limited convention on this subject, but shall not be aggregated with any other applications on any other subject; and

Be It Further Resolved that this application hereby repeals, rescinds, cancels, renders null and void, and supercedes the application to the Congress of the United States for a convention under Article V of the Constitution of the United States by this state in Senate Concurrent Resolution No. 40 as adopted by the Ninety-ninth General Assembly, Second Regular Session; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President and Secretary of the Senate of the United States and to the Speaker, Clerk, and Judiciary Committee Chairman of the House of Representatives of the Congress of the United States, and copies to each member of the Missouri Congressional delegation, and the presiding officers of each of the legislative houses in the several states, requesting their cooperation.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Hoskins introduced to the Senate, Aaron Dorr.

Senator Hegeman introduced to the Senate, Hannah Catterton; Colton Catterton; Clayton Catterton; Brock Catterton; and Makayla Catterton, Maryville.

Senators White and Bernskoetter introduced to the Senate, K9s on the Front Line; and Jason Howe.

Senator Luetkemeyer introduced to the Senate, KCPD Chief of Police, Rick Smith, Kansas City.

Senator Eslinger introduced to the Senate, Andrew Hall, West Plains.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FIFTH DAY–WEDNESDAY, JANUARY 12, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 723-Hegeman
SB 724-Hegeman
SB 725-Hegeman
SB 726-Onder
SB 727-Onder
SB 728-Onder
SB 729-Schupp
SB 730-Schupp
SB 731-Schupp
SB 732-Hoskins
SB 733-Hoskins
SB 734-Hoskins
SB 735-Koenig
SB 736-Koenig
SB 737-Koenig
SB 738-Eigel
SB 739-Eigel
SB 740-Eigel
SB 741-Crawford
SB 742-Crawford
SB 743-Crawford
SB 744-Cierpiot
SB 745-Cierpiot
SB 746-Arthur
SB 747-Arthur
SB 748-Arthur
SB 749-Bernskoetter
SB 750-Bernskoetter
SB 751-Bernskoetter
SB 752-Burlison
SB 753-Burlison
SB 754-Burlison
SB 755-White
SB 756-White
SB 757-White
SB 758-Hough
SB 759-Hough
SB 760-Hough
SB 761-Brown
SB 762-Brown
SB 763-Brown
SB 764-Luetkemeyer
SB 765-Luetkemeyer
SB 766-Luetkemeyer
SB 767-O'Laughlin
SB 768-O'Laughlin
SB 769-O'Laughlin
SB 770-May

SB 771-May
SB 772-May
SB 773-Williams
SB 774-Thompson Rehder
SB 775-Thompson Rehder
SB 776-Brattin
SB 777-Brattin
SB 778-Brattin
SB 779-Gannon
SB 780-Gannon
SB 781-Moon
SB 782-Moon
SB 783-Eslinger
SB 784-Eslinger
SB 785-Eslinger
SB 786-Bean
SB 787-Bean and Eslinger
SB 788-Bean
SB 789-Beck
SB 790-Beck
SB 791-Beck
SB 792-Razer
SB 793-Washington
SB 794-Washington
SB 795-Washington
SB 796-Mosley
SB 797-Mosley
SB 798-Mosley
SB 799-Hegeman
SB 800-Hegeman
SB 801-Hegeman
SB 802-Onder
SB 803-Onder
SB 804-Onder
SB 805-Hoskins
SB 806-Hoskins
SB 807-Hoskins
SB 808-Koenig
SB 809-Koenig
SB 810-Koenig
SB 811-Eigel
SB 812-Eigel
SB 813-Eigel
SB 814-Arthur
SB 815-Arthur
SB 816-Arthur
SB 817-Bernskoetter
SB 818-Bernskoetter
SB 819-Bernskoetter
SB 820-Burlison
SB 821-Burlison
SB 822-Burlison
SB 823-White
SB 824-White
SB 825-White
SB 826-Hough
SB 827-Hough
SB 828-Hough
SB 829-Brown
SB 830-Brown
SB 831-Brown
SB 832-Luetkemeyer
SB 833-Luetkemeyer
SB 834-Luetkemeyer
SB 835-O'Laughlin
SB 836-O'Laughlin
SB 837-May
SB 838-May
SB 839-Brattin
SB 840-Brattin
SB 841-Brattin
SB 842-Moon
SB 843-Moon
SB 844-Moon

SB 845-Eslinger
SB 846-Eslinger
SB 847-Eslinger
SB 848-Bean
SB 849-Bean
SB 850-Bean
SB 851-Beck
SB 852-Beck
SB 853-Beck
SB 854-Washington
SB 855-Washington
SB 856-Washington
SB 857-Mosley
SB 858-Mosley
SB 859-Mosley
SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison

SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck

SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
HCR 51-Plocher (Rowden)
HCR 52-Plocher (Rowden)

To be Referred

SCR 25-Burlison

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Journal of the Senate

SECOND REGULAR SESSION

FIFTH DAY—WEDNESDAY, JANUARY 12, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Though He slays me, yet will I trust Him." (Job 13:15)

Heavenly Father, give us the trust of Your servant Job that we too might trust You no matter how heavy and dark the task before us may seem or how difficult the journey that lies ahead of us. And Lord we ask that You grant us conversations with each other that will not lead to bitterness but words that lend themselves to encouragement and hopefulness. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator White announced photographers from Nexstar were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

RESOLUTIONS

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 449, regarding Sterling Oliver, Mexico, which was adopted.

Senators May and Roberts offered Senate Resolution No. 450, regarding the One Hundredth Anniversary of the Mound City Bar Association, which was adopted.

Senator Gannon offered Senate Resolution No. 451, regarding the One Hundredth Birthday of Della Marie Pemberton, Farmington, which was adopted.

Senator Brown offered Senate Resolution No. 452, regarding Sean A. Wilson, Waynesville, which was adopted.

Senator Hough assumed the Chair.

Senator Eigel offered the following resolution:

SENATE RESOLUTION NO. 453

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-Third District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. **The chair of each committee shall be authorized to report, and the president pro tem shall receive, at least one bill when the senate is on the order of business of reports of standing committees.** A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate.".

Senator Wieland offered Senate Resolution No. 454, regarding the Fiftieth Wedding Anniversary of Shelia and Michael Kirn, Barnhart, which was adopted.

CONCURRENT RESOLUTIONS

Senator May offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 26

Whereas, the United States economy is today plagued by a growing gap between the rich and the non-rich; by a global recession and credit crisis; by debilitating waste and under-employment of human talent; by inadequate growth alongside shackled technological potential; by record-level trade and governmental budget deficits; and by an estimated "hidden debt" of fifty-six trillion dollars, or four hundred eighty-three thousand dollars per household, in future Social Security and Medicare entitlements, added to historically high federal debt being imposed on young Americans and generations not yet born; and

Whereas, the sustainable growth and energy self-sufficiency of the American economy in the twenty-first century will require trillions of dollars each year of new and improved, life-enhancing technology, rentable space and physical infrastructure; and

Whereas, the Joint Economic Committee of Congress, as early as 1977, has declared broad-based ownership of new capital as an effective

strategy for raising national productivity; and

Whereas, the national goals of equal economic opportunity and widespread capital ownership have been blocked by artificial barriers erected in monetary, tax, and inheritance policies; and

Whereas, this policy objective has been frustrated by the systemic concentration of economic power and exclusionary access to future capital credit to the advantage of the wealthiest Americans; and

Whereas, the Federal Reserve System has stifled the growth of America's productive capacity through its monetary policy, by monetizing public-sector growth and mounting federal deficits and bailouts of mortgage loan sharks and their Wall Street syndicators; by favoring speculation over investment; by shortchanging the capital credit needs of entrepreneurs, inventors, farmers and workers; by increasing the dependency of families by burdening them with usurious consumer credit; and by perpetuating unjust capital credit and ownership barriers between rich Americans and those without savings; and

Whereas, there is a fundamental difference between asset-backed credit for productive uses and debt-backed credit for non-productive uses, consumption, or speculation; the first being critical for stimulating private sector investment, savings, and the supply of new marketable wealth, and the second being used to give people more inflated dollars to chase the same supply of existing wealth; and

Whereas, the Federal Reserve Board is now empowered under section 13, paragraph 2 of the Federal Reserve Act to reform monetary policy to discourage non-productive and speculative uses of credit, to encourage accelerated rates of private sector growth, and to promote widespread individual access to productive credit as a fundamental right of citizenship:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby call on the U.S. Congress to enact the proposed Economic Democracy Act as a national "just free market" policy to foster life-long capital ownership self-sufficiency as a fundamental right of citizenship and as a means to achieve true economic independence for all citizens; and

Be It Further Resolved that the Act would amend the Federal Reserve Act (1) to require the Federal Reserve Board to stop monetizing government debt through its buying and selling of U.S. Treasury securities, (2) to begin re-activating its discount mechanism through its twelve regional Federal Reserve Banks to encourage sustainable, non-inflationary private sector growth linked to lifetime equal capital ownership opportunities for every American, and (3) for each regional Federal Reserve bank to provide an equal ownership share to the permanent residents they serve; and

Be It Further Resolved that the Act would simplify today's complex and inequitable tax system by substituting a single-rate tax on non-exempt personal incomes from all sources above a living income exemption, while:

1. Paying from general revenues all entitlements, welfare supports, and other government spending at present levels, while fulfilling all current Social Security and Medicare obligations;

2. Eliminating the payroll tax on workers and employers;

3. Taxing the individual recipient of all gifts and inheritances above a determined level to encourage extremely wealthy citizens to spread out their wealth or estates among many citizens;

4. Making dividend payouts deductible to corporations, to promote one hundred percent distributions to shareholders and accelerate citizen capital loan repayments; and

5. Balancing the budget and paying off federal government debt as quickly as possible; and

Be It Further Resolved that the General Assembly petitions the Federal Reserve Board to adopt a two-tiered money-creation and credit policy that sharply distinguishes between ownership-expanding productive credit, and ownership-concentrating, nonproductive and speculative uses of credit. The upper tier, reflecting the higher market costs of borrowing "old money" from existing domestic and foreign savings pools and existing assets, should continue to be maintained as a source of market-rate credit to public-sector borrowers, consumers, speculators, and for all other nonproductive purposes. The Federal Reserve discount rate for the lower tier should be reduced to no higher than one-half percent as a one-time "service fee" for creating interest-free capital credit and money backed by broadly owned capital assets. This new reservoir of Federal Reserve monetized capital credit should be reserved exclusively for capital credit borrowers through Federal Reserve regulated commercial and cooperative banks. Citizens' tax-sheltered "Capital Ownership Accounts", similar to Individual Retirement Accounts, or "IRAs", would receive insured capital credit at reasonable bank service charges covering capital credit insurance premiums. Such expanded bank credit should not be subsidized by the taxpayers, and should be backed and collateralized by the newly acquired assets and private sector credit insurance to cover the risk of default. Such ownership-broadening capital credit borrowed through local commercial and cooperative banks could be invested in "qualified" securities such as newly issued, full-dividend payout, full voting shares in a company for which a member of the citizen's household works; companies in which the citizen's household has a monthly billing account; Employee Stock Ownership Plans; and Homeowners Equity Corporations for turning renters into owners; production and marketing cooperatives and partnerships; family-owned and -operated businesses and farms; and mature companies with a history of solid earnings. In order to finance new infrastructure and land development, Citizens Land Development Cooperatives could receive fed-monetized capital credit through local commercial and cooperative banks on behalf of every permanent resident in their jurisdictions. Every child, woman, and man in the area

covered by a CLDC would receive a free, full dividend-payout, full voting, non-transferable share, entitling them to an equal share of leasing profits and voting control in the CLDC; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President of the United States, each member of the Missouri Congressional delegation, and the Board of Governors of the Federal Reserve System.

Senator May offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 27

Whereas, one in five teens has had a serious mental health disorder at some point in their life; and

Whereas, mental health problems may lead to poor school performance, school dropout, strained family relationships, involvement in the child welfare or juvenile justice systems, substance abuse, and engaging in risky sexual behaviors; and

Whereas, suicide is the second-leading cause of death among adolescents ages fifteen to nineteen; and

Whereas, depression, anxiety and behavioral disorders are among the leading causes of illness and disability among adolescents; and

Whereas, the consequences of failing to address adolescent mental health conditions extend to adulthood, impairing both physical and mental health and limiting opportunities to lead fulfilling lives as adults; and

Whereas, there is a lack of referral services and specialists trained in dealing with adolescents' specialized mental health needs:

Now Therefore Be It Resolved that the members of the Missouri Senate, One hundred first General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby recognize a need for mental health awareness training requirement for pupils in public schools and charter schools, so that Missouri adolescents can become more familiar with, and work towards the prevention of, mental health disorders; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to send a properly inscribed copy of this resolution to the Department of Elementary and Secondary Education.

Senator White offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 28

Whereas, World War II, the most widespread war in history, lasted from 1939 until 1945; and

Whereas, the United States entered the war in 1941, following an attack on Pearl Harbor by Japanese fighter planes; and

Whereas, over sixteen million Americans served their country and the Allied powers over the course of the war; and

Whereas, the generation of men and women who served our country in World War II has been called the "greatest generation" for their selfless sacrifice; and

Whereas, the Medal of Honor is the highest military decoration that is awarded by the United States government; and

Whereas, the Medal of Honor is presented by the President of the United States, in the name of Congress; and

Whereas, the Medal of Honor is only conferred upon members of the United States Armed Forces who distinguish themselves through conspicuous gallantry and intrepidity at the risk of life above and beyond the call of duty while engaged in action against an enemy of the United States, while engaged in military operations involving conflict with an opposing foreign force, or while serving with friendly forces engaged in an armed conflict against an opposing armed force in which the United States is not a belligerent party; and

Whereas, more than 3,400 Medals of Honor have been awarded to our nation's bravest soldiers, sailors, airmen, marines, and coast guardsmen since the creation of the award in 1861; and

Whereas, the Medal of Honor was awarded to 353 Americans during World War II; and

Whereas, only one of those 353 Americans is alive today; and

Whereas, Hershel Woodrow Williams of West Virginia served his country with conspicuous gallantry and intrepidity at the risk of life and therefore deserves the gratitude of the American people; and

Whereas, the President of the United States has the sole authority to designate a state funeral; and

Whereas, historically, the President of the United States has designated state funerals for former presidents, generals, and other extraordinary Americans; and

Whereas, our nation is currently divided and yearns for a unifying national event; and

Whereas, designating a state funeral when the last surviving World War II Medal of Honor recipient dies would be a wonderful way for the American people to unite and honor all sixteen million soldiers, sailors, and airmen who served in our Armed Forces from 1941 to 1945:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the President of the United States to designate a state funeral for the last surviving Medal of Honor recipient from World War II; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President of the United States, the Vice President of the United States, the Speaker of the United States House of Representatives, the President Pro Tempore of the United States Senate, and all members of the Missouri congressional delegation.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1047—By Brattin.

An Act to repeal section 192.300, RSMo, and to enact in lieu thereof two new sections relating to public health, with existing penalty provisions and an emergency clause.

SB 1048—By Brattin.

An Act to amend chapter 34, RSMo, by adding thereto two new sections relating to firearms discrimination.

SB 1049—By Brattin.

An Act to repeal section 115.124, RSMo, and to enact in lieu thereof two new sections relating to municipal elections, with a delayed effective date.

SB 1050—By Brattin.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to elementary and secondary school buses.

SB 1051—By Brattin.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to extended learning opportunities.

SB 1052—By Bean.

An Act to repeal sections 160.2700 and 160.2705, RSMo, and to enact in lieu thereof two new sections relating to adult high schools.

SB 1053—By Bernskoetter.

An Act to repeal section 104.160, RSMo, and to enact in lieu thereof one new section relating to the board of trustees of the Missouri department of transportation and highway patrol employees' retirement system.

SB 1054—By Bernskoetter.

An Act to repeal sections 3.150, 57.280, 57.952, 57.955, 57.961, 57.962, 57.967, 483.088, and 488.024, RSMo, and to enact in lieu thereof six new sections relating to funding of the sheriffs' retirement system.

SB 1055—By Arthur.

An Act to repeal sections 173.2500 and 173.2505, RSMo, and to enact in lieu thereof two new sections relating to dual enrollment courses.

SB 1056—By Williams.

An Act to repeal section 650.058, RSMo, and to enact in lieu thereof one new section relating to compensation for wrongful conviction.

SB 1057—By May.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to mental health awareness training.

INTRODUCTION OF GUESTS

Senator Luetkemeyer introduced to the Senate, Jan and David Zimmerman, Kansas City.

Senator Schupp introduced to the Senate, Jessica Rigby, Columbia.

Senator Bean introduced to the Senate, Kennett High School Ladies Class 1 State Championship Tennis Team: Anelle Harris; Audrey Phillips; Handley McAtee; Christi Tejeda; Macy Bazzell; Malea Lack; Coach Janet Hilburn; Assistant Coach Hanna Hunter; Principal Jon McKinney.

Senator Bean introduced to the Senate, Darren and Melinda Harris.

Senator Bean introduced to the Senate, Judge Mark Preyer.

Senator White introduced to the Senate, Michelle and Randall Wood.

Senator Onder introduced to the Senate, his intern, Nick Altoff.

Senator Schupp introduced to the Senate, Colleen Coble.

Senator White introduced to the Senate, Jeanee' and Lucas Kennedy.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTH DAY–THURSDAY, JANUARY 13, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 723-Hegeman
SB 724-Hegeman
SB 725-Hegeman
SB 726-Onder
SB 727-Onder
SB 728-Onder
SB 729-Schupp
SB 730-Schupp
SB 731-Schupp
SB 732-Hoskins
SB 733-Hoskins
SB 734-Hoskins
SB 735-Koenig
SB 736-Koenig

SB 737-Koenig
SB 738-Eigel
SB 739-Eigel
SB 740-Eigel
SB 741-Crawford
SB 742-Crawford
SB 743-Crawford
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SB 745-Cierpiot
SB 746-Arthur
SB 747-Arthur
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SB 752-Burlison
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SB 755-White
SB 756-White
SB 757-White
SB 758-Hough
SB 759-Hough
SB 760-Hough
SB 761-Brown
SB 762-Brown
SB 763-Brown
SB 764-Luetkemeyer
SB 765-Luetkemeyer
SB 766-Luetkemeyer
SB 767-O'Laughlin
SB 768-O'Laughlin
SB 769-O'Laughlin
SB 770-May
SB 771-May
SB 772-May
SB 773-Williams
SB 774-Thompson Rehder
SB 775-Thompson Rehder
SB 776-Brattin
SB 777-Brattin
SB 778-Brattin
SB 779-Gannon
SB 780-Gannon
SB 781-Moon
SB 782-Moon
SB 783-Eslinger
SB 784-Eslinger
SB 785-Eslinger
SB 786-Bean
SB 787-Bean and Eslinger
SB 788-Bean
SB 789-Beck
SB 790-Beck
SB 791-Beck
SB 792-Razer
SB 793-Washington
SB 794-Washington
SB 795-Washington
SB 796-Mosley
SB 797-Mosley
SB 798-Mosley
SB 799-Hegeman
SB 800-Hegeman
SB 801-Hegeman
SB 802-Onder
SB 803-Onder
SB 804-Onder
SB 805-Hoskins
SB 806-Hoskins
SB 807-Hoskins
SB 808-Koenig
SB 809-Koenig
SB 810-Koenig

SB 811-Eigel
SB 812-Eigel
SB 813-Eigel
SB 814-Arthur
SB 815-Arthur
SB 816-Arthur
SB 817-Bernskoetter
SB 818-Bernskoetter
SB 819-Bernskoetter
SB 820-Burlison
SB 821-Burlison
SB 822-Burlison
SB 823-White
SB 824-White
SB 825-White
SB 826-Hough
SB 827-Hough
SB 828-Hough
SB 829-Brown
SB 830-Brown
SB 831-Brown
SB 832-Luetkemeyer
SB 833-Luetkemeyer
SB 834-Luetkemeyer
SB 835-O'Laughlin
SB 836-O'Laughlin
SB 837-May
SB 838-May
SB 839-Brattin
SB 840-Brattin
SB 841-Brattin
SB 842-Moon
SB 843-Moon
SB 844-Moon
SB 845-Eslinger
SB 846-Eslinger
SB 847-Eslinger
SB 848-Bean
SB 849-Bean
SB 850-Bean
SB 851-Beck
SB 852-Beck
SB 853-Beck
SB 854-Washington
SB 855-Washington
SB 856-Washington
SB 857-Mosley
SB 858-Mosley
SB 859-Mosley
SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White

SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
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SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
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SB 956-Moon
SB 957-Bean
SB 958-Bean

SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
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SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo

SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
HCR 51-Plocher (Rowden)
HCR 52-Plocher (Rowden)

To be Referred

SCR 25-Burlison
SCR 26-May
SCR 27-May
SCR 28-White

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Journal of the Senate

SECOND REGULAR SESSION

SIXTH DAY—THURSDAY, JANUARY 13, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Do not fear, for I have redeemed you; I have called you by name, you are mine." (Isaiah 43:1b)

Lord God, we are humbly grateful for You claiming us and making us Your own. Help us to approach all things, being mindful each day, of our relationship with You and those You have given us to love. May our actions provide care toward those in need this day and as we travel home be responsible towards others that are reflective of Your claim on us and to the benefit of those, we interact with this day. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Hough assumed the Chair.

The Journal of the previous day was read and approved.

Photographers from Missourinet were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Eslinger	Riddle	Rizzo—3

Vacancies—None

RESOLUTIONS

Senator Roberts offered Senate Resolution No. 455, regarding Alpha Kappa Alpha Sorority, Incorporated, which was adopted.

Senator Crawford offered Senate Resolution No. 456, regarding the Osceola High School FFA BBQ team, which was adopted.

Senator Crawford offered Senate Resolution No. 457, regarding the Skyline High School Softball Team, Urbana, which was adopted.

Senator Bean offered Senate Resolution No. 458, regarding Jim Bidewell, which was adopted.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and ordered printed:

SB 1058—By Brown.

An Act to amend chapter 340, RSMo, by adding thereto one new section relating to the practice of veterinary medicine.

SB 1059—By Brown.

An Act to repeal section 190.245, RSMo, and to enact in lieu thereof one new section relating to peer review committees.

SB 1060—By Brown.

An Act to repeal section 94.900, RSMo, and to enact in lieu thereof one new section relating to a public safety sales tax.

SB 1061—By Luetkemeyer.

An Act to repeal section 313.800, RSMo, and to enact in lieu thereof fourteen new sections relating to sports wagering, with penalty provisions.

SB 1062—By Crawford.

An Act to repeal section 104.1092, RSMo, and to enact in lieu thereof one new section relating to lump sum elections of retirement benefits for state employees.

SB 1063—By Crawford.

An Act to repeal section 137.1018, RSMo, and to enact in lieu thereof one new section relating to a tax credit for certain rolling stock.

SB 1064—By Cierpiot.

An Act to repeal section 213.055, RSMo, and to enact in lieu thereof one new section relating to COVID-19 vaccination requirements.

SJR 47—By Moon.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to the right of individuals to refuse any medical procedure or treatment.

CONCURRENT RESOLUTIONS

Senator Hegeman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 29

Relating to Certified Registered Nurse Anesthetists Week.

Whereas, certified registered nurse anesthetists (CRNAs) are advanced practice registered nurses. CRNAs are among the nation's most trusted professionals and have provided anesthesia care to patients in the U.S. for more than 150 years; and

Whereas, legislation passed by Congress in 1986 made nurse anesthetists the first nursing specialty to be accorded direct reimbursement rights by Medicare; and

Whereas, CRNAs are primary anesthesia providers in rural communities and continue to be the primary providers of anesthesia care to U.S. military personnel; and

Whereas, CRNAs practice in every setting in which anesthesia is delivered; from traditional hospital surgical suites and obstetrical delivery rooms to critical access hospitals; from ambulatory surgical centers to the offices of dentists, podiatrists, ophthalmologists, pain management specialists, and more; and

Whereas, CRNAs are qualified to make independent judgments regarding all aspects of anesthesia care based on their education, training, and licensure; and

Whereas, CRNAs are trusted anesthesia experts on the front lines, caring for patients safely and compassionately, delivering specialized, cost-effective care to all patients, from newborns to seniors, and for every type of procedure in all types of facilities; and

Whereas, CRNAs are courageously serving on the front lines of the ongoing coronavirus pandemic, using their advanced skills in airway management, intubation, and ventilator management to care for the sickest patients, and leaving their homes and families to travel to hospitals and facilities across the country, so they can assist where the need is greatest:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate the last full week of each January as Certified Registered Nurse Anesthetists Week in Missouri; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Jamie Johansen and H. Byron Roach, as members of the State Fair Commission;

Also,

Robert N. Connell, as a member of the Amber Alert System Oversight Committee;

Also,

Leslie A. Meyer, as Eastern District Commissioner of the Audrain County Commission;

Also,

Walter Alan Winders, Republican, as Presiding Commissioner of the Audrain County Commission;

Also,

Mark J. Bredemeier, as a member of the Jackson County Sports Complex Authority;

Also,

Jeanee M. Kennedy, as a member of the Missouri State Board of Nursing;

Also,

Michelle A. Wood, as a member of the Children's Trust Fund;

Also,

Brendon Fox, as a member of the Coroner Standards and Training Commission;

Also,

Harry A. Roberts, as the Military Advocate in the Office of Military Advocate;

Also,

Jan Zimmerman, Republican, as a member of the Missouri Gaming Commission;

Also,

Keith A. Holloway, as a member of the University of Missouri Board of Curators; and

Wayne Wallingford, as Director of the Department of Revenue.

Senator Schatz requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

REFERRALS

President Pro Tem Schatz referred **SCR 26**, **SCR 27**, and **SCR 28** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 25—Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 723—Appropriations.

SB 724—Local Government and Elections.

SB 725—Appropriations.

SB 726—Health and Pensions.

SB 727—Health and Pensions.

SB 728—General Laws.

SB 729—Small Business and Industry.

SB 730—Local Government and Elections.

SB 731—General Laws.

SB 732—Economic Development.

SB 733—Economic Development.

SB 734—Education.

SB 735—Ways and Means.

SB 736—Ways and Means.

SB 737—Seniors, Families, Veterans & Military Affairs.

SB 738—Local Government and Elections.

SB 739—Ways and Means.

SB 740—Education.

SB 741—Governmental Accountability and Fiscal Oversight.

SB 742—Commerce, Consumer Protection, Energy and the Environment.

SB 743—Local Government and Elections.

SB 744—Transportation, Infrastructure and Public Safety.

SB 745—Commerce, Consumer Protection, Energy and the Environment.

SB 746—Health and Pensions.

SB 747—Education.

SB 748—Judiciary and Civil and Criminal Jurisprudence.

SB 749—Local Government and Elections.

SB 750—Agriculture, Food Production and Outdoor Resources.

SB 751—Judiciary and Civil and Criminal Jurisprudence.

SB 752—General Laws.

SB 753—Seniors, Families, Veterans & Military Affairs.

SB 754—General Laws.

SB 755—Judiciary and Civil and Criminal Jurisprudence.

SB 756—Commerce, Consumer Protection, Energy and the Environment.

SB 757—Health and Pensions.

SB 758—Governmental Accountability and Fiscal Oversight.

SB 759—Local Government and Elections.

SB 760—Economic Development.

SB 761—Transportation, Infrastructure and Public Safety.

SB 762—Transportation, Infrastructure and Public Safety.

SB 763—Commerce, Consumer Protection, Energy and the Environment.

SB 764—Appropriations.

SB 765—Judiciary and Civil and Criminal Jurisprudence.

SB 766—Judiciary and Civil and Criminal Jurisprudence.

SB 767—Health and Pensions.

SB 768—Education.

SB 769—Education.

SB 770—Education.

SB 771—Education.

SB 772—Governmental Accountability and Fiscal Oversight.

SB 773—Seniors, Families, Veterans & Military Affairs.

SB 774—General Laws.

SB 775—Judiciary and Civil and Criminal Jurisprudence.

SB 776—Education.

SB 777—Small Business and Industry.

SB 778—Seniors, Families, Veterans & Military Affairs.

SB 779—Seniors, Families, Veterans & Military Affairs.

SB 780—Local Government and Elections.

SB 781—Education.

SB 782—Transportation, Infrastructure and Public Safety.

SB 783—Insurance and Banking.

SB 784—Small Business and Industry.

SB 785—Transportation, Infrastructure and Public Safety.

SB 786—Transportation, Infrastructure and Public Safety.

SB 787—Judiciary and Civil and Criminal Jurisprudence.

SB 788—Judiciary and Civil and Criminal Jurisprudence.

SB 789—Small Business and Industry.

SB 790—Economic Development.

SB 791—Agriculture, Food Production and Outdoor Resources.

SB 792—Transportation, Infrastructure and Public Safety.

SB 793—Judiciary and Civil and Criminal Jurisprudence.

SB 794—Seniors, Families, Veterans & Military Affairs.

SB 795—Judiciary and Civil and Criminal Jurisprudence.

SB 796—Transportation, Infrastructure and Public Safety.

SB 797—Local Government and Elections.

SB 798—Seniors, Families, Veterans & Military Affairs.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Tuesday, January 18, 2022.

SENATE CALENDAR

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SEVENTH DAY–TUESDAY, JANUARY 18, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 799-Hegeman
SB 800-Hegeman
SB 801-Hegeman
SB 802-Onder
SB 803-Onder
SB 804-Onder
SB 805-Hoskins
SB 806-Hoskins
SB 807-Hoskins
SB 808-Koenig
SB 809-Koenig
SB 810-Koenig
SB 811-Eigel
SB 812-Eigel
SB 813-Eigel
SB 814-Arthur
SB 815-Arthur
SB 816-Arthur
SB 817-Bernskoetter
SB 818-Bernskoetter

SB 819-Bernskoetter
SB 820-Burlison
SB 821-Burlison
SB 822-Burlison
SB 823-White
SB 824-White
SB 825-White
SB 826-Hough
SB 827-Hough
SB 828-Hough
SB 829-Brown
SB 830-Brown
SB 831-Brown
SB 832-Luetkemeyer
SB 833-Luetkemeyer
SB 834-Luetkemeyer
SB 835-O'Laughlin
SB 836-O'Laughlin
SB 837-May
SB 838-May
SB 839-Brattin
SB 840-Brattin
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SB 846-Eslinger
SB 847-Eslinger
SB 848-Bean
SB 849-Bean
SB 850-Bean
SB 851-Beck
SB 852-Beck
SB 853-Beck
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SB 855-Washington
SB 856-Washington
SB 857-Mosley
SB 858-Mosley
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SB 860-Hegeman
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SB 892-Moon

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SB 894-Beck
SB 895-Beck
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SB 898-Washington
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SB 936-Arthur
SB 937-White
SB 938-White
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SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
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SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
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SB 1029-White
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SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer

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SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SJR 47-Moon

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
HCR 51-Plocher (Rowden)
HCR 52-Plocher (Rowden

To be Referred

SCR 29-Hegeman

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTH DAY—TUESDAY, JANUARY 18, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Just as water reflects the face, so one human heart reflects another." (Proverbs 27:19)

Father, we remember Martin Luther King and how his face, life and words reflected what the human heart is to be. Help us live graciously so that our hearts reflect the love we share with another and with You, our God. May our words and actions be a witness to others, as was Dr. King's and help us change the world about us even if it's only one other person. And Lord help us always be thankful for Your words that teach us to be all we were meant to be and we pray let our lives allow others to see You when they see us, in Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, January 13, 2022, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Roberts	Rowden	Schatz	Schupp	White	Wieland
Williams—29						

Absent—Senators—None

Absent with leave—Senators

Cierpiot	Riddle	Rizzo	Thompson Rehder	Washington—5

Vacancies—None

RESOLUTIONS

Senator Hough offered Senate Resolution No. 459, regarding Victor Blackburn, Springfield, which was adopted.

Senator Hough offered Senate Resolution No. 460, regarding John Valentine, Springfield, which was adopted.

On behalf of Senator Washington, Senator Williams offered Senate Resolution No. 461, regarding Jessica Lynn McClellan, Kansas City, which was adopted.

On behalf of Senator Washington, Senator Williams offered Senate Resolution No. 462, regarding Patricia "Tricia" M. Scaglia, Kansas City, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 463, regarding Amy Sheahan, Jefferson City, which was adopted.

On behalf of Senator Cierpiot, Senator Rowden offered Senate Resolution No. 464, regarding Eagle Scout Kurtis James Woodrow Craven, Lee's Summit, which was adopted.

Senator Burlison offered Senate Resolution No. 465, regarding the death of Joe Don Miller, Springfield, which was adopted.

Senator Eigel offered the following resolution:

SENATE RESOLUTION NO. 466
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-Third District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 10 be amended to read as follows:

"Rule 10. The president pro tem shall be parliamentarian of the senate and may decide all points of order, and in his absence such points of order may be decided by the chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, except in either case, the point of order may be referred by the then acting parliamentarian, to the Committee on Parliamentary Procedure for consideration and determination. All rulings on points of order shall be subject to an appeal to the senate and all questions and points of order shall be noted by the secretary with the decision thereon. **Any point of order shall be decided within two legislative days of such point of order being made.** (See also Rule 27.)".

Senator Eigel offered the following resolution:

SENATE RESOLUTION NO. 467
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-Third District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 28 be amended to read as follows:

"Rule 28. The duties of the standing committees of the senate are as follows:

1. The Committee on Administration shall superintend and have sole and complete control of all financial obligations and business affairs of the senate, the assignment of offices and seats, and the supervision of certain designated employees. The committee shall be authorized to employ an administrator, who shall be provided with office space as designated by the committee. The administrator or the secretary of the senate may be authorized to act for the committee, but only in the manner and to the extent as may have previously been authorized by the committee with such authorization entered in the minutes of the committee. No voucher calling for payment from the contingent fund of the senate shall be drawn, nor shall any valid obligation exist against the contingent fund until the same shall have been approved by the committee or its administrator and be recorded in the minutes thereof. All vouchers must be signed by the chairman of the committee or the administrator, if so authorized. The committee or its administrator shall provide for the receiving and receipt of all supplies, equipment and furnishings purchased for the account of the senate, and the distribution thereof. The administrator shall keep a detailed running account of all transactions

and shall open his records for inspection to any senator who so requests. All employees other than elected officials of the senate and employees of the individual senators, shall be selected by the committee, who shall control their tenure, set their compensation, assign their duties and exercise complete supervision over them. When necessary, the committee shall assign office space and seats in the senate chamber.

2. The Committee on Agriculture, Food Production and Outdoor Resources shall consider and report upon bills and matters referred to it relating to animals, animal disease, pest control, agriculture, food production, the state park system, conservation of the state's natural resources, soil and water, wildlife and game refuges.

3. The Committee on Appropriations shall consider and report upon all bills and matters referred to it pertaining to general appropriations and disbursement of public money.

4. The Committee on Commerce, Consumer Protection, Energy and the Environment shall consider and report upon bills and matters referred to it relating to the development of state commerce, the commercial sector, consumer protection, telecommunications and cable issues, the development and conservation of energy resources and the disposal of solid, hazardous and nuclear wastes and other matters relating to environmental preservation.

5. The Committee on Economic Development shall consider and report upon bills and matters referred to it relating to the promotion of economic development, creation and retention of jobs, tourism and the promotion of tourism as a state industry, and community and business development.

6. The Committee on Education shall consider and report upon bills and matters referred to it relating to education in the state, including the public schools, libraries, programs and institutions of higher learning.

7. The Committee on General Laws shall consider and report upon bills and matters referred to it relating to general topics.

8. The Committee on Governmental Accountability and Fiscal Oversight shall review, study, and investigate all matters referred to it relating to the application, administration, execution, and effectiveness of all state laws and programs, the organization and operation of state agencies and other entities having responsibility for the administration and execution of state laws and programs, and any conditions or circumstances that may indicate the necessity or desirability of enacting new or additional legislation to improve the efficiency of any state law or program. Any findings of the committee may be reported to the senate and the Committee on Appropriations. The committee shall also consider and report upon bills and matters referred to it relating to improving governmental efficiency and management. The committee shall also consider and report upon bills and matters referred to it relating to improving governmental efficiency and management. The Committee on Governmental Accountability and Fiscal Oversight shall also consider and report upon all bills, except regular appropriation bills, that require new appropriations or expenditures of appropriated funds in excess of $250,000, or that reduce such funds by that amount during any of the first three years that public funds will be used to fully implement the provisions of the Act, or that result in an increase in revenue to the state in excess of $250,000 during any of the first three years in which the provisions of the Act will be fully implemented. Any such senate bill, after having been approved by the regular standing committee to which it has been assigned and after the same has been perfected and ordered printed by the senate, shall thereafter be referred to the Committee on Governmental Accountability and Fiscal Oversight for its consideration prior to its submission to the senate for final passage thereof by the senate. Any such house bill after having been reported by the regular standing committee to which it was assigned shall be referred to the Committee on Governmental Accountability and Fiscal Oversight for its consideration prior to it being considered by the senate for third reading and final passage. Any senate or house bill amended so as to increase expenditures or reduce revenue in excess of $250,000 during any of the first three years that public funds will be used to fully implement its provisions, or amended so as to increase revenue to the state in excess of $250,000 during any of the first three years in which its provisions will be fully implemented, shall upon timely motion be referred or re-referred to the Committee on Governmental Accountability and Fiscal Oversight. The author or first named sponsor of a bill referred to the Committee on Governmental Accountability and Fiscal Oversight shall be entitled to a hearing on his/her bill but such committee hearing shall be limited to the reception of testimony presented by the author or first-named sponsor in person and none other. **Any senate or house bill referred to the Committee on Governmental Accountability and Fiscal Oversight shall be acted upon by the Committee and reported to the senate within four legislative days of referral. The Committee shall either recommend to the senate that the bill do pass or that the bill do not pass. If the Committee fails to act upon a referred bill and report such action to the senate within four legislative days of referral, such bill shall be considered as having received a vote by the Committee and may be considered by the senate for final passage.** The Committee on Governmental Accountability and Fiscal Oversight may recommend the passage of a bill subject to the adoption of an amendment specifying a certain effective date proposed by the committee, and if such an amendment is not adopted, the bill shall again be referred to the Committee on Governmental Accountability and Fiscal Oversight.

9. The Committee on Gubernatorial Appointments shall consider and report upon gubernatorial appointments referred to it.

10. The Committee on Health and Pensions shall consider and report upon bills and matters referred to it relating to health, MO HealthNet, alternative health care delivery system proposals, public health, disease control, hospital operations, mental health, developmental disabilities, and substance abuse and addiction. The committee shall also consider and report upon bills and matters referred to it concerning retirement

and pensions and pension plans.

11. The Committee on Insurance and Banking shall consider and report upon bills and matters referred to it relating to the ownership and operation of insurance and banking; and life, accident, indemnity and other forms of insurance. The committee shall also take into consideration and report on bills and matters referred to it relating to banks and banking, savings and loan associations, and other financial institutions in the state.

12. The Committee on the Judiciary and Civil and Criminal Jurisprudence shall consider and report upon bills and matters relating to the judicial department of the state including the practice of the courts of this state, civil procedure and criminal laws, criminal costs and all related matters. The Committee shall also consider and report upon bills and matters referred to it relating to probation or parole of persons sentenced under the criminal laws of the state.

13. The Committee on Local Government and Elections shall consider and report upon bills and matters referred to it relating to the county government, township organizations, and political subdivisions. The committee shall consider and report upon bills and matters referred to it relating to election law.

14. The Committee on Professional Registration shall consider and report upon bills and matters referred to it relating to the reorganization, establishment, consolidation or abolition of departments, boards, bureaus and commissions of state government, the internal operation of any state agency and the effect of federal legislation upon any state agency.

15. The Committee on Progress and Development shall consider and report upon bills and matters referred to it concerning the changing or maintenance of issues relating to human welfare.

16. The Committee on Rules, Joint Rules, Resolutions and Ethics shall consider and report on rules for the government of the senate and joint rules when requested by the senate, shall consider, examine and report upon bills and matters referred to it relating to ethics and the conduct of public officials and employees, shall recommend to the Senate the rules by which investigations and disciplinary proceedings will be conducted, and shall examine and report upon all resolutions and other matters which may be appropriately referred to it. The committee shall see that bills and amendments are properly perfected and printed. The committee shall examine all Truly Agreed To and Finally Passed bills carefully, and report that the printed copies furnished the senators are correct. Upon the written request of the sponsor or floor handler of a bill, the committee may recommend that any such bill on the calendars for perfection or house bills on third reading be called up or considered out of order in which the bill appears on that calendar. A recommendation to consider bills out of order shall require approval by a majority of the committee with the concurrence of two-thirds of the senate members . No floor debate shall be allowed on the motion to adopt the committee report. The Committee shall examine bills placed on the Consent Calendar and may, by majority vote, remove any bill from the consent calendar within the time period prescribed by Rule 45, that it determines is too controversial to be treated as a consent bill.

17. The Committee on Seniors, Families, Veterans, and Military Affairs shall consider and report upon bills and matters referred to it concerning the preservation of the quality of life for senior citizens, nursing home and boarding home operations, alternative care programs for the elderly, and family and children's issues. It shall also consider and report upon bills and matters referred to it concerning income maintenance, social services, and child support enforcement. The Committee shall also consider and report upon bills and matters concerning veterans and military affairs.

18. The Committee on Small Business and Industry shall consider and report upon bills and matters referred to it relating to the ownership and operation of small businesses. The committee shall also take into consideration and report on bills relating to labor management, fair employment standards, workers' compensation and employment security within the state and shall examine bills referred to it relating to industrial development.

19. The Committee on Transportation, Infrastructure and Public Safety shall consider and report upon bills and matters referred to it concerning roads, highways, bridges, airports and aviation, railroads, port authorities, and other means of transportation and matters relating to motor vehicles, motor vehicle registration and drivers' licenses and matters relating to the safety of the general public.

20. The Committee on Ways and Means shall consider and report upon bills and matters referred to it concerning the revenue and public debt of the state, and interest thereon, the assessment of real and personal property, the classification of property for taxation purposes and gaming.".

Senator Hoskins offered the following resolution:

SENATE RESOLUTION NO. 468
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-First District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal. **The order of submission of reports of committees to the president pro tem shall be based on the seniority of the chair of the committee as determined by subsection 2 of senate rule 29.**

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate.".

Senator Hoskins offered the following resolution:

SENATE RESOLUTION NO. 469
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-First District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem**[**; and**], except that, during the second regular session of a general assembly, any bill that is identical or substantially similar to a bill introduced during the first regular session of such general assembly shall be referred to the same committee.** No bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate.".

CONCURRENT RESOLUTIONS

Senator Rowden moved that **HCR 51** be taken up for adoption, which motion prevailed.

On motion of Senator Rowden, **HCR 51** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Roberts	Rowden	Schatz	Schupp	White	Wieland
Williams—29						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Cierpiot Riddle Rizzo Thompson Rehder Washington—5

Vacancies—None

Senator Hoskins offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 30

Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

Whereas, Article V of the Constitution of the United States requires a convention to be called by the Congress of the United States for the purpose of proposing an amendment to the Constitution upon application of two-thirds of the Legislatures of the several states; and

Whereas, the Legislature of the State of Missouri favors a proposal and ratification of an amendment to the U.S. Constitution, which shall set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and as a member of the United States Senate; and

Whereas, the Ninety-ninth General Assembly of Missouri, Second Regular Session, adopted Senate Concurrent Resolution 40, which contained an application for an Article V Convention to propose an amendment identical to that proposed in this resolution, but provided that the application would expire five years after the passage of Senate Concurrent Resolution 40:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby make an application to Congress, as provided by Article V of the Constitution of the United States of America, to call a convention limited to proposing an amendment to the Constitution of the United States of America to set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and to set a limit on the number of terms that a person may be elected as a member of the United States Senate; and

Be It Further Resolved that this application shall be considered as covering the same subject matter as the applications from other states to Congress to call a convention to set a limit on the number of terms that a person may be elected to the House of Representatives of the Congress of the United States and the Senate of the United States; and this application shall be aggregated with same for the purpose of attaining the two-thirds of states necessary to require Congress to call a limited convention on this subject, but shall not be aggregated with any other applications on any other subject; and

Be It Further Resolved that this application hereby repeals, rescinds, cancels, renders null and void, and supercedes the application to the Congress of the United States for a convention under Article V of the Constitution of the United States by this state in Senate Concurrent Resolution No. 40 as adopted by the Ninety-ninth General Assembly, Second Regular Session; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President and Secretary of the Senate of the United States and to the Speaker, Clerk, and Judiciary Committee Chairman of the House of Representatives of the Congress of the United States, and copies to each member of the Missouri Congressional delegation, and the presiding officers of each of the legislative houses in the several states, requesting their cooperation.

Read 1st time.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and ordered printed:

SB 1065—By Hoskins.

An Act to repeal sections 115.013, 115.107, 115.111, 115.163, 115.179, 115.181, 115.193, 115.221, 115.225, 115.237, 115.277, 115.279, 115.283, 115.285, 115.291, 115.302, 115.427, and 115.652, RSMo,

and to enact in lieu thereof twenty new sections relating to elections, with penalty provisions.

SB 1066—By Hoskins.

An Act to repeal section 67.1471, RSMo, and to enact in lieu thereof one new section relating to the department of economic development.

SB 1067—By Hoskins.

An Act to repeal section 144.1021, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof two new sections relating to income taxes.

SB 1068—By Hoskins.

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to exemptions from certain regulations for the purposes of economic development.

SB 1069—By Hoskins.

An Act to amend chapter 643, RSMo, by adding thereto one new section relating to refrigerants.

SB 1070—By Brown.

An Act to repeal sections 193.065, 193.145, 193.265, and 194.119, RSMo, and to enact in lieu thereof four new sections relating to disposition of human remains.

SB 1071—By Razer.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to conveyance of land by the highways and transportation commission.

SB 1072—By Eslinger.

An Act to repeal sections 620.800, 620.803, 620.806, and 620.809, RSMo, and to enact in lieu thereof four new sections relating to the Missouri one start program.

SB 1073—By Burlison.

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to the electric grid.

SJR 48—By Moon.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to the protection of unborn life.

COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following escort committee pursuant to **HCR 51**: Senators Schatz, Hegeman, Onder, Riddle, Wieland, Razer, Williams, Schupp, Mosley and May.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 29—Rules, Joint Rules, Resolutions and Ethics.

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, Najda Moalla, Columbia.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

EIGHTH DAY–WEDNESDAY, JANUARY 19, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 799-Hegeman
SB 800-Hegeman
SB 801-Hegeman
SB 802-Onder
SB 803-Onder
SB 804-Onder
SB 805-Hoskins
SB 806-Hoskins
SB 807-Hoskins
SB 808-Koenig
SB 809-Koenig
SB 810-Koenig
SB 811-Eigel
SB 812-Eigel
SB 813-Eigel
SB 814-Arthur
SB 815-Arthur
SB 816-Arthur
SB 817-Bernskoetter
SB 818-Bernskoetter
SB 819-Bernskoetter
SB 820-Burlison
SB 821-Burlison
SB 822-Burlison
SB 823-White
SB 824-White
SB 825-White
SB 826-Hough
SB 827-Hough
SB 828-Hough
SB 829-Brown
SB 830-Brown
SB 831-Brown
SB 832-Luetkemeyer
SB 833-Luetkemeyer
SB 834-Luetkemeyer
SB 835-O'Laughlin
SB 836-O'Laughlin
SB 837-May
SB 838-May
SB 839-Brattin
SB 840-Brattin
SB 841-Brattin
SB 842-Moon

SB 843-Moon
SB 844-Moon
SB 845-Eslinger
SB 846-Eslinger
SB 847-Eslinger
SB 848-Bean
SB 849-Bean
SB 850-Bean
SB 851-Beck
SB 852-Beck
SB 853-Beck
SB 854-Washington
SB 855-Washington
SB 856-Washington
SB 857-Mosley
SB 858-Mosley
SB 859-Mosley
SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter

SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot

SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins

SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SJR 47-Moon
SJR 48-Moon

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 30-Hoskins

✓

Journal of the Senate

SECOND REGULAR SESSION

EIGHTH DAY—WEDNESDAY, JANUARY 19, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"A word fitly spoken is like gold." (Proverbs 25:11)

Wondrous God, help us this day to talk with You, our God. Help us learn the power and majesty of words that are spoken and how we hear them. Let our conversations flow from our heart so that what we say is always a truth that reflects who we are and what we are intended to be. So, guide us this day, O Lord, on the path that we are meant to take and our words reflect what we discover about You. In Your Holy name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Washington
White	Wieland	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Cierpiot	Riddle	Thompson Rehder—3

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senators Rizzo and Razer offered Senate Resolution No. 470, regarding the death of Josephine Mirabile, which was adopted.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 1074—By Hegeman.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to broadband internet infrastructure.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 30—Rules, Joint Rules, Resolutions and Ethics.

On motion of Senator Rowden, the Senate recessed until 2:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kehoe.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2117**, entitled:

An Act to repeal sections 128.345, 128.346, and 128.348, RSMo, and to enact in lieu thereof twelve new sections relating to the composition of congressional districts, with an emergency clause.

Emergency Clause Defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following members to act with a like committee from the Senate pursuant to **HCR 51**. Representatives: Pike, Bailey, Lovasco, Evans, Kelly (141), Proudie, Ellebracht, Ingle, Rogers and Baringer.

On motion of Senator Rowden, the Senate repaired to the House of Representatives to receive the State of the State Address from His Excellency, Governor Michael L. Parson.

JOINT SESSION

The Joint Session was called to order by President Kehoe.

The Color Guard from the Missouri State Highway Patrol, Troop F, presented the colors.

The Pledge of Allegiance to the Flag was recited.

On roll call the following Senators were present:

Present—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Burlison	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	Onder	Razer	Roberts
Rowden	Schatz	Schupp	Washington	White	Wieland	Williams—28

Absent—Senators

Arthur	O'Laughlin	Rizzo—3

Absent with leave—Senators

Cierpiot	Riddle	Thompson Rehder—3

Vacancies—None

The Lieutenant Governor was present.

On roll call the following Representatives were present:

PRESENT: 129

Anderson	Andrews	Appelbaum	Atchison	Aune	Baker	Bangert
Barnes	Basye	Billington	Black 137	Black 7	Bland Manlove	Boggs
Bosley	Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burton	Busick	Butz	Clemens	Coleman 32	Collins	Copeland
Cupps	Davidson	Deaton	DeGroot	Derges	Dinkins	Dogan
Doll	Ellebracht	Evans	Falkner	Fishel	Fitzwater	Fogle
Francis	Gray	Gregory 51	Gregory 96	Griffith	Gunby	Haden
Haley	Hardwick	Henderson	Hicks	Houx	Hovis	Hudson
Johnson	Kalberloh	Kelley 127	Kidd	Knight	Lewis 25	Lewis 6
Mackey	Mayhew	McCreery	McGirl	Merideth	Morse	Mosley
Murphy	Owen	Patterson	Perkins	Person	Phifer	Plocher
Pollitt 52	Pollock 123	Porter	Pouche	Price	Quade	Railsback
Reedy	Richey	Riggs	Riley	Roberts	Roden	Rone
Rowland	Sander	Sassmann	Sauls	Schnelting	Schroer	Schwadron
Seitz	Sharpe 4	Shaul	Shields	Simmons	Smith 155	Smith 163
Smith 45	Smith 67	Stacy	Stephens 128	Tate	Taylor 139	Taylor 48
Terry	Thomas	Thompson	Toalson Reisch	Trent	Turnbaugh	Unsicker
Van Schoiack	Veit	Walsh 50	Walsh Moore 93	Weber	West	Wiemann
Wright	Young	Mr. Speaker				

ABSENT: 28

Adams	Aldridge	Bailey	Baringer	Burnett	Chipman	Christofanelli
Coleman 97	Cook	Davis	Eggleston	Grier	Haffner	Hurlbert
Ingle	Kelly 141	Lovasco	McDaniel	McGaugh	Nurrenbern	O'Donnell
Pietzman	Pike	Proudie	Rogers	Sharp 36	Stevens 46	Windham

VACANCIES: 6

The Joint Committee appointed to wait upon His Excellency, Governor Michael L. Parson, escorted the Governor to the dais where he delivered the State of the State Address to the Joint Assembly:

2022 STATE OF THE STATE ADDRESS – Strong Today, Stronger Tomorrow
GOVERNOR MIKE PARSON

January 19, 2022

3:00 PM (CST)

Thank you Lieutenant Governor, Mr. Speaker, statewide officials, Judges of the Missouri Supreme Court, and state legislators. It is an honor again to stand before you today as the 57th Governor of the Great State of Missouri.

Once again, we are at an exciting time for Missouri and our future. This past year we celebrated the bicentennial of our state and 150 years of the Missouri Governor's Mansion.

And I am honored to have served as Missouri's Governor during this remarkable milestone for our state.

The First Lady and I were fortunate to be able to tour Missouri and visit communities all across the state and witness their individual contributions to our rich history.

From the Ulysses S. Grant National Historic Site in St. Louis to the Hubble Space Telescope in Marshfield…from Walt Disney in Marceline to Jesse James' birthplace in Kearney…from John J. Pershing in Laclede to Mark Twain in Hannibal…

AND how could we ever forget Maxie the Goose in small town Sumner, Missouri…

After more than 45 Bicentennial stops, the First Lady and I count ourselves blessed to have experienced the history, tradition, and heart and soul of what makes Missouri great.

Faith, family, neighbors helping neighbors… that's who Missourians are.

AND that's what makes Missouri the best state in the United States.

We were also able to host the Bicentennial Parade and Inaugural Ball that was enjoyed and celebrated by Missourians from all over our state.

Our historic parade included over 100 entries that proudly showcased communities all across Missouri…

Including the Lincoln University Marching Musical Storm, the Budweiser Clydesdales, Chinese Dragon Dancers, and the Negro League Baseball Museum.

It marked the first time in our state's history that an Inaugural Ball was held outside.

And we counted ourselves fortunate to be able to celebrate with thousands of Missourians, many of which had never experienced an Inaugural Ball.

BUT none of this would have been possible without the efforts state government undertook to lessen the impacts of COVID-19.

When I stood before you last year, our limited supply of COVID-19 vaccines were available for only a small group of Missourians.

No one had a roadmap or a playbook, and we knew we faced difficult times ahead.

Nevertheless, state government accepted the challenges and prevailed by focusing on fairness in our vaccine distribution efforts.

While there will always be endless critics to tell us how we could have done it better, the facts are we were the ones in the arena.

We made the tough decisions and NEVER cowered to the challenge.

Today, one of our greatest successes is in the fact that more than 94 percent of Missourians 65 and older, our most vulnerable population, have received protection from this virus.

AND nearly 75 percent of Missourians 18 and older have received a vaccine.

Now, while we have room to improve and encourage all Missourians to consider vaccination…

We have worked tirelessly to ensure that vaccines are available to every Missourian that wants one.

And we couldn't have done it without the dedicated public servants at the Department of Health and Senior Services; State Emergency Management Agency; the Missouri National Guard; Department of Public Safety; doctors, nurses, and health care professionals; and the thousands of local partners, for their bold and heroic actions throughout the pandemic.

Joining us today, are individuals we would like to give a special thanks to…

Michael McMillan and James Clark with the Urban League in St. Louis and Pastor Miles and Janet Miles-Bartee with Morning Star Baptist Church in Kansas City, were instrumental in helping vaccinate some of our most vulnerable populations.

With these trusted leaders aiding our efforts, we were able to get hundreds of thousands in Kansas City and St. Louis vaccinated.

Additionally, seated in the upper chamber is Colonel Russell Kohl with the Missouri National Guard, who helped lead our state vaccine operations.

Colonel Kohl and our Missouri National Guard members worked around the clock to get vaccines to Missourians as quickly as possible.

Our Missouri National Guard members answered the call… and completed the mission.

Would Michael, James, Pastor Miles, Janet, and Colonel Kohl please stand to be recognized?

Missouri is a diverse state and a one-size fits all approach will never work here.

In this state, we used common sense and took a balanced approach to the pandemic…

AND while that may not seem like a novel idea…When you look to some of the policies and mandates in other states and places… you find that common sense may not be so common.

That's why we never had state mandates or forced businesses, schools, or churches to close.

We protected lives and livelihoods.

AND when it comes to COVID-19 mandates, I firmly believe that the people should have say through their local elected representatives and not be dictated by needless executive action or any one person.

That's why I don't support and have never supported mandates and Missourians can rest assured that my position WILL NOT CHANGE.

Today, our economy has nearly fully recovered, and we have the opportunity to make fundamental improvements to our state that will serve Missourians now and into the future.

Missouri is STRONG today and will be EVEN STRONGER tomorrow.

Missouri has a solid foundation and that is something we should all be proud of… Republicans, Democrats, and Independents … rural, suburban, and urban…

It is a foundation that has helped propel our state to new heights in just a few short years and has set us on a course to achieve even greater accomplishments.

Unfortunately, it seems success can get purposely overshadowed because positive news doesn't sell headlines. But rest assured, we refuse to discount the good things happening in Missouri.

Whether you live in the bootheel, the Ozarks, St. Louis, Kansas City, or anywhere across the state, our relentless focus on workforce development and infrastructure is paying dividends for ALL Missourians.

Our unemployment rate sits at 3.5 percent, that's below where we were BEFORE the pandemic and below the national average.

And when we had an all time high of 385,000 individuals on unemployment, we knew we had to take action and solve this problem.

Missouri was one of the first in the nation to cutoff federal unemployment benefits…and today, only 21,000 are drawing benefits.

This was the right call and the right thing to do.

We are finding economic success, but with 116,000 job openings across the state, now more than ever, it is important to double down on workforce development and skill up our workers to fill these open jobs.

We can't be satisfied with the same as before. We must focus on making our state even stronger.

Even during the pandemic, we created more than 21,000 NEW jobs and saw nearly $5.2 BILLION dollars in private investment.

In 2021, we saw new businesses and existing businesses expanding their footprint in Missouri, including:

Deli Star with nearly $100 million dollars invested and 475 new jobs in St. Louis,

Gateway Studios with $111 million dollars invested and more than 100 new jobs created in Chesterfield,

M-E-M-C, a semiconductor manufacturing company, invested $210 million dollars and 75 new jobs created in O'Fallon, and

John Deere Reman with $11 million dollars and 130 new jobs created in Springfield…

BUT business investment didn't just occur near Missouri's urban centers.

We saw…

Carlisle Construction Materials invest $62 million dollars and create 100 new jobs in Sikeston,

Swift Prepared Foods invested $250 million dollars and created nearly 400 new jobs in Moberly and Columbia,

American Foods Group plans to invest $450 million dollars and create 1,300 new jobs in Warren County

Amazon created 400 new jobs in Republic,

Frozen Food Express invested $6 million dollars and created 60 new jobs in Butler,

CoffeeTree Group created 50 new jobs in Marceline, a town of just 2,000 people,

AND we could go on and on.

But the point is, whether in our small towns, big cities, or anywhere in between, Missouri is open for business…and business is GOOD.

The rest of the nation is taking notice and companies are looking to our state for their future business expansions.

AND while we're at it, I want all of you to hear some of the amazing recognitions and rankings our state has earned because we ALL work together:

We are 1st in the United States for On-The-Job Training

We are 3rd in the United States for apprenticeships

We are 3rd in the United States for our business tax index – far outranking all of our neighboring states.

We are 4th in the United States for new manufacturing facilities

We are 4th in the United States for the best place to retire

We are 5th in the United States for our low cost of doing business

We are 7th in the United States for people relocating to our state

We are 7th in the United States for Tech Manufacturing Growth

Believe it or not…I'm only half way through…

We are 8th in the United States for economic recovery,

We are 8th in the United States for best place to work for nurses,

We are 9th in the United States for military retirees,

We are 9th in the United States for housing affordability,

We are 10th in the United States for our Automobile and Aerospace industries,

We are 10th in the United States for new business expansion,

We are 10th in the United States for site selection,

And now Ladies, listen to this one…We are 10th in the United States for Women in Technology.

Later this evening when we share these rankings with each of you, I hope you promote these wins for every district…every county…every Missourian.

The bottom line is Missouri's economy is STRONG.

With a historic budget surplus and federal dollars coming to our state, we want to build on our past momentum to capture even greater opportunities for the future of Missourians.

But I want to remind you that our economy is strong despite federal funding. When other states will be using federal dollars to fill spending gaps and budget shortfalls…

We will be making investments in the future, because in Missouri, we took a common sense approach to the pandemic, never shutdown businesses, and have always had a conservative and balanced budget.

You will be happy to hear that thanks to record economic performance…

Missourians will receive an additional tax cut this year.

The tax rate will be reduced to a new low of 5.3 percent, easing Missourians' tax burden yet again.

Thanks to common sense, responsible spending, and working with the General Assembly, this will be the second (2nd) time our administration has cut taxes for Missourians.

However, we must work to maintain this strong economic position by establishing a Cash Operating Expense Fund.

By setting aside an additional 2.5 percent of general revenue, we will achieve financial stability when the rainy days come.

This is the responsible thing to do… this is the conservative thing to do… this is the right thing to do…

From the beginning, we challenged the legislature to support workforce development and infrastructure, strengthen our communities, and improve government.

AND we have achieved some historic wins in each of those areas…together.

Workforce and Education

This session, we must recommit ourselves to helping skill up our workforce and preparing the next generations for the demands of the future.

Over the last few years, it has become more important than ever to provide adults with opportunities to learn new skills and develop their career potential.

In just a short time, and despite the pandemic, our Fast Track program saw a 65 percent increase in participants in 2021.

To our surprise, 80 percent of the recipients are women and 50 percent are first-generation college students.

Additionally, more than 50 percent are enrolled in health care programs, which has become a blessing considering the past 22 months.

We are happy to have two outstanding Fast Track participants from Bolivar Technical College with us here today.

Shanisha Alexander and Bryan Webb are pursuing degrees in nursing.

And we are proud of these students for their commitment and working toward a better future for themselves and their families.

Would Miss Alexander and Mr. Webb please stand to be recognized?

As you can see, this program is making a real difference for many Missourians and that is why we must permanently establish this program.

In 2019, we also revamped Missouri One Start through the Talent for Tomorrow initiative and today that program is ranked NINTH in the United States.

In just three years, Missouri One Start has assisted companies locating or expanding in Missouri with more than 700 programs aimed at recruiting and training new employees.

More than 76,000 workers have received training through this successful program.

To continue on this path, we must have a talented and dedicated team across state government.

I know that many of you would agree, that Missouri has some of the best of the best in our ranks.

The success of our state relies heavily on these public servants, and we must ensure we are able to recruit and retain quality team members to serve Missouri.

AND that is why we are proposing an immediate 5.5 percent cost of living adjustment for all state employees.

This is long overdue.

Another group of dedicated state team members is my Cabinet.

Our administration wouldn't have success without these individuals leading our state workforce.

Leading 16 departments and 42,000 individuals is no small task, but we couldn't be more proud of the work they do every day.

Would members of my Cabinet please stand to be recognized for the incredible things you have done for the citizens of the great State of

Missouri.

The future of Missouri – and Missouri families – relies upon children being healthy, safe, and ready to learn. We must continue to invest in our children and their education.

My own daughter is a public school teacher, and I know the tough jobs our educators take on. But they answer the call and work hard every day to prepare the next generation of Missourians.

Our students deserve a quality education and their parents demand it.

And that is why we are again fully funding the Foundation Formula.

Our teachers, administrators, and staff work tirelessly to support Missouri's students…

Last year, 95 percent of Missouri schools saw the value of in-person learning and did the right thing by keeping their doors open and our kids in schools where they belong.

AND thanks to their efforts, Missouri ranked 5th in the United States for highest proportion of in-person learning during the 20-21 school year.

Nothing can replace the classroom, and we are proud of those who recognize this and thank them for their dedication to Missouri children.

Unfortunately, Missouri is currently ranked 50th in United States for starting teacher pay and half of our new teachers leave the profession by their fifth year.

This is unacceptable, and we must do better.

That is why we are proposing to raise teacher pay in every corner of this state…

By partnering with local school districts, we can increase the baseline salary for new teachers to $38,000 dollars…and take the first step in addressing this issue.

I want to take a moment to highlight one of our exceptional educators here in Missouri.

Ms. Beth Houf is the principal of Fulton Middle School and was recently named the National Principal of the year by the National Association of Secondary School Principals.

This marks the first time in our state history that a Missouri principal has earned this top recognition.

We know the vast majority of Missouri educators get it right day-in and day-out, and Ms. Houf is a shining example of someone who gets it right.

Ms. Houf, would you please stand to be recognized?

No one in this chamber would be where they are today without quality educators in their lives...myself included.

In the current labor shortage, we must make lasting investments in our state's continuing education programs to prepare the next generations for the jobs of the future.

That is why we are requesting $31 million dollars for our colleges and universities through MO Excels projects. This will help expand enrollment in high-demand jobs.

Additionally, we are investing $20 million dollars in grant funding for our 57 area career centers to expand career and technical education programs.

With us here today, are students in career and technical education programs that represent schools and communities across the state that will benefit from these investments…

- From Northland Career Center's law enforcement training academy, we have…
    - Major Audrey Strope and Sergeant Nate Wassam.
- From Cape Girardeu Career and Technology Center, we have…
    - Nicholas Hodges, Computer Networking and Security
    - Lydia Strickland, Graphic Design
    - Anwyn Suhr, Digital Media
- From Carthage Technical Center Health Sciences, we have…

- Olivia Bourgaulet
- Danny Darland
- Carly Simpson

- From Jefferson City Nichols Career Center, we have Cody Elliot, a 2nd year welding student.
- From Pike-Lincoln Technical Center, we have…
  - Destyni Gabel, Building Trades and Construction
  - Haley Dowell, Auto Collision,
  - Joel Mound, Diesel Technology.

It's programs like these that offer a path for students to pursue high-demand, good-paying jobs, and we must continue to support them in this state.

Please join me in recognizing these hard-working students.

After working closely with Missouri's higher education institutions, we are very proud to be able to increase our investment in higher education.

We will recommend funding for the top capital improvement at state community colleges and 4-year institutions.

Combined with the MoExcels projects and scholarship opportunities, this investment will total nearly $600 million dollars…

AND generate over $1.1 billion dollars in economic impact for our state.

Infrastructure

As I've often said, workforce development and infrastructure go hand in hand. For our state to be successful, we must invest in both.

Communities across the state are faced with costly public water and wastewater system repair and replacement.

In order for individuals to live, work, and raise a family, the maintenance and improvement of these public systems must be a priority.

The state and local governments must work together to make meaningful and lasting investments that will strengthen every town and county in the state.

Under our proposal, we will make $250 million dollars available to communities across the state to enhance access to safe drinking water and responsible wastewater…

AND $150 million dollars to enhance storm water systems.

While I do not agree with the massive expansion of federal debt, the responsibility falls to us to invest wisely and make smart decisions…we must do what the federal government cannot.

Speaking of strengthening our communities, we are incredibly proud of the progress that has been made thanks to Focus on Bridges. This program set out to repair or replace 250 bridges across the state.

We are now nearing completion of 75 percent of those bridges, and this program's success has allowed us to leverage hundreds of millions of dollars in additional infrastructure investments in every region of the state.

It is critical that we continue making these important investments.

That is why we are proposing $75 million dollars to continue our Transportation Cost-Share program for road and bridge projects that bring economic impact to our state…

And $100 million dollars to improve low-volume roads and minor routes across the state of Missouri.

These are the hardest routes to fund and are important to local communities, especially in rural Missouri.

This investment will help us free up additional funding for much needed projects in suburban and urban areas…leaving no region behind.

This year, we are also proposing $400 million dollars to further increase broadband, the largest single investment in state history.

This investment will increase access across Missouri for rural areas, but also urban areas that are under-served.

With this plan, we will connect 75,000 households with high-speed broadband.

AND invest $30 million dollars toward constructing and upgrading cell towers to expand wireless networks across the state.

This is another core investment we are making for the next generation and the future of our state…

Agriculture

Road and bridge repair and broadband expansion are not only important for every Missourian but are critical for our state's number one industry…Agriculture.

For Missouri agriculture to remain strong, we must prioritize the extension of critical agricultural tax credits that support Missouri farmers and ranchers, ag-businesses, and value-added products.

Because we must always stand with Missouri's diverse group of agricultural producers.

These men and women wake up every day to feed and fuel the world, AND this has been especially true over the past 22 months.

When we were facing tough food-supply chain issues…they adjusted, they adapted, and they put food on the table, allowing us to avoid the hardships experienced in other states.

That is why we are calling for $10 million dollars to expand agriculture innovation and workforce programs.

Investments like this help ensure the agriculture way of life in the state of Missouri can be passed down to the next generations.

Speaking of the next generations, seated in the upper gallery, we have members of the Paris, Missouri FFA Chapter, which was recently recognized as the 2021 National FFA Chapter of the year... the highest award a chapter can earn in the nation.

Out of nearly 9,000 chapters nationwide, we are proud to be home to the National FFA Chapter of the year and even prouder of the Paris students.

Would members of the Paris FFA, please stand to be recognized?

With nearly $94 billion dollars in economic impact and nearly 460,000 jobs, Missouri is an agriculture state, and we must never forget it.

AND as a third-generation farmer, you can rest assured that agriculture will always remain a top priority for this administration.

Community Investments

Another area of focus this year is on creating more opportunities for our communities.

To further our goal to use public resources to make meaningful, long-term investments across the state, we will set aside $250 million dollars for a statewide revitalization grant program to spur local economic development.

This program will help bring economic opportunity to communities across the state, train more workers, define competitive advantages, and bring more jobs to Missouri.

Another asset for communities all across the state, is our state park and conservation network that is enjoyed by hundreds of thousands of visitors each year.

More and more people are getting out and experiencing Missouri's great outdoors…

AND this year, we have an opportunity to solidify this state asset and economic driver and expand tourism.

By investing $69 million dollars to start construction on the Rock Island trail…

We can help establish the largest circular rail-to-trail network in the United States and a world-class, one-of-a-kind destination for travelers coming to Missouri…while also supporting businesses and creating jobs.

Health Care

One of the lessons we learned from the COVID-19 pandemic is that we must also support our communities by strengthening our health care networks across the state.

That is why we are asking for a $34 million dollar investment in rural communities to increase access to telehealth and telemedicine services.

Another historic investment we are recommending is a new multi-agency state health laboratory.

This lab will accommodate the needs of the Department of Health and Senior Services, Department of Agriculture, Department of Conservation, and Department of Natural Resources and join them together on one campus.

This will lead to safer, healthier Missourians and a more efficient use of public resources.

This year, we are also proposing to double the capacity of our Missouri Autism centers.

This will help more families navigate the challenges of treating autism…

And reduce the backlog for Missouri families desperately needing services.

I want to thank State Treasurer Scott Fitzpatrick and the First Lady for helping bring this to our attention and working to get this done.

Public Safety

This year, we must take a renewed look at public safety and how best to fight violent crime.

We must continue to support our law enforcement professionals who put their lives on the line to protect our families.

We can do this by ensuring consistent requirements and appropriate penalties to hold violent criminals accountable…

While also protecting Missourian's second amendment rights, just as our administration has always done.

That said, it's not just how we deal with violent criminals, we must make sure those with behavioral health and substance use disorders receive the treatment and support they need.

Last year, with the support of the General Assembly, we made great progress in providing proper treatment options to Missourians by increasing community support through crisis stabilization centers and community behavioral health liaisons.

This year, we are asking to provide an additional $140 million dollars to support and increase services at health centers across the state.

Last year, we also highlighted the first law enforcement training academy in the country at a historically Black college at Lincoln University.

AND this year, we are building on that investment with over $11 million dollars for upgrades and to provide more scholarships for law enforcement officers to receive POST certification and put more officers on the streets.

Thanks to the leadership of Senator Williams, Senator Leutkemeyer, and Representative Roberts we can ensure our law enforcement professionals are using policing strategies and techniques that make us all proud.

With us here today is a very special guest…Missouri State Highway Patrol Trooper Colton J. Beck.

In December, Trooper Beck was attempting to conduct a routine traffic stop when the suspect fled and a pursuit ensued.

The suspect then opened fire on Trooper Beck, striking him in the face, neck, and upper torso.

Despite being seriously injured, Trooper Beck remained calm and assisted his fellow officers despite the threat posed to his life.

He is a proud example of all law enforcement officers who serve this state honorably.

Would you please join me in giving Trooper Beck a well-deserved round of applause?

Missourians respect law and order, but as a former Sheriff it alarms me to see some of the attitudes toward those who have taken an oath to defend our communities and keep us safe.

We must work to strengthen our communities by supporting our men and women in law enforcement.

AND learn from the failed policies in other cities and states to never allow anti-law enforcement measures to take hold in this state.

In Missouri, we DEFEND law enforcement, not defund them.

During my very first state of the state, I laid out our strategy to focus on workforce development and infrastructure…

Now, we have real opportunity to make lasting investments in these areas and the future of our state…

But with these opportunities comes a responsibility to be mindful about the role of government and where and how it should be involved.

Government should invest…not waste;

Government should lead…not dictate;

Government should support…not mandate;

AND we must all remember that.

In this state…

We have created tens of thousands of new jobs, but we can do more.

We have built hundreds of new bridges and repaired thousands of miles of road, but we can do more.

We have expanded broadband to thousands of homes and businesses, but we can do more.

We have strengthened communities in urban areas, in suburban areas, in rural areas, but we can do more.

AND we are ready to stand with each and every one of you to do more for the people of Missouri.

It is our time…and the time is now.

CONCLUSION

In closing, there's a story from this past year that I want to share with all of you…

In September, I stood on the tarmac at Lambert Airport when a young man made his return home and when a family found the courage to welcome him…one last time.

Corporal Jared Schmitz made the ultimate sacrifice for his bravery in defending his nation during the withdrawal from Afghanistan.

He did his duty with honor and without question to protect freedom for his family, his community, his state, and his nation.

AND in such a difficult moment, one wonders how we can ever make it through…but by taking a look around, you can always find the answer… our people.

When our nation couldn't be more divided…I saw a community that couldn't be closer.

When a family felt pain and loss…I saw them embraced by friends, neighbors, and total strangers.

In THIS challenging moment…I saw the best of who Missourians are.

And that's why I'm proud to be the Governor of this great state.

AND as we close out these past 22 months and look to our next chapter…remember…our strength is our people.

When times are hard, Missourians move forward.

When someone is down, Missourians lift them up.

These past years have been tough and dividing for a lot of people, but Missourians stay true…they give their best…and they always put others first.

AND we are a better state…a better people… because of it.

When we look to the future and not dwell in the past, when we find solutions instead of problems…when we stand together instead of apart…we can accomplish anything.

We must always Keep Pushing Forward in this state, because no one is coming to do it for us.

Missouri is STRONG today and will be EVEN STRONGER tomorrow.

It is an honor and privilege to serve as the 57th Governor of the state of Missouri.

God bless you, God bless the great state of Missouri, and God bless the United States of America.

On motion of Senator Rowden, the Joint Session was dissolved and the Senators returned to the Chamber where they were called to order by Senator Hough.

COMMUNICATIONS

Senator Rizzo submitted the following:

January 19, 2022
Adriane Crouse – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101
Dear Adriane:
Pursuant to Senate Rule 12, I hereby remove Senator Greg Razer from the Committee on Appropriations. I also hereby appoint Senator Karla

May to fill that vacancy.

Sincerely,



John J. Rizzo

INTRODUCTION OF GUESTS

Senator Luetkemeyer introduced to the Senate, Todd Nixon, Parkville.

Senator Beck introduced to the Senate, Andrew Young; and Heather Beckett.

Senator Razer introduced to the Senate, Henry Albright, Lebanon.

Senator Williams introduced to the Senate, Valerie Patton, St. Louis.

Senator Crawford introduced to the Senate, the Hermitage Hornets Boys Cross Country Team members: Bennett Mantooth; Justin Horn; DeJuan Chambers; Justus Yates; Kavon Wright; Bradley Forrest; Cason Hickey; Wesley Martin; Gabriel Montejo; Trenton Pyeatt; and Coach Mark Sabala.

Senator Brattin introduced to the Senate, Jeff Fletcher, Belton; and Rick Watson, Clinton.

Senator Hegeman introduced to the Senate, Bryan Atkins, Rea; and Shane and Shelley Terhune, Savannah.

Senator Washington introduced to the Senate, Mark Bedell, Kansas City; Manny Abarca, Kansas City; Jennifer Welsie, Kansas City; and Sydney Richardson, Kansas City.

On motion of Senator White, the Senate adjourned under the rules.

SENATE CALENDAR

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NINTH DAY–THURSDAY, JANUARY 20, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 799-Hegeman
SB 800-Hegeman
SB 801-Hegeman
SB 802-Onder
SB 803-Onder
SB 804-Onder
SB 805-Hoskins
SB 806-Hoskins

SB 807-Hoskins
SB 808-Koenig
SB 809-Koenig
SB 810-Koenig
SB 811-Eigel
SB 812-Eigel
SB 813-Eigel
SB 814-Arthur
SB 815-Arthur
SB 816-Arthur
SB 817-Bernskoetter
SB 818-Bernskoetter
SB 819-Bernskoetter
SB 820-Burlison
SB 821-Burlison
SB 822-Burlison
SB 823-White
SB 824-White
SB 825-White
SB 826-Hough
SB 827-Hough
SB 828-Hough
SB 829-Brown
SB 830-Brown
SB 831-Brown
SB 832-Luetkemeyer
SB 833-Luetkemeyer
SB 834-Luetkemeyer
SB 835-O'Laughlin
SB 836-O'Laughlin
SB 837-May
SB 838-May
SB 839-Brattin
SB 840-Brattin
SB 841-Brattin
SB 842-Moon
SB 843-Moon
SB 844-Moon
SB 845-Eslinger
SB 846-Eslinger
SB 847-Eslinger
SB 848-Bean
SB 849-Bean
SB 850-Bean
SB 851-Beck
SB 852-Beck
SB 853-Beck
SB 854-Washington
SB 855-Washington
SB 856-Washington
SB 857-Mosley
SB 858-Mosley
SB 859-Mosley
SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White

SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean

SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon

SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SJR 47-Moon
SJR 48-Moon

HOUSE BILLS ON SECOND READING

HCS for HB 2117

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

NINTH DAY—THURSDAY, JANUARY 20, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Know that the Lord is God. It is He, that made us, and we are His; we are His people and the sheep of His pasture." (Psalm 100:3)

Heavenly Father, we thank You for the attentiveness You give to us and our prayers to You. We are fortified knowing that we can come before You and lay our concerns, joys and need before You and our request for others in want and You will listen. So, we pray that You will hear us this day and ride with us as we return to loved ones and what is required of us there. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

President Kehoe assumed the Chair.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Washington
White	Wieland	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Cierpiot	Riddle	Thompson Rehder—3

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Washington offered Senate Resolution No. 471, regarding the death of Bettylu Donaldson, Kansas City, which was adopted.

Senator White offered the following resolution:

SENATE RESOLUTION NO. 472

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Thirty-Second District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 96 be amended to read as follows:

"Rule 96. 1. Laptop computers may be used by Senators, Senators' staff and senate staff at the staff table, by the Secretary of the Senate at the dais, and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. An electronic device approved by the Committee on Administration and provided by the Senate that is capable of monitoring legislation may be used by a Senator in the chamber. Any such approved electronic device shall not be a laptop computer. No person shall take any photograph in the Senate Gallery. Persons with cameras, flash cameras, lights, or other paraphernalia may be allowed to use such devices at committee meetings with the permission of the Chairman as long as they do not prove disruptive to the decorum of the committee. Smoking is not permissible in the Senate Chamber or Gallery, the Kirchoff Gallery, the Pershing Gallery, the Bingham Gallery, committee rooms, lounge, the hallways, restrooms or elevators.

2. For the purpose of compliance with the Americans with Disabilities Act, the President Pro Tem may designate a portion of the Senate Chamber as handicap accessible and such areas shall not be considered a part of the floor of the Senate for the purposes of section 21.420, RSMo. Persons using such area shall not lobby members of the Senate while going to and from or while using the designated area.

3. It shall not be considered a breach of the decorum of the senate for a senator, a staff member of a senator, or a senate employee to bring a beverage into the Senate Chamber, provided that the beverage is contained within a Styrofoam cup, an official senate coffee mug or tumbler, or a coffee mug with a professional or military seal that has been approved by the Committee on Administration.".

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1075—By Schupp.

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to drinking water in schools, with an emergency clause.

SB 1076—By Arthur.

An Act to repeal sections 161.097, 167.268, 167.640, 167.645, and 170.014, RSMo, and to enact in lieu thereof seven new sections relating to literacy and reading instruction.

SB 1077—By Eslinger.

An Act to amend chapter 173, RSMo, by adding thereto two new sections relating to funding allocation for post-secondary education institutions.

SB 1078—By Razer.

An Act to amend chapter 26, RSMo, by adding thereto one new section relating to the office of the governor.

SB 1079—By Roberts.

An Act to repeal section 376.380, RSMo, and to enact in lieu thereof one new section relating to the

legal minimum standard for valuation of insurance policies and contracts.

SB 1080—By Bean.

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to workforce development investments of public utilities.

SB 1081—By Hegeman.

An Act to repeal section 620.2453, RSMo, and to enact in lieu thereof one new section relating to applicants for grants to expand broadband internet access in unserved and underserved areas of the state.

SB 1082—By Rowden.

An Act to repeal section 160.425, RSMo, and to enact in lieu thereof one new section relating to sponsorship funding due to the Missouri charter public school commission.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Margaret "Margy" F. Eckelkamp, as a member of the Conservation Commission;

Also,

Donald Eric Park, as a member of the Public School Retirement System of Missouri Board of Trustees;

Also,

Jered Dru Buntin, as Director of the Department of Natural Resources;

Also,

Jered Dru Buntin, as a member of the Interstate Mining Compact Commission;

Also,

Jered Dru Buntin, as a member of the Midwest Interstate Low-Level Radioactive Waste Compact Commission;

Also,

Roger S. Walleck, Independent, as a member of the Workers' Compensation Determinations Review Board;

Also,

Bryan L. Atkins, Republican, as a member of the Missouri Parole Board;

Also,

Franklin Shane Terhune, as a member of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects;

Also,

Trevor Wolfe, as a member of the Missouri State Board of Nursing;

Also,

W. Anson Elliott, Republican, as a member of the Missouri State University Board of Governors;

Also,

Spencer F. Bartlett, as a member of the Administrative Hearing Commission;

Also,

Mary Ann Burns and Kevin J. Lee, as members of the Organ Donation Advisory Committee;

Also,

Valerie Huhn, as Director of the Department of Mental Health;

Also,

Todd Nixon, as a member of the Amber Alert System Oversight Committee;

Also,

Valerie Patton, Democrat, as a member of the Harris-Stowe State University Board of Regents;

Also,

Allen Brooks, Republican, as a member of the Coordinating Board for Higher Education;

Also,

David Christopher Martin, Independent, as a member of the Southeast Missouri State University Board of Governors; and

Kade McBroom, Independent, as a member of the Missouri Agricultural and Small Business Development Authority.

Senator Schatz requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

Senator Schupp, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 672**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto

attached, do pass.

Senator Koenig, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **SJR 33**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 649**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Luetkemeyer, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 678**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SJR 38**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 631**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

President Kehoe assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bill was read the 2nd time and referred to the Committee indicated:

HCS for **HB 2117**—Select Committee on Redistricting.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 799—Judiciary and Civil and Criminal Jurisprudence.

SB 800—Education.

SB 801—Professional Registration.

SB 802—Professional Registration.

SB 803—Professional Registration.

SB 804—General Laws.

SB 805—Agriculture, Food Production and Outdoor Resources.

SB 806—Education.

SB 807—Ways and Means.

SB 808—Small Business and Industry.

SB 809—Small Business and Industry.

SB 810—Education.

SB 811—Transportation, Infrastructure and Public Safety.

SB 812—Local Government and Elections.

SB 813—Transportation, Infrastructure and Public Safety.

SB 814—Insurance and Banking.

SB 815—Insurance and Banking.

SB 816—Education.

SB 817—Agriculture, Food Production and Outdoor Resources.

SB 818—Education.

SB 819—Governmental Accountability and Fiscal Oversight.

SB 820—Commerce, Consumer Protection, Energy and the Environment.

SB 821—Judiciary and Civil and Criminal Jurisprudence.

SB 822—Transportation, Infrastructure and Public Safety.

SB 823—Seniors, Families, Veterans & Military Affairs.

SB 824—Commerce, Consumer Protection, Energy and the Environment.

SB 825—Judiciary and Civil and Criminal Jurisprudence.

SB 826—Seniors, Families, Veterans & Military Affairs.

SB 827—Commerce, Consumer Protection, Energy and the Environment.

SB 828—Ways and Means.

SB 829—Health and Pensions.

SB 830—Seniors, Families, Veterans & Military Affairs.

SB 831—Judiciary and Civil and Criminal Jurisprudence.

SB 832—Governmental Accountability and Fiscal Oversight.

SB 833—Judiciary and Civil and Criminal Jurisprudence.

SB 834—Seniors, Families, Veterans & Military Affairs.

SB 835—Education.

SB 836—Health and Pensions.

SB 837—Judiciary and Civil and Criminal Jurisprudence.

SB 838—Judiciary and Civil and Criminal Jurisprudence.

SB 839—Seniors, Families, Veterans & Military Affairs.

SB 840—Governmental Accountability and Fiscal Oversight.

SB 841—Education.

SB 842—Transportation, Infrastructure and Public Safety.

SB 843—Seniors, Families, Veterans & Military Affairs.

SB 844—Governmental Accountability and Fiscal Oversight.

SB 845—Local Government and Elections.

SB 846—Education.

SB 847—Agriculture, Food Production and Outdoor Resources.

SB 848—Commerce, Consumer Protection, Energy and the Environment.

SB 849—General Laws.

SB 850—Judiciary and Civil and Criminal Jurisprudence.

SB 851—Judiciary and Civil and Criminal Jurisprudence.

SB 852—Small Business and Industry.

SB 853—Small Business and Industry.

SB 854—Transportation, Infrastructure and Public Safety.

SB 855—Education.

SB 856—Judiciary and Civil and Criminal Jurisprudence.

SB 857—Judiciary and Civil and Criminal Jurisprudence.

SB 858—Local Government and Elections.

SB 859—Transportation, Infrastructure and Public Safety.

INTRODUCTION OF GUESTS

Senator Roberts introduced to the Senate, Lukas Parrish, Lee's Summit.

Senator Williams introduced to the Senate, Colby Crowder; Bridget Pegg; and Christen Griffin.

Senator Hough introduced to the Senate, Joey Smith, St. Louis.

Senator Eigel introduced to the Senate, Cole Keller, St. Charles.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, January 24, 2022.

SENATE CALENDAR

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TENTH DAY–MONDAY, JANUARY 24, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins

SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins

SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown

SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
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SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SJR 47-Moon
SJR 48-Moon

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

TENTH DAY—MONDAY, JANUARY 24, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"The Lord is the strength of His people." (Psalm 28:8)

Gracious God, we awakened to a dark and dreary morning but Your light shines in our hearts and You led us on the path that You would have us go. So be with us this day guiding us to be about the tasks that are before us and help us to do the very best that we can do, and may we bring light for others we encounter. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, January 20, 2022, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

RESOLUTIONS

Senator O'Laughlin offered Senate Resolution No. 473, regarding Anna Triplett, Rutledge, which was adopted.

Senator Hoskins offered Senate Resolution No. 474, regarding Seth Hansen, Chillicothe, which was

adopted.

Senator Hoskins offered Senate Resolution No. 475, regarding Trenton Jones, Higginsville, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 476, regarding Izabella Hutton Kidwell, Warrenton, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 477, regarding Chris Ebbesmeyer, Paris, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 478, regarding Emily Rae Hoyt, Martinsburg, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 479, regarding Grant Monroe Norfleet, Mexico, which was adopted.

Senator Crawford offered Senate Resolution No. 480, regarding Kraysen Leonard, El Dorado Springs, which was adopted.

Senator Eslinger offered Senate Resolution No. 481, regarding the Whetstine family, Cabool, which was adopted.

Senator Hoskins offered Senate Resolution No. 482, regarding Eagle Scout Alexander Ezekiel Warlen, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 483, regarding Eagle Scout Henry Lafayette Laprade Chapman, Chillicothe, which was adopted.

Senator Hough offered Senate Resolution No. 484, regarding Timothy Hayes, Springfield, which was adopted.

Senator Hoskins offered Senate Resolution No. 485, regarding Eagle Scout David Ernest Dietz, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 486, regarding Eagle Scout Reid Edward Kearfott, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 487, regarding Meagan Forck, Jefferson City, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 488, regarding Abigail Miller, Olean, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 489, regarding Hannah Shanks, Vienna, which was adopted.

Senator Brown offered Senate Resolution No. 490, regarding Caitlyn Kleffner, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 491, regarding Dakota Levi Pemberton, Richland, which was adopted.

Senator Brown offered Senate Resolution No. 492, regarding Riley Spurgeon, Cuba, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 493, regarding the Missouri Society of Anesthesiologists, which was adopted.

Senator Brattin offered Senate Resolution No. 494, regarding Rachel Grimes, Archie, which was adopted.

Senator White offered Senate Resolution No. 495, regarding Vanessa Enslow, Neosho, which was adopted.

Senator Hoskins offered the following resolution:

SENATE RESOLUTION NO. 496

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-First District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 103 be added to read as follows:

"**Rule 103. An employee of a senator shall notify the secretary of the senate in writing on the letterhead of the senator for whom the employee works if such employee is also employed by a lobbyist registered with the Missouri Ethics Commission or acts as a paid political consultant. Such written notification shall be made within seven days of beginning such employment or action, or beginning employment with the senate, and shall be printed in the next journal of the senate after the secretary receives such notification. As used in this rule, the term "paid political consultant" shall mean a person who is paid for profit to promote the election of a certain candidate or the interest of a committee, as defined in section 130.011, RSMo, including, but not limited to, planning campaign strategies; coordinating campaign staff; organizing meetings and public events to publicize the candidate or cause; public opinion polling; providing research on issues or opposition background; coordinating or purchasing print or broadcast media; direct mail production; phone solicitation; fund raising; and any other political activities. The term "paid political consultant" shall not include vendors who provide tangible goods that do not promote the election of a candidate or the interest of a committee in the ordinary course of the vendor's business.**".

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1083—By Arthur.

An Act to amend chapter 566, RSMo, by adding thereto two new sections relating to the attorney general.

SB 1084—By Arthur.

An Act to repeal section 537.046, RSMo, and to enact in lieu thereof one new section relating to civil actions for childhood sexual abuse.

SB 1085—By Razer.

An Act to repeal section 58.200, RSMo, and to enact in lieu thereof one new section relating to coroners.

SB 1086—By Cierpiot.

An Act to amend chapter 407, RSMo, by adding thereto two new sections relating to product repair requirements, with a penalty provision.

SB 1087—By Roberts.

An Act to amend chapter 314, RSMo, by adding thereto four new sections relating to discriminatory practices against persons convicted of certain offenses.

SB 1088—By Crawford.

An Act to repeal section 473.742, RSMo, and to enact in lieu thereof one new section relating to public administrators.

SB 1089—By Crawford.

An Act to repeal sections 140.980, 140.981, 140.982, 140.983, 140.985, 140.986, 140.991, 140.1009, and 140.1012, RSMo, and to enact in lieu thereof nine new sections relating to land bank agencies.

SB 1090—By White.

An Act to repeal sections 577.010 and 577.012, RSMo, and to enact in lieu thereof two new sections relating to community service requirements for certain offenders, with penalty provisions.

SB 1091—By Hoskins.

An Act to repeal sections 135.750 and 348.436, RSMo, and to enact in lieu thereof nine new sections relating to rural economic development incentives.

SB 1092—By Hoskins.

An Act to repeal section 620.2020, RSMo, and to enact in lieu thereof one new section relating to tax credit requirements during certain statewide emergencies.

COMMUNICATIONS

Senator Rizzo submitted the following:

January 24, 2022
Adriane Crouse – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101
Dear Adriane:
Pursuant to Senate Rule 12, I hereby remove Senator myself from the Senate Select Committee on Redistricting. I also hereby appoint Senator Greg Razer to fill that vacancy.
Sincerely,



John J. Rizzo

INTRODUCTION OF GUESTS

Senator Beck introduced to the Senate, Jeffrey Bittle, Cape Girardeau.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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ELEVENTH DAY–TUESDAY, JANUARY 25, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur

SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough

SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins

SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SJR 47-Moon
SJR 48-Moon

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 496- Hoskins
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

ELEVENTH DAY—TUESDAY, JANUARY 25, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Get wisdom; get insight; do not forget, nor turn away from the words of My mouth." (Proverbs 4:5)

Almighty God, You provide us opportunities to learn from You, and gain wisdom from our everyday experiences with You. We ask that Your holy spirit teach us how we can make the very best use of our varied encounters in life and always remain faithful throughout this day. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

President Kehoe assumed the Chair.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

Senator Rowden requested unanimous consent of the Senate to allow members of the Missouri State Highway Patrol to enter the Chamber with side arms, which request was granted.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 497, regarding Kevin E. Buckler, Columbia, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 498, regarding Natalie Redmond, St. Joseph, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1093—By Koenig.

An Act to amend chapter 544, RSMo, by adding thereto one new section relating to the release of a person from prison.

SB 1094—By Washington.

An Act to repeal section 650.058, RSMo, and to enact in lieu thereof two new sections relating to restitution for individuals who are actually innocent.

SB 1095—By Gannon.

An Act to amend chapter 407, RSMo, by adding thereto two new sections relating to electronic literary product licenses.

Senator Koenig assumed the Chair.

President Kehoe assumed the Chair.

On motion of Senator Rowden, the Senate recessed until 1:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kehoe.

President Pro Tem Schatz assumed the Chair.

REPORTS OF SELECT COMMITTEES

Senator Bernskoetter, Chairman of the Select Committee on Redistricting, submitted the following reports:

Mr. President: Your Select Committee on Redistricting, to which was referred **HCS** for **HB 2117**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Select Committee on Redistricting, to which was referred **SB 663**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator Eslinger offered Senate Resolution No. 499, regarding Dala and Tom Whittaker, which was adopted.

Senator Eslinger offered Senate Resolution No. 500, regarding the death of Corporal Michael C. Wall, Koshkonong, which was adopted.

INTRODUCTION OF GUESTS

Senator Brattin introduced to the Senate, Samoy Mainda; Hannah Mainda, Belton.

Senator Gannon introduced to the Senate, Bob Lourwood, Ironton; Lacee Cofer; Jim and Toni Erpenbach; Dr. Brian Beard; Jackson Depew; Dave Schulz; Dave Dahlke; and Clinton Silvey.

Senator Eigel introduced to the Senate, Cole Kellar, St. Charles.

Senator Hough introduced to the Senate, Trooper Colton Beck, Springfield.

Senator Schatz introduced to the Senate, the Executive Board of the Missouri State Troopers Association.

President Kehoe introduced to the Senate, the Corn Roots Association.

Senator Washington introduced to the Senate, Mariah Gilmore, Warrensburg.

Senator Washington introduced to the Senate, Marilyn Archuleta, Stover; Andre Sidney, Raytown; and Larry Phillps, Independence.

President Kehoe introduced to the Senate, Miss Missouri, Callie Cox.

Senator Koenig introduced to the Senate, his parents, Paul and Diana Koenig, Ballwin.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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TWELFTH DAY–WEDNESDAY, JANUARY 26, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder

SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig
SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White

SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts

SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins

SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SJR 47-Moon
SJR 48-Moon

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 2117 (Bernskoetter)

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

TWELFTH DAY—WEDNESDAY, JANUARY 26, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"O taste and see that the Lord is good; happy are those who take refuge in him." (Psalm 34:8)

Loving Father, You provide us what we truly need, the daily wherewithal of life so our bodies work efficiently, our minds are quick to learn and our souls reach out to You, our God. Help us to remain faithful and may we assist others in loving and helpful ways that we will meet throughout this day. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from Nexstar Media Group, ABC 17 News, and KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Bean offered Senate Resolution No. 501, regarding the One Hundredth Birthday of Estellar Mae Williams, Poplar Bluff, which was adopted.

Senator Moon offered Senate Resolution No. 502, regarding Kaitlin Kleiboeker, Stotts City, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 503, regarding the City of Perryville, which was adopted.

Senator Brown offered Senate Resolution No. 504, regarding Corrections Officer I Joyce Bales, Dixon, which was adopted.

On motion of Senator Rowden, the Senate recessed until 4:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Hegeman.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

THIRTEENTH DAY–THURSDAY, JANUARY 27, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 860-Hegeman
SB 861-Onder
SB 862-Onder
SB 863-Onder
SB 864-Hoskins
SB 865-Hoskins
SB 866-Hoskins
SB 867-Koenig

SB 868-Koenig
SB 869-Koenig
SB 870-Eigel
SB 871-Eigel
SB 872-Eigel
SB 873-Arthur
SB 874-Arthur
SB 875-Arthur
SB 876-Bernskoetter
SB 877-Bernskoetter
SB 878-Bernskoetter
SB 879-Burlison
SB 880-Burlison
SB 881-Burlison
SB 882-White
SB 883-White
SB 884-White
SB 885-Brown
SB 886-Luetkemeyer
SB 887-Brattin
SB 888-Brattin
SB 889-Brattin
SB 890-Moon
SB 891-Moon
SB 892-Moon
SB 893-Beck
SB 894-Beck
SB 895-Beck
SB 896-Washington
SB 897-Washington
SB 898-Washington
SB 899-Mosley
SB 900-Mosley
SB 901-Mosley
SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley

SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter

SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington

SB 1095-Gannon
SJR 47-Moon
SJR 48-Moon

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 2117 (Bernskoetter)

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

THIRTEENTH DAY—THURSDAY, JANUARY 27, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"The Lord shall watch over your going out and coming in, for this time forth forever more." (Proverbs 121:8)

Wondrous God, as we finish up this day and once again drive home, we are mindful of this weekly commute and our responsibilities while driving. So be with us and keep us alert so we may arrive safely back with our loved ones and may we be found in Your house of prayer this weekend. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington
White	Wieland	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Cierpiot	Riddle	Schupp—3

Vacancies—None

The Senate observed a moment of silence for the two St. Louis Metropolitan police officers injured in the line of duty.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1096—By Crawford.

An Act to repeal sections 361.020, 361.098, 361.160, 361.260, 361.262, 361.715, 364.030, 364.105, 365.030, 367.140, 407.640, and 408.500, RSMo, and to enact in lieu thereof thirteen new sections relating to the regulation of certain financial institutions, with existing penalty provisions.

SB 1097—By Burlison.

An Act to repeal section 376.1800, RSMo, and to enact in lieu thereof one new section relating to retainer agreements for the provision of health care services.

SB 1098—By Burlison.

An Act to repeal section 168.110, RSMo, and to enact in lieu thereof one new section relating to school teacher pay schedules.

SB 1099—By Burlison.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to payment for anatomic pathology services.

SB 1100—By Burlison.

An Act to repeal sections 191.743, 196.866, and 196.868, RSMo, relating to the repeal of certain duties of the department of health and senior services.

SB 1101—By Burlison.

An Act to repeal sections 226.510, 226.520, 226.525, 226.527, 226.531, 226.540, 226.550, and 226.580, RSMo, and to enact in lieu thereof seven new sections relating to outdoor advertising.

SB 1102—By Brattin.

An Act to repeal section 144.064, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for the sale of firearms and ammunition.

SB 1103—By Brattin.

An Act to amend chapter 188, RSMo, by adding thereto one new section relating to prohibiting public financial benefits to abortion facilities and their affiliates or associates.

SB 1104—By Brattin.

An Act to repeal sections 563.016 and 563.031, RSMo, and to enact in lieu thereof two new sections relating to the use of self-defense.

SB 1105—By Williams.

An Act to repeal sections 105.240, 542.271, 542.276, 542.291, 542.296, and 544.200, RSMo, and to enact in lieu thereof six new sections relating to warrants executed by law enforcement officers.

SB 1106—By Thompson Rehder.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to funding for housing programs, with penalty provisions and an effective date.

SB 1107—By Bean.

An Act to repeal sections 168.500 and 168.515, RSMo, and to enact in lieu thereof two new sections relating to teacher career plans.

SB 1108—By Koenig.

An Act to repeal section 139.031, RSMo, and to enact in lieu thereof two new sections relating to property taxes.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
January 27, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Joseph C. Blanner, Republican, 181 Highway FF, Eureka, Jefferson County, Missouri 63025, as a member of the Regional Convention and Sports Complex Authority, for a term ending May 31, 2022, and until his successor is duly appointed and qualified; vice, Kevin B. Cantwell, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 27, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Rabbi Yosef Landa, 921 Gay Avenue, Saint Louis, Saint Louis County, Missouri 63130, as a member of the Holocaust Education and Awareness Commission, for a term ending at the pleasure of the Governor.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 27, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Chrissy Nardini, Independent, 11 Sherwyn Lane, Creve Coeur, Saint Louis County, Missouri 63141, as a member of the Regional Convention and Sports Complex Authority, for a term ending May 31, 2024, and until her successor is duly appointed and qualified; vice, Joseph Hunt, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 27, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Kevin Rosenbohm, Republican, 18358 395th Street, Graham, Nodaway County, Missouri 64455, as a member of the Air Conservation Commission, for a term ending October 14, 2025, and until his successor is duly appointed and qualified; vice, Kevin Rosenbohm, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 27, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

John Schoen, Republican, 8797 State Highway CC, Jackson, Cape Girardeau County, Missouri 63755, as a member of the State Milk Board, for a term ending September 28, 2022, and until his successor is duly appointed and qualified; vice, Robert Cary, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 27, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

David R. Spence, Republican, 2021 South Warson Road, Saint Louis, Saint Louis County, Missouri 63124, as a member of the Regional Convention and Sports Complex Authority, for a term ending May 31, 2026, and until his successor is duly appointed and qualified; vice, Jerome Wallach, term expired.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Schatz referred the above appointments and reappointment to the Committee on Gubernatorial Appointments.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1720**, entitled:

An Act to repeal sections 60.301, 60.315, 60.345, 135.305, 135.686, 266.355, 348.436, 348.500, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof fourteen new sections relating to agricultural economic opportunities, with an emergency clause.

Emergency Clause Adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 860—Economic Development.

SB 861—Local Government and Elections.

SB 862—Local Government and Elections.

SB 863—Small Business and Industry.

SB 864—Economic Development.

SB 865—Economic Development.

SB 866—Agriculture, Food Production and Outdoor Resources.

SB 867—General Laws.

SB 868—Economic Development.

SB 869—Education.

SB 870—Ways and Means.

SB 871—Health and Pensions.

SB 872—Judiciary and Civil and Criminal Jurisprudence.

SB 873—Ways and Means.

SB 874—Ways and Means.

SB 875—Local Government and Elections.

SB 876—Small Business and Industry.

SB 877—Small Business and Industry.

SB 878—Judiciary and Civil and Criminal Jurisprudence.

SB 879—General Laws.

SB 880—Small Business and Industry.

SB 881—Commerce, Consumer Protection, Energy and the Environment.

SB 882—Seniors, Families, Veterans & Military Affairs.

SB 883—Judiciary and Civil and Criminal Jurisprudence.

SB 884—General Laws.

SB 885—General Laws.

SB 886—Judiciary and Civil and Criminal Jurisprudence.

SB 887—Local Government and Elections.

SB 888—Judiciary and Civil and Criminal Jurisprudence.

SB 889—Local Government and Elections.

SB 890—Health and Pensions.

SB 891—Local Government and Elections.

SB 892—Ways and Means.

SB 893—Small Business and Industry.

SB 894—General Laws.

SB 895—General Laws.

SB 896—Judiciary and Civil and Criminal Jurisprudence.

SB 897—Ways and Means.

SB 898—Local Government and Elections.

SB 899—Transportation, Infrastructure and Public Safety.

SB 900—Local Government and Elections.

SB 901—Local Government and Elections.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, January 31, 2022.

SENATE CALENDAR

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FOURTEENTH DAY–MONDAY, JANUARY 31, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig

SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams

SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown

SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SJR 47-Moon
SJR 48-Moon

HOUSE BILLS ON SECOND READING

HCS for HB 1720

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 2117 (Bernskoetter)

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

FOURTEENTH DAY—MONDAY, JANUARY 31, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

Senator May offered the following prayer:

Lord who enlightens, we ask for Your supernatural wisdom as we make some tough decisions during this session.
Help us to carefully consider the relevant information that has been gathered.
May those sharing information give us pertinent points so we all clearly understand.
Help us to be innovative as we brainstorm solutions.
Help us to wisely evaluate our options, considering the pros and cons.
Help us to be unified in making the best possible decisions and to effectively carry them out.
Heavenly Father, in our hearts we plan our course, but we pray that You establish our steps.
I pray that we seek You for advice.
Let us not make decisions based upon what we know but let us act based upon Your wisdom.
Please guide us, Lord.
We place this session in Your hands.
We place our hearts and our minds in Your hands so that You may direct us.
God of peace, we invite You to preside over this meeting.
Even if we have different opinions, give us unity of spirit.
Help us to each listen politely as others share their points of view.
Help us to work as a unified team in combining ideas for a great outcome.
Help us to work as a whole, rather than as individuals trying to promote their own agendas.
May we have a spirit of camaraderie in this room and work together on our shared mission.
In Jesus' Name Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, January 27, 2022, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins

Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

RESOLUTIONS

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 505, regarding Patty Clisham, Troy, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 506, regarding Chris Schieffer, Troy, which was adopted.

Senator Rowden offered Senate Resolution No. 507, regarding Corrections Officer II Douglas Lammers, Hartsburg, which was adopted.

Senator Wieland offered Senate Resolution No. 508, regarding Eagle Scout Bryan Matthew Simpson, Arnold, which was adopted.

Senator Beck offered Senate Resolution No. 509, regarding More For Less Remodeling, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 510, regarding Imo's Pizza, St. Louis, which was adopted.

Senator Eslinger offered Senate Resolution No. 511, regarding Lori Young, West Plains, which was adopted.

Senator Beck offered Senate Resolution No. 512, regarding Greg Hayden, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 513, regarding Steve Holley, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 514, regarding Dr. Philip Mannhard, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 515, regarding Mesnier Primary School, Affton, which was adopted.

Senator Beck offered Senate Resolution No. 516, regarding Spirit One Automotive, Affton, which was adopted.

Senator Beck offered Senate Resolution No. 517, regarding Barrel Blends Wine and Spirits, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 518, regarding Fired-Up Nutrition, Affton, which was adopted.

Senator Beck offered Senate Resolution No. 519, regarding Super Smokers BBQ + Cajun, Affton, which was adopted.

Senator Beck offered Senate Resolution No. 520, regarding Rogers Middle School, which was adopted.

Senator Beck offered Senate Resolution No. 521, regarding Hoffmeister South County Funeral Home and Mount Hope Cemetery and Mausoleum, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 522, regarding Deanna DiMaggio, which was adopted.

Senator Beck offered Senate Resolution No. 523, regarding Marie Wilson-Fluegge, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 524, regarding Elizabeth Urbansky, Arnold, which was adopted.

Senator Beck offered Senate Resolution No. 525, regarding Captain Dominic Moll, which was adopted.

Senator Beck offered Senate Resolution No. 526, regarding Police Officer Jason Linn, which was adopted.

Senator Beck offered Senate Resolution No. 527, regarding Battalion Chief Donald L. Woolem, which was adopted.

Senator Beck offered Senate Resolution No. 528, regarding Police Officer Alana Hester, which was adopted.

Senator Beck offered Senate Resolution No. 529, regarding Telegraph Road Physical Therapy, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 530, regarding Stephanie Matteson, Kirkwood, which was adopted.

Senator Beck offered Senate Resolution No. 531, regarding Dr. Monika Hasanbasic, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 532, regarding Michelle DeFosset, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 533, regarding Daniel Dougherty, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 534, regarding Richard "Rich" Whited, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 535, regarding Affton High School, which was adopted.

Senator Beck offered Senate Resolution No. 536, regarding Joel Gilbert, St. Louis, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1109—By Luetkemeyer.

An Act to repeal section 632.305, RSMo, and to enact in lieu thereof one new section relating to civil detention.

SB 1110—By O'Laughlin.

An Act to repeal section 477.600, RSMo, and to enact in lieu thereof one new section relating to proceedings of the judicial finance commission.

SB 1111—By O'Laughlin.

An Act to authorize the conveyance of certain state property.

SB 1112—By O'Laughlin.

An Act to authorize the conveyance of property owned by the state in Pike County to the state highways and transportation commission.

SB 1113—By O'Laughlin.

An Act to repeal section 302.171, RSMo, and to enact in lieu thereof eight new sections relating to mandatory driver's education and training.

SB 1114—By O'Laughlin.

An Act to repeal section 288.036 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, section 288.036 as enacted by house bill no. 1456, ninety-third general assembly, second regular session, section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof two new sections relating to unemployment benefits.

SB 1115—By O'Laughlin.

An Act to repeal sections 260.200, 260.205, 260.210, and 260.212, RSMo, and to enact in lieu thereof four new sections relating to promoting advanced recycling, with an existing penalty provision.

SB 1116—By Roberts.

An Act to repeal section 375.159, RSMo, and to enact in lieu thereof one new section relating to travel insurance, with penalty provisions.

SB 1117—By Moon.

An Act to amend chapters 451 and 452, RSMo, by adding thereto two new sections relating to covenant marriages.

SB 1118—By May.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to period products in charter schools and public schools.

SB 1119—By Washington.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to the collection of demographic data by certain entities.

SB 1120—By Gannon.

An Act to amend chapter 385, RSMo, by adding thereto one new section relating to air ambulance

services, with an effective date.

SB 1121—By Gannon.

An Act to repeal section 233.095, RSMo, and to enact in lieu thereof one new section relating to special road districts.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FIFTEENTH DAY–TUESDAY, FEBRUARY 1, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley

SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts

SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White

SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SJR 47-Moon
SJR 48-Moon

HOUSE BILLS ON SECOND READING

HCS for HB 1720

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 2117 (Bernskoetter)

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

FIFTEENTH DAY—TUESDAY, FEBRUARY 1, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Blessed be God because He has not rejected my prayers or removed His steadfast love from me!" (Psalm 66:20)

Merciful God, we give You thanks for our time of prayer this morning and Your willingness to listen to us. May Your word and the meditation of our hearts lead our lives to fruitful actions which are pleasing in Your sight. We pray that You be with us as we travel home and keep us safe so we arrive safely and share this time with those we love. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

President Kehoe assumed the Chair.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Bernskoetter offered Senate Resolution No. 537, regarding Corrections Officer II Jason Shaeffer, Russellville, which was adopted.

Senator White offered Senate Resolution No. 538, regarding Mike Hammond, Carthage, which was adopted.

CONCURRENT RESOLUTIONS

Senator Bean offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 31

Relating to approval of the Missouri Water Resources Plan.

Whereas, Missouri's thousands of miles of rivers, streams, and lakes, along with underground aquifers, supply our state's 6 million residents with critical water resources; and

Whereas, the water resources of the state of Missouri are essential to the well-being of its people, agriculture, industry, economy, and environment; and

Whereas, an understanding of the water resources of Missouri and planning for their development and use is essential to securing their benefits; and

Whereas, water planning is necessary to identify water supply needs, plan for future shortfalls in water supply, prepare for drought conditions, and properly implement strategies for resiliency; and

Whereas, the Department of Natural Resources has gathered input from citizens and stakeholders to help identify water resource priorities, coordinated with the Interagency Task Force advisory group, and convened five technical workgroups to guide development of the water plan content; and

Whereas, the Department of Natural Resources has completed an update of the Missouri Water Resources Plan according to Section 640.415 of the Revised Statutes of Missouri which requires the Department to develop, maintain, and periodically update the Missouri Water Resources Plan and submit the Plan to the General Assembly for approval:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby approve the Missouri Water Resources Plan and its implementation; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Director of the Department of Natural Resources.

Read 1st time.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1122—By White.

An Act to repeal section 476.055, RSMo, and to enact in lieu thereof one new section relating to court automation, with existing penalty provisions.

SB 1123—By Arthur.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for a

stillborn child.

SB 1124—By Arthur.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for diapers.

SB 1125—By Arthur.

An Act to amend chapter 285, RSMo, by adding thereto twelve new sections relating to workplace retirement savings plans.

SB 1126—By Thompson Rehder.

An Act to repeal sections 338.010 and 338.165, RSMo, and to enact in lieu thereof three new sections relating to the administration of medications by pharmacists.

SB 1127—By Thompson Rehder.

An Act to repeal sections 455.040, 455.075, and 455.085, RSMo, and to enact in lieu thereof six new sections relating to domestic violence, with penalty provisions.

SB 1128—By Crawford.

An Act to repeal sections 50.327 and 58.095, RSMo, and to enact in lieu thereof two new sections relating to the compensation of county coroners.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2162**, entitled:

An Act to repeal section 196.1050, RSMo, and to enact in lieu thereof one new section relating to the opioid addiction treatment and recovery fund.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

On motion of Senator White, the Senate recessed until 1:25 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
February 1, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments:

Ericka Baxter, Independent, 115 Hoot Owl Point, Highlandville, Christian County, Missouri 65669, as a member of the Air Conservation Commission, for a term ending October 13, 2025, and until her successor is duly appointed and qualified; vice, Ronald Boyer, term expired.

Kristina "Tina" Bernskoetter, 727 Weatherhill Road, Jefferson City, Cole County, Missouri 65109, as a member of the Children's Trust Fund, for a term ending September 15, 2024, and until her successor is duly appointed and qualified; vice, Derek J. Wiseman, resigned.

Nancy E. Birch, 266 Gentry Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Child Abuse and Neglect Review Board, for a term ending April 7, 2024, and until her successor is duly appointed and qualified; vice, Joy Ann Sweigart, deceased.

Lori Kramer Clark, 2505 Corona Road, Columbia, Boone County, Missouri 65203, as a member of the Organ Donation Advisory Committee, for a term ending August 23, 2026, and until her successor is duly appointed and qualified; vice, T'Shon L. Young, resigned.

Carrie Gallagher Crompton, Democrat, 1722 Nicholson Place, Saint Louis, Saint Louis City, Missouri 63104, as a member of the Missouri Community Service Commission, for a term ending December 15, 2024, and until her successor is duly appointed and qualified; vice, Carrie Gallagher Crompton, withdrawn.

Dr. Kimberly Anne Eisenstein, 4808 Andrew Geoffrey Court, Columbia, Boone County, Missouri 65201, as a member of the Drug Utilization Review Board, for a term ending October 15, 2024, and until her successor is duly appointed and qualified; vice, Kenneth A. Haller, term expired.

Andrew Evans, Democrat, 3611 Northeast State Route 92, Smithville, Clay County, Missouri 64089, as a member of the Amusement Ride Safety Board, for a term ending April 17, 2024, and until his successor is duly appointed and qualified; vice, John L. Evans, deceased.

Dr. Julie Renee Ferguson, 269 Pointe Lansing Court, Ballwin, Saint Louis County, Missouri 63021, as a member of the Drug Utilization Review Board, for a term ending October 15, 2024, and until her successor is duly appointed and qualified; vice, Kirk A. Nelson, term expired.

Astra Ferris, 407 East Central Road, Lamar, Barton County, Missouri 64759, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2022, and until her successor is duly appointed and qualified; vice, Frederic M. Steinbach, withdrawn.

Kasey W. Griffin, Democrat, 201 South Daniel Avenue, Ash Grove, Greene County, Missouri 65604, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2025, and until his successor is duly appointed and qualified; vice, Scott Meierhoffer, term expired.

Florence L. Hill, Democrat, 10068 Tappan Drive, Bellefontaine, Saint Louis County, Missouri 63137, as a member of the Saint Louis County Board of Election Commissioners, for a term ending January 10, 2025, and until her successor is duly appointed and qualified; vice, Trudi McCollum Foushee, term expired.

Courtney P. McGhee, Democrat, 3235 Douglas Road, Florissant, Saint Louis County, Missouri 63034, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2026, and until her successor is duly appointed and qualified; vice, Gary Fraker, term expired.

Gregory D. Russell, Republican, 12212 Route B, Saint Thomas, Cole County, Missouri 65076, as a member of the State Board of Embalmers and Funeral Directors, for a term ending April 1, 2024, and until his successor is duly appointed and qualified; vice, Kenneth McGhee, resigned.

Victoria Anne Schwinke, Republican, 1019 El Dorado Drive, Jefferson City, Cole County, Missouri 65101, as a member of the State Board of Embalmers and Funeral Directors, for a term ending September 1, 2026, and until her successor is duly appointed and qualified; vice, William G. Buchholz, term expired.

Cathy Stepp, 10202 Branson Landing Boulevard, Branson, Taney County, Missouri 65616, as a member of the Petroleum Storage Tank Insurance Fund Board of Trustees, for a term ending February 6, 2023, and until her successor is duly appointed and qualified; vice, Richard C. Peerson, resigned.

Daniel C. Wenzel, 8153 North Lawn Avenue, Kansas City, Clay County, Missouri 64119, as a member of the Missouri Board of

Examiners for Hearing Instrument Specialists, for a term ending January 11, 2025, and until his successor is duly appointed and qualified; vice, Janette Call, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Senator Schatz moved that the above appointments be returned to the Governor per his request, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

K. Douglas Mertens, Republican, as a member of the State Technical College of Missouri Board of Regents;

Also,

Timothy E. Wahl, Democrat, as a member of the Workers' Compensation Determinations Review Board;

Also,

Becky Ruth, as The Missouri Child Advocate in the Office of Child Advocate for Children's Protection and Services;

Also,

Ann Kampeter, Republican, as a member of the Missouri State University Board of Governors;

Also,

Sidney W. Conklin and William W. Harlow, as members of the Coroner Standards and Training Commission;

Also,

Dawn Cramer, as a member of the Kansas City Board of Police Commissioners;

Also,

Kenny Kovacs, as a member of the Organ Donation Advisory Committee;

Also,

Katie Jo Wheeler, as a member of the Administrative Hearing Commission;

Also,

Eric J. Dove, Republican, as a member of the Dam and Reservoir Safety Council;

Also,

Joseph B. Nickell, Independent, as a member of the Amusement Ride Safety Board;

Also,

Jamilah Nasheed, Democrat, as a member of the Missouri Parole Board;

Also,

Antoine R. Lee, Democrat, as a member of the Missouri Charter Public School Commission;

Also,

Dexter A. Martin, Democrat, as a member of the Harris-Stowe State University Board of Regents; and

Kerry A. Casey, Republican, as a member of the State Board of Education.

Senator Schatz requested unanimous consent of the Senate to vote on the above report in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

INTRODUCTION OF GUESTS

Senator Hegeman introduced to the Senate, representatives of Great Northwest Day at the Capitol.

Senator Hegeman introduced to the Senate, his son Joseph Hegeman and his wife Breanna, Cosby; and son Joshua Hegeman, St. Joseph.

Senator Williams introduced to the Senate, Dan Neisse, University City.

Senator Williams introduced to the Senate, Ezra Bolgard, Creve Coeur.

On motion of Senator White, the Senate adjourned until 12:00 p.m., Monday, February 7, 2022.

SENATE CALENDAR

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SIXTEENTH DAY–MONDAY, FEBRUARY 7, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins

SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck

SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter

SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SJR 47-Moon
SJR 48-Moon

HOUSE BILLS ON SECOND READING

HCS for HB 1720

HB 2162-Deaton

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 2117 (Bernskoetter)

INFORMAL CALENDAR

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 31-Bean

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Journal of the Senate

SECOND REGULAR SESSION

SIXTEENTH DAY—MONDAY, FEBRUARY 7, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Senator Williams offered the following prayer:

"You are a people holy to the Lord your God." (Deuteronomy 7:6)

Gracious God, we are thankful for another bright and beautiful morning and so grateful for those who cleared our roads and help us drive safely to our varied destinations this weekend and this day. As we begin a new week let us be mindful that we are here to serve and not be served. And bless us Lord, and help us do what must be done that all we accomplish speaks to Your glory with us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Tuesday, February 1, 2022, was read and approved.

Senator Rowden announced photographers from Nexstar Media Group, Jefferson City News Tribune, KRCG-TV, ABC 17 News, and Columbia Missourian were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator White offered Senate Resolution No. 539, regarding Thomas Ray Reeder, Webb City, which was adopted.

Senator Burlison offered Senate Resolution No. 540, regarding Eagle Scout Cameron Childers, Springfield, which was adopted.

CONCURRENT RESOLUTIONS

Senator Eigel offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 32

Whereas, Article I of the United States Constitution begins "All legislative powers herein granted shall be vested in a Congress"; and

Whereas, the Congress has exceeded the legislative powers granted in the Constitution thereby encroaching on the powers that are "reserved to the states respectively, or to the people" as the Tenth Amendment affirms and the rights "retained by the people" to which the Ninth Amendment refers; and

Whereas, in Federalist No. 10, James Madison wrote that "No man is allowed to be a judge in his own cause, because his interest would certainly bias his judgment, and,...with greater reason, a body of men are unfit to be both judges and parties at the same time"; and

Whereas, this same principle was emphasized in the 1798 Kentucky Resolutions (drafted by Thomas Jefferson) that the United States government "was not made the exclusive or final judge of the extent of the powers delegated to itself; since that would have made its discretion, and not the Constitution, the measure of its powers"; and

Whereas, the Congress has latent but neglected powers to correct such judicial supremacy by means of Article III Section 2 regulations on appellate jurisdiction, yet by similar reasoning such regulatory powers should be additionally extended to the several states, heeding Jefferson's warnings that we not make the Constitution "a mere thing of wax in the hands of the judiciary" for "to consider the judges as the ultimate arbiters of all constitutional questions" would then "place us under the despotism of an oligarchy", rather "the people themselves" are the "true corrective of constitutional abuses" and the states remain the closest and most representative voice of the people; and

Whereas, the United States Constitution should then be amended to enable the several states to correct violations of the limited powers by the United States and thereby restore the proper balance between the powers of Congress and those of the several states, and better prevent the denial or disparagement of the rights retained by the people:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby strongly urge the Congress of the United States to propose the following amendment, known as the State Powers Amendment, or SPA:

"Section 1. Any provision of law or regulation of the United States may be repealed by the several states, and such repeal shall be effective when the legislatures of a Representative Majority of the several states approve resolutions for this purpose that particularly describe the same provision or provisions of law or regulation to be repealed. A Representative Majority of the several states is a majority of the states also having together a majority of the apportioned Representatives in Congress.

Section 2. The several states shall have power to make regulations and exceptions to the appellate jurisdiction of the Supreme Court and all inferior courts and tribunals of the United States, and such regulations and exceptions shall be effective when the legislatures of a Representative Majority of the several states approve identical resolutions for this purpose no more than five years apart."; and

Be It Further Resolved that should the Congress fail to act after two-thirds of the several states petition alike in substance for a State Powers Amendment, then a "convention to propose amendments" under Article V of the United States Constitution shall be the proper course and that delegates to such convention should be selected by the legislatures in the several states and should vote by state, according to the practices established by the 1787 Federal Convention in Philadelphia; and

Be It Further Resolved that the state of Missouri reserves its further right to petition in the same manner for further amendments as the General Assembly may deem warranted; and

Be It Further Resolved that copies of this resolution be forwarded to the legislatures of all the several states inviting them to likewise join in support of this petition; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for

the Speaker of the United States House of Representatives, the President of the United States Senate, and each member of the Missouri congressional delegation.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read the 1st time and ordered printed:

SB 1129—By White.

An Act to amend chapter 376, RSMo, by adding thereto three new sections relating to insurance coverage of pharmacy services.

SB 1130—By Washington.

An Act to repeal sections 217.703 and 559.036, RSMo, and to enact in lieu thereof one new section relating to earned discharge from probation, with existing penalty provisions.

SB 1131—By Roberts.

An Act to repeal sections 537.125, 544.180, and 563.051, RSMo, and to enact in lieu thereof three new sections relating to arrests by private persons.

SB 1132—By Roberts.

An Act to repeal sections 105.711 and 650.058, RSMo, and to enact in lieu thereof three new sections relating to compensation for wrongful conviction.

SJR 49—By Mosley.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to term limits for members of the general assembly.

SJR 50—By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to the right of individuals to refuse any medical procedure or treatment.

HOUSE BILLS ON THIRD READING

HCS for **HB 2117**, entitled:

An Act to repeal sections 128.345, 128.346, and 128.348, RSMo, and to enact in lieu thereof twelve new sections relating to the composition of congressional districts, with an emergency clause.

Was taken up by Senator Bernskoetter.

Senator Bernskoetter offered **SS** for **HCS** for **HB 2117**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2117

An Act to repeal sections 128.345, 128.346, and 128.348, RSMo, and to enact in lieu thereof twelve new

sections relating to the composition of congressional districts, with an emergency clause.

Senator Bernskoetter moved that **SS** for **HCS** for **HB 2117** be adopted.

Senator Hough assumed the Chair.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 2117, Pages 2-26, Section 128.461, by striking all of said section from the bill; and

Further amend said bill, section 128.462, pages 26-66, by striking all of said section from the bill; and

Further amend said bill, section 128.463, pages 66-92, by striking all of said section from the bill; and

Further amend said bill, section 128.464, pages 93-100, by striking all of said section from the bill; and

Further amend said bill, section 128.465, pages 100-122, by striking all of said section from the bill; and

Further amend said bill, section 128.466, pages 122-133, by striking all of said section from the bill; and

Further amend said bill, section 128.467, pages 134-141, by striking all of said section from the bill; and

Further amend said bill, section 128.468, pages 141-150, by striking all of said section from the bill and inserting in lieu thereof the following:

"**Section 128.461. The first congressional district shall be composed of the following:**

County: St. Louis City MO

County: St. Louis MO

VTD: AP001

VTD: AP002

VTD: AP003

VTD: AP004

VTD: AP005

VTD: AP006

VTD: AP007

VTD: AP008

VTD: AP009

VTD: AP010

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VTD: AP206

VTD: AP207

VTD: AP208

VTD: AP211

VTD: AP214

VTD: AP215

VTD: AP216

VTD: AP217

VTD: AP218

VTD: AP225

VTD: AP230

VTD: AP232

VTD: AP233

VTD: AP237

VTD: CC001

VTD: CC002

Block: 291892151023024

VTD: CC003

VTD: CC004

VTD: CC005

VTD: CC006

VTD: CC007

Block: 291892151021031

Block: 291892151021032

Block: 291892151021040

VTD: CC008

VTD: CC009

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Block: 291892152012038

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Block: 291892152012040

Block: 291892153021020

Block: 291892153021029

Block: 291892177011001

Block: 291892177012000

VTD: CC021

VTD: CC022

VTD: CC023

VTD: CC024

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VTD: CLA014

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Block: 291892166003008

Block: 291892166003009

Block: 291892166003010

Block: 291892173002000

VTD: CLA019

Block: 291892166002001

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Block: 291892166002017

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Block: 291892166002021

Block: 291892166002022

Block: 291892166002023

Block: 291892166002024

Block: 291892166002025

Block: 291892173002001

Block: 291892173002002

VTD: CLA020

VTD: CLA024

VTD: CLA026

VTD: CLA027

Block: 291892166001006

Block: 291892166001011

Block: 291892166002010

Block: 291892166002011

VTD: CLA028

VTD: CLA029

VTD: CLA032

Block: 291892166001015

VTD: CLA043

VTD: CLA044

VTD: CLA047

VTD: CLA052

VTD: CLA203

VTD: FER001

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VTD: FER207

VTD: FER208

VTD: FLO001

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VTD: FLO003

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Block: 291892168001019

Block: 291892168002004

Block: 291892168002005

Block: 291892168002006

VTD: HAD023

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Block: 291892167001012

Block: 291892167003000

Block: 291892168001008

Block: 291892168001009

Block: 291892168001010

Block: 291892168001011

Block: 291892168001012

Block: 291892168001015

Block: 291892168001016

Block: 291892168001017

VTD: HAD026

VTD: HAD034

VTD: HAD035

VTD: LC001

VTD: LC002

VTD: LC003

VTD: LC004

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VTD: LC006

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VTD: MHT025

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Block: 291892151031024

VTD: MHT029

VTD: MHT032

Block: 291892150011021

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VTD: NRW006

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VTD: NRW204

VTD: NRW205

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VTD: NW052

VTD: NW200

VTD: NW201

VTD: NW202

VTD: NW203

VTD: NW204

VTD: NW205

VTD: NW206

VTD: NW207

VTD: NW208

VTD: NW209

VTD: NW210

VTD: NW211

VTD: NW212

VTD: NW213

VTD: NW214

VTD: NW215

VTD: NW216

VTD: NW217

VTD: NW219

VTD: NW220

VTD: NW224

VTD: NW225

VTD: NW226

VTD: NW227

VTD: NW229

VTD: SF001

VTD: SF002

VTD: SF003

VTD: SF004

VTD: SF005

VTD: SF006

VTD: SF007

VTD: SF008

VTD: SF009

VTD: SF010

VTD: SF011

VTD: SF012

VTD: SF013

VTD: SF014

VTD: SF015

VTD: SF016

VTD: SF017

VTD: SF018

VTD: SF019

VTD: SF020

VTD: SF021

VTD: SF022

VTD: SF023

VTD: SF024

VTD: SF025

VTD: SF026

VTD: SF027

VTD: SF028

VTD: SF029

VTD: SF030

VTD: SF031

VTD: SF032

VTD: SF033

VTD: SF034

VTD: SF035

VTD: SF200

VTD: SPL001

VTD: SPL002

VTD: SPL003

VTD: SPL004

VTD: SPL005

VTD: SPL006

VTD: SPL007

VTD: SPL008

VTD: SPL009

VTD: SPL010

VTD: SPL011

VTD: SPL012

VTD: SPL013

VTD: SPL014

VTD: SPL015

VTD: SPL016

VTD: SPL017

VTD: SPL018

VTD: SPL019

VTD: SPL020

VTD: SPL021

VTD: SPL022

VTD: SPL023

VTD: SPL024

VTD: SPL025

VTD: SPL026

VTD: SPL027

VTD: SPL028

VTD: SPL201

VTD: SPL202

VTD: SPL207

VTD: SPL208

VTD: UNV001

VTD: UNV002

VTD: UNV003

VTD: UNV004

VTD: UNV005

VTD: UNV006

VTD: UNV007

VTD: UNV008

VTD: UNV009

VTD: UNV010

VTD: UNV011

VTD: UNV012

VTD: UNV013

VTD: UNV014

VTD: UNV015

VTD: UNV016

VTD: UNV017

VTD: UNV018

VTD: UNV019

VTD: UNV020

VTD: UNV021

VTD: UNV022

VTD: UNV023

VTD: UNV024

VTD: UNV025

VTD: UNV026

VTD: UNV027

VTD: UNV028

VTD: UNV029

VTD: UNV030

VTD: UNV031

VTD: UNV032

VTD: UNV033

VTD: UNV034

VTD: UNV035

VTD: UNV036

VTD: UNV037

VTD: UNV038

VTD: UNV039

VTD: UNV040

VTD: UNV041

VTD: UNV042

VTD: UNV043

VTD: UNV045

VTD: UNV201

VTD: UNV202

VTD: UNV205

VTD: UNV206

VTD: UNV208

Section 128.462. The second congressional district shall be composed of the following:

County: Audrain MO

County: Boone MO

VTD: 08

VTD: 09

VTD: 10

VTD: 11

VTD: 12

VTD: 15

Block: 290190019032003

Block: 290190019032012

Block: 290190019032013

Block: 290190019032014

VTD: 16

Block: 290190019033000

Block: 290190019033001

Block: 290190019033002

Block: 290190019033003

Block: 290190019033004

Block: 290190019033005

Block: 290190019033006

Block: 290190019033008

Block: 290190019033009

Block: 290190019033010

Block: 290190019033011

Block: 290190019033012

Block: 290190019033013

Block: 290190019033014

Block: 290190019033015

Block: 290190019033016

Block: 290190019033017

Block: 290190019033018

Block: 290190019033019

Block: 290190019033020

Block: 290190019033021

Block: 290190019033022

Block: 290190019033029

Block: 290190019042000

Block: 290190019042001

Block: 290190019042002

Block: 290190019042003

Block: 290190019042015

Block: 290190019042016

Block: 290190019042019

Block: 290190019042020

Block: 290190019042021

Block: 290190019042022

Block: 290190019042023

Block: 290190019042024

Block: 290190019042025

Block: 290190019042028

Block: 290190019042030

Block: 290190019042031

Block: 290190019042032

Block: 290190019042038

Block: 290190019042039

Block: 290190019042040

Block: 290190019042041

VTD: 39

Block: 290190019032000

Block: 290190019032001

Block: 290190019032002

Block: 290190019032007

Block: 290190019032008

Block: 290190019032009

Block: 290190019032010

Block: 290190019032011

Block: 290190019032015

Block: 290190019033007

Block: 290190019042004

Block: 290190019042005

Block: 290190019042006

Block: 290190019042007

Block: 290190019042008

Block: 290190019042009

Block: 290190019042010

Block: 290190019042011

Block: 290190019042012

Block: 290190019042013

Block: 290190019042014

Block: 290190019042017

Block: 290190019042018

Block: 290190019042026

Block: 290190019042027

Block: 290190019042029

Block: 290190019042033

Block: 290190019042034

Block: 290190019042035

Block: 290190019042036

Block: 290190019042037

Block: 290190019043031

Block: 290190019043032

Block: 290190019043033

Block: 290190019043034

Block: 290190019043035

Block: 290190019043039

Block: 290190019043040

Block: 290190019043041

Block: 290190019043042

Block: 290190019043043

Block: 290190019043044

Block: 290190019043045

Block: 290190019043046

Block: 290190019043047

Block: 290190019043048

Block: 290190019043055

Block: 290190019043056

Block: 290190019043057

Block: 290190019043058

Block: 290190019043059

Block: 290190019043060

County: Callaway MO

County: Lincoln MO

County: Montgomery MO

County: Pike MO

County: St. Charles MO

County: St. Louis MO

VTD: CC002

Block: 291892151021008

Block: 291892151021009

Block: 291892151021011

Block: 291892151021012

Block: 291892151021014

Block: 291892151021016

Block: 291892151021017

Block: 291892151021027

VTD: CC007

Block: 291892151021010

Block: 291892151021013

Block: 291892151021015

Block: 291892151021018

Block: 291892151021026

Block: 291892151021033

Block: 291892151021034

Block: 291892151021035

VTD: CC020

Block: 291892153024014

Block: 291892153024015

Block: 291892153024016

Block: 291892153024017

Block: 291892153024018

Block: 291892153024019

Block: 291892153024024

Block: 291892153024029

Block: 291892177011000

Block: 291892177011005

Block: 291892177011010

Block: 291892177011011

Block: 291892177011012

Block: 291892177011013

Block: 291892177011018

Block: 291892177011021

Block: 291892177011028

Block: 291892177011029

Block: 291892177012001

Block: 291892177012002

Block: 291892177012003

Block: 291892177012004

Block: 291892177012005

Block: 291892177012006

VTD: CC026

VTD: CC034

VTD: CHE001

VTD: CHE002

VTD: CHE007

Block: 291892216211000

Block: 291892216211001

Block: 291892216211002

Block: 291892216211003

Block: 291892216211004

Block: 291892216211011

Block: 291892216211012

Block: 291892216211014

Block: 291892216211015

Block: 291892216294031

Block: 291892216294032

Block: 291892216294033

Block: 291892216294041

VTD: CHE008

VTD: CHE010

VTD: CHE012

VTD: CHE014

VTD: CHE015

VTD: CHE016

VTD: CHE018

VTD: CHE019

VTD: CHE022

VTD: CHE028

VTD: CHE030

VTD: CHE031

VTD: CHE032

VTD: CHE033

VTD: CHE036

VTD: CHE037

VTD: CHE041

VTD: CHE042

VTD: CHE044

VTD: CHE045

VTD: CHE048

Block: 291892216211013

Block: 291892216213011

Block: 291892216213012

VTD: CHE052

VTD: CHE055

VTD: CHE057

VTD: CHE200

VTD: CHE212

VTD: CLA010

VTD: CLA017

Block: 291892173002005

VTD: CLA019

Block: 291892166002013

Block: 291892173002003

Block: 291892173002004

VTD: CLA021

VTD: CLA022

VTD: CLA023

VTD: CLA025

VTD: CLA027

Block: 291892166001012

Block: 291892166001013

Block: 291892166002012

Block: 291892174001004

Block: 291892174001011

Block: 291892174001012

VTD: CLA030

VTD: CLA031

VTD: CLA032

Block: 291892174001002

Block: 291892174001003

Block: 291892174001005

Block: 291892174001006

Block: 291892174001007

Block: 291892174001008

Block: 291892174001009

Block: 291892174001010

Block: 291892174001013

Block: 291892174001017

Block: 291892174001018

Block: 291892174001019

VTD: CLA033

VTD: CLA034

VTD: CLA035

VTD: CLA036

VTD: CLA037

VTD: CLA038

VTD: CLA039

VTD: CLA040

VTD: CLA041

VTD: CLA042

VTD: CLA045

VTD: CLA046

VTD: CLA049

VTD: CLA050

VTD: CLA051

VTD: CLA200

VTD: CLA201

VTD: CLA202

VTD: CLA205

VTD: CLA206

VTD: GRA016

Block: 291892197001004

Block: 291892197001023

Block: 291892197003000

Block: 291892197003001

Block: 291892197003002

Block: 291892197003003

Block: 291892197003004

Block: 291892197005000

Block: 291892198013005

Block: 291892198013008

Block: 291892198013009

Block: 291892198021018

Block: 291892198021019

Block: 291892198021020

Block: 291892198021021

Block: 291892198021022

Block: 291892198021023

Block: 291892198021024

Block: 291892198022002

Block: 291892198022017

VTD: GRA018

Block: 291892197001020

VTD: GRA019

Block: 291892197001024

Block: 291892197005002

VTD: GRA021

Block: 291892198022000

Block: 291892198022001

Block: 291892198022003

Block: 291892198022004

Block: 291892198022013

Block: 291892198022014

Block: 291892198022015

Block: 291892198022016

VTD: GRA022

VTD: GRA025

Block: 291892198022005

Block: 291892198022006

Block: 291892198022007

Block: 291892198022008

Block: 291892198022009

Block: 291892198022011

Block: 291892198022012

Block: 291892198022019

Block: 291892198022020

VTD: GRA039

VTD: HAD002

VTD: HAD003

VTD: HAD006

VTD: HAD007

VTD: HAD019

VTD: HAD022

Block: 291892168001013

Block: 291892168001014

Block: 291892168001020

Block: 291892168002007

Block: 291892168002008

Block: 291892168002009

Block: 291892168002010

Block: 291892168003010

Block: 291892168003011

VTD: HAD023

Block: 291892167003001

Block: 291892167003002

VTD: HAD024

VTD: HAD025

VTD: HAD027

VTD: HAD028

VTD: HAD029

VTD: HAD030

VTD: HAD031

VTD: HAD032

VTD: HAD033

VTD: HAD200

VTD: JEF001

VTD: JEF005

Block: 291892197001005

Block: 291892197001006

Block: 291892197001007

Block: 291892197001008

Block: 291892197001009

Block: 291892197001010

Block: 291892197001011

Block: 291892197001012

Block: 291892197001013

Block: 291892197001014

Block: 291892197001015

Block: 291892197001016

Block: 291892197001017

Block: 291892197001019

Block: 291892208011000

Block: 291892208011001

Block: 291892208011002

Block: 291892208011003

Block: 291892208011004

Block: 291892208011011

Block: 291892208011012

VTD: JEF006

VTD: JEF007

VTD: JEF008

VTD: JEF009

VTD: JEF010

VTD: JEF011

VTD: JEF012

VTD: JEF013

VTD: JEF014

VTD: JEF015

VTD: JEF016

VTD: JEF017

VTD: JEF018

VTD: JEF019

VTD: JEF020

VTD: JEF021

VTD: JEF022

VTD: JEF023

VTD: JEF024

VTD: JEF025

VTD: JEF026

VTD: JEF027

VTD: JEF028

VTD: JEF029

VTD: JEF030

VTD: JEF031

VTD: LAF001

VTD: LAF002

VTD: LAF003

VTD: LAF004

VTD: LAF005

VTD: LAF006

VTD: LAF008

VTD: LAF011

VTD: LAF012

VTD: LAF014

VTD: LAF015

VTD: LAF020

VTD: LAF026

VTD: LAF028

Block: 291892178522005

Block: 291892178522006

Block: 291892178522007

Block: 291892178523006

Block: 291892178523007

Block: 291892178523011

Block: 291892178523012

Block: 291892178523013

Block: 291892178523014

Block: 291892178523015

Block: 291892178523016

VTD: LAF029

VTD: LAF030

VTD: LAF031

VTD: LAF032

VTD: LAF033

VTD: LAF034

VTD: LAF044

VTD: LAF045

VTD: LAF046

VTD: LAF200

VTD: LAF205

VTD: LAF207

VTD: MHT001

VTD: MHT002

VTD: MHT003

VTD: MHT004

VTD: MHT005

Block: 291892152312005

Block: 291892152312023

Block: 291892152312024

Block: 291892152312025

Block: 291892152312026

Block: 291892152332008

Block: 291892152332020

Block: 291892152333000

Block: 291892152333001

Block: 291892152333002

Block: 291892152333003

Block: 291892152333004

Block: 291892152333009

Block: 291892152333010

Block: 291892152333011

Block: 291892152333012

Block: 291892152333013

Block: 291892152333014

Block: 291892152333015

Block: 291892152333016

Block: 291892152333018

Block: 291892152333019

Block: 291892152333020

Block: 291892152333021

Block: 291892152333022

VTD: MHT007

VTD: MHT008

VTD: MHT010

VTD: MHT011

VTD: MHT013

VTD: MHT016

VTD: MHT019

VTD: MHT021

VTD: MHT023

Block: 291892151411028

Block: 291892151411029

Block: 291892151411030

Block: 291892151411031

Block: 291892151411032

Block: 291892151411033

Block: 291892151411034

Block: 291892151411035

Block: 291892151411036

Block: 291892151454002

Block: 291892151454003

Block: 291892151454013

Block: 291892151454014

Block: 291892151454015

VTD: MHT024

VTD: MHT025

Block: 291892151031007

Block: 291892151031008

Block: 291892151031009

Block: 291892151031010

Block: 291892151031011

Block: 291892151031012

Block: 291892151031013

Block: 291892151031014

Block: 291892151031015

Block: 291892151031016

Block: 291892151031017

Block: 291892151031018

Block: 291892151031019

Block: 291892151031020

Block: 291892151031021

Block: 291892151031031

Block: 291892151413004

Block: 291892151413005

VTD: MHT026

VTD: MHT027

VTD: MHT028

VTD: MHT030

VTD: MHT031

VTD: MHT032

Block: 291892150011074

Block: 291892151461003

Block: 291892151461004

Block: 291892151461005

Block: 291892151461006

Block: 291892151462000

Block: 291892151462001

Block: 291892151462002

VTD: MHT033

VTD: MHT034

VTD: MHT040

VTD: MHT043

VTD: MHT044

VTD: MHT045

VTD: MHT058

VTD: MHT213

VTD: MHT214

VTD: MHT222

VTD: MR002

VTD: MR003

VTD: MR004

VTD: MR009

VTD: MR010

VTD: MR013

VTD: MR014

VTD: MR016

VTD: MR017

VTD: MR018

VTD: MR020

VTD: MR023

VTD: MR025

VTD: MR026

VTD: MR029

VTD: MR030

VTD: MR031

VTD: MR032

VTD: MR034

VTD: MR035

VTD: MR036

VTD: MR038

VTD: MR039

VTD: MR040

VTD: MR042

VTD: MR043

VTD: MR044

VTD: MR045

VTD: MR046

VTD: MR048

VTD: MR050

VTD: MR051

VTD: MR052

VTD: MR053

VTD: MR055

VTD: MR056

VTD: MR203

VTD: MR209

VTD: MR210

VTD: MR212

VTD: MR213

VTD: QUE001

VTD: QUE002

VTD: QUE003

VTD: QUE005

VTD: QUE018

VTD: QUE026

VTD: QUE027

VTD: QUE030

VTD: QUE207

VTD: QUE208

VTD: QUE210

County: Warren MO

Section 128.463. The third congressional district shall be composed of the following:

County: Franklin MO

County: Gasconade MO

County: Jefferson MO

County: Maries MO

County: Miller MO

County: Osage MO

County: St. Louis MO

VTD: BON001

VTD: BON002

VTD: BON003

VTD: BON004

VTD: BON005

VTD: BON006

VTD: BON007

VTD: BON008

VTD: BON009

VTD: BON010

VTD: BON011

VTD: BON012

VTD: BON013

VTD: BON014

VTD: BON015

VTD: BON016

VTD: BON017

VTD: BON018

VTD: BON019

VTD: BON020

VTD: BON021

VTD: BON022

VTD: BON023

VTD: BON024

VTD: BON025

VTD: BON026

VTD: BON027

VTD: BON028

VTD: BON029

VTD: BON030

VTD: BON031

VTD: BON032

VTD: BON033

VTD: BON034

VTD: BON035

VTD: BON036

VTD: BON037

VTD: BON038

VTD: BON039

VTD: BON040

VTD: BON200

VTD: BON202

VTD: BON203

VTD: BON205

VTD: BON206

VTD: BON207

VTD: BON208

VTD: BON210

VTD: BON211

VTD: CHE003

VTD: CHE004

VTD: CHE005

VTD: CHE006

VTD: CHE007

Block: 291892216211005

Block: 291892216211006

Block: 291892216211009

Block: 291892216211016

Block: 291892216211017

Block: 291892216211018

Block: 291892216211020

Block: 291892216211023

Block: 291892216211026

Block: 291892216211035

Block: 291892216211045

VTD: CHE009

VTD: CHE011

VTD: CHE013

VTD: CHE017

VTD: CHE020

VTD: CHE021

VTD: CHE023

VTD: CHE024

VTD: CHE025

VTD: CHE026

VTD: CHE027

VTD: CHE029

VTD: CHE034

VTD: CHE035

VTD: CHE038

VTD: CHE039

VTD: CHE040

VTD: CHE043

VTD: CHE046

VTD: CHE047

VTD: CHE048

Block: 291892216211021

Block: 291892216211022

Block: 291892216213009

Block: 291892216213010

Block: 291892216213013

Block: 291892216213015

Block: 291892216213016

Block: 291892216213017

Block: 291892216213021

VTD: CHE049

VTD: CHE050

VTD: CHE051

VTD: CHE053

VTD: CHE054

VTD: CHE203

VTD: CHE214

VTD: CHE215

VTD: CLA006

VTD: CLA015

VTD: CON001

VTD: CON002

VTD: CON003

VTD: CON004

VTD: CON005

VTD: CON006

VTD: CON007

VTD: CON008

VTD: CON009

VTD: CON010

VTD: CON011

VTD: CON012

VTD: CON013

VTD: CON014

VTD: CON015

VTD: CON016

VTD: CON017

VTD: CON018

VTD: CON019

VTD: CON020

VTD: CON021

VTD: CON022

VTD: CON023

VTD: CON024

VTD: CON025

VTD: CON026

VTD: CON027

VTD: CON028

VTD: CON029

VTD: CON030

VTD: CON031

VTD: CON032

VTD: CON033

VTD: CON034

VTD: CON035

VTD: CON036

VTD: CON037

VTD: CON038

VTD: CON039

VTD: CON040

VTD: CON041

VTD: CON042

VTD: CON043

VTD: CON044

VTD: CON045

VTD: CON046

VTD: CON047

VTD: CON048

VTD: CON049

VTD: CON050

VTD: CON051

VTD: CON052

VTD: CON053

VTD: CON200

VTD: CON202

VTD: CON204

VTD: CON205

VTD: CON206

VTD: CON212

VTD: CON213

VTD: GRA001

VTD: GRA002

VTD: GRA003

VTD: GRA004

VTD: GRA005

VTD: GRA006

VTD: GRA007

VTD: GRA008

VTD: GRA009

VTD: GRA010

VTD: GRA011

VTD: GRA012

VTD: GRA013

VTD: GRA014

VTD: GRA015

VTD: GRA016

Block: 291892197003005

Block: 291892198012000

Block: 291892198012014

Block: 291892198013007

Block: 291892198013010

Block: 291892198013011

Block: 291892198013012

Block: 291892198013013

Block: 291892198013014

Block: 291892198013015

Block: 291892198013016

VTD: GRA017

VTD: GRA018

Block: 291892197001021

Block: 291892197001022

Block: 291892197001025

Block: 291892197001026

Block: 291892197001027

Block: 291892197005001

Block: 291892197005009

Block: 291892208011007

Block: 291892208011008

Block: 291892208011009

Block: 291892208011010

Block: 291892208011013

Block: 291892208011014

Block: 291892208011015

Block: 291892208011016

Block: 291892208011019

Block: 291892208011020

Block: 291892208012017

VTD: GRA019

Block: 291892197003006

Block: 291892197003007

Block: 291892197003008

Block: 291892197003009

Block: 291892197003010

Block: 291892197003011

Block: 291892197003012

Block: 291892197003013

Block: 291892197003014

Block: 291892197004000

Block: 291892197004001

Block: 291892197004002

Block: 291892197004010

Block: 291892197004011

Block: 291892197004012

Block: 291892197005014

Block: 291892197005015

Block: 291892198012001

Block: 291892198012002

Block: 291892198012004

Block: 291892198012005

Block: 291892198013017

VTD: GRA020

VTD: GRA021

Block: 291892198011000

Block: 291892198011007

Block: 291892198011008

Block: 291892198011011

VTD: GRA023

VTD: GRA024

VTD: GRA025

Block: 291892198011001

Block: 291892198011002

Block: 291892198011003

Block: 291892198011004

Block: 291892198011005

Block: 291892198011006

Block: 291892198011009

Block: 291892198011010

Block: 291892198011015

Block: 291892198011016

Block: 291892198011017

Block: 291892198011018

Block: 291892198011019

Block: 291892198011022

Block: 291892198022010

Block: 291892198022018

VTD: GRA026

VTD: GRA027

VTD: GRA028

VTD: GRA029

VTD: GRA030

VTD: GRA031

VTD: GRA032

VTD: GRA033

VTD: GRA034

VTD: GRA035

VTD: GRA036

VTD: GRA037

VTD: GRA038

VTD: GRA040

VTD: GRA041

VTD: GRA042

VTD: GRA043

VTD: GRA044

VTD: GRA045

VTD: GRA046

VTD: GRA047

VTD: GRA048

VTD: GRA201

VTD: GRA202

VTD: GRA206

VTD: GRA209

VTD: GRA210

VTD: JEF002

VTD: JEF003

VTD: JEF004

VTD: JEF005

Block: 291892197001018

Block: 291892208011005

Block: 291892208011006

Block: 291892208012000

Block: 291892208012001

VTD: JEF032

VTD: JEF033

VTD: JEF034

VTD: JEF035

VTD: JEF036

VTD: JEF037

VTD: JEF200

VTD: JEF202

VTD: LAF007

VTD: LAF009

VTD: LAF010

VTD: LAF013

VTD: LAF016

VTD: LAF017

VTD: LAF018

VTD: LAF019

VTD: LAF022

VTD: LAF023

VTD: LAF024

VTD: LAF025

VTD: LAF027

VTD: LAF028

Block: 291892178022005

Block: 291892178022006

Block: 291892178071000

VTD: LAF035

VTD: LAF036

VTD: LAF037

VTD: LAF038

VTD: LAF039

VTD: LAF040

VTD: LAF041

VTD: LAF042

VTD: LAF043

VTD: LEM001

VTD: LEM002

VTD: LEM003

VTD: LEM004

VTD: LEM005

VTD: LEM006

VTD: LEM007

VTD: LEM008

VTD: LEM009

VTD: LEM010

VTD: LEM011

VTD: LEM012

VTD: LEM013

VTD: LEM014

VTD: LEM015

VTD: LEM016

VTD: LEM017

VTD: LEM018

VTD: LEM019

VTD: LEM020

VTD: LEM021

VTD: LEM022

VTD: LEM023

VTD: LEM024

VTD: LEM025

VTD: LEM026

VTD: LEM027

VTD: LEM028

VTD: LEM029

VTD: LEM030

VTD: LEM031

VTD: LEM032

VTD: LEM033

VTD: LEM200

VTD: LEM201

VTD: LEM202

VTD: LEM204

VTD: LEM205

VTD: LEM208

VTD: MER001

VTD: MER002

VTD: MER003

VTD: MER004

VTD: MER005

VTD: MER006

VTD: MER007

VTD: MER008

VTD: MER009

VTD: MER010

VTD: MER011

VTD: MER012

VTD: MER013

VTD: MER014

VTD: MER015

VTD: MER016

VTD: MER017

VTD: MER018

VTD: MER019

VTD: MER020

VTD: MER021

VTD: MER022

VTD: MER023

VTD: MER024

VTD: MER025

VTD: MER026

VTD: MER027

VTD: MER028

VTD: MER029

VTD: MER030

VTD: MER031

VTD: MER032

VTD: MER033

VTD: MER034

VTD: MER035

VTD: MER036

VTD: MER037

VTD: MER038

VTD: MER039

VTD: MER040

VTD: MER041

VTD: MER042

VTD: MER043

VTD: MER044

VTD: MER045

VTD: MER046

VTD: MER047

VTD: MER048

VTD: MER200

VTD: MER202

VTD: MER204

VTD: MER207

VTD: MER209

VTD: MER210

VTD: MER213

VTD: MER214

VTD: MER215

VTD: MER219

VTD: MR001

VTD: MR005

VTD: MR006

VTD: MR007

VTD: MR008

VTD: MR011

VTD: MR012

VTD: MR015

VTD: MR019

VTD: MR021

VTD: MR022

VTD: MR024

VTD: MR027

VTD: MR028

VTD: MR033

VTD: MR037

VTD: MR041

VTD: MR047

VTD: MR049

VTD: MR054

VTD: MR057

VTD: MR058

VTD: MR059

VTD: MR200

VTD: MR204

VTD: MR205

VTD: OAK001

VTD: OAK002

VTD: OAK003

VTD: OAK004

VTD: OAK005

VTD: OAK006

VTD: OAK007

VTD: OAK008

VTD: OAK009

VTD: OAK010

VTD: OAK011

VTD: OAK012

VTD: OAK013

VTD: OAK014

VTD: OAK015

VTD: OAK016

VTD: OAK017

VTD: OAK018

VTD: OAK019

VTD: OAK020

VTD: OAK021

VTD: OAK022

VTD: OAK023

VTD: OAK024

VTD: OAK025

VTD: OAK026

VTD: OAK027

VTD: OAK028

VTD: OAK029

VTD: QUE004

VTD: QUE006

VTD: QUE007

VTD: QUE008

VTD: QUE009

VTD: QUE010

VTD: QUE011

VTD: QUE012

VTD: QUE013

VTD: QUE014

VTD: QUE015

VTD: QUE016

VTD: QUE017

VTD: QUE019

VTD: QUE020

VTD: QUE021

VTD: QUE022

VTD: QUE023

VTD: QUE024

VTD: QUE025

VTD: QUE028

VTD: QUE029

VTD: QUE031

VTD: QUE032

VTD: QUE033

VTD: QUE034

VTD: QUE035

VTD: QUE036

VTD: QUE037

VTD: QUE038

VTD: QUE039

VTD: QUE040

VTD: QUE041

VTD: QUE042

VTD: QUE043

VTD: QUE044

VTD: QUE045

VTD: QUE046

VTD: QUE047

VTD: QUE048

VTD: QUE049

VTD: QUE200

VTD: QUE201

VTD: QUE202

VTD: QUE203

VTD: QUE204

VTD: QUE205

VTD: QUE209

VTD: QUE211

VTD: QUE213

VTD: TSF001

VTD: TSF002

VTD: TSF003

VTD: TSF004

VTD: TSF005

VTD: TSF006

VTD: TSF007

VTD: TSF008

VTD: TSF009

VTD: TSF010

VTD: TSF011

VTD: TSF012

VTD: TSF013

VTD: TSF014

VTD: TSF015

VTD: TSF016

VTD: TSF017

VTD: TSF018

VTD: TSF019

VTD: TSF020

VTD: TSF021

VTD: TSF022

VTD: TSF023

VTD: TSF024

VTD: TSF025

VTD: TSF026

VTD: TSF027

VTD: TSF201

VTD: WH001

VTD: WH002

VTD: WH003

VTD: WH004

VTD: WH005

VTD: WH006

VTD: WH007

VTD: WH008

VTD: WH009

VTD: WH010

VTD: WH011

VTD: WH012

VTD: WH013

VTD: WH014

VTD: WH015

VTD: WH016

VTD: WH017

VTD: WH018

VTD: WH019

VTD: WH020

VTD: WH021

VTD: WH022

VTD: WH023

VTD: WH024

VTD: WH025

VTD: WH026

VTD: WH027

VTD: WH028

VTD: WH029

VTD: WH030

VTD: WH031

VTD: WH032

VTD: WH033

VTD: WH034

VTD: WH035

VTD: WH036

VTD: WH037

VTD: WH038

VTD: WH039

VTD: WH040

VTD: WH041

VTD: WH042

VTD: WH043

VTD: WH044

VTD: WH045

VTD: WH046

VTD: WH047

VTD: WH200

VTD: WH201

VTD: WH202

VTD: WH203

VTD: WH208

Section 128.464. The fourth congressional district shall be composed of the following:

County: Boone MO

VTD: 07

VTD: 15

Block: 290190014012000

Block: 290190014012001

Block: 290190014012002

Block: 290190014012003

Block: 290190014012018

Block: 290190015033006

Block: 290190015033007

Block: 290190015033008

Block: 290190018031000

Block: 290190018031001

Block: 290190018031002

Block: 290190018031009

Block: 290190018031015

Block: 290190018031016

Block: 290190018031017

Block: 290190018031018

Block: 290190019011074

Block: 290190019011075

Block: 290190019011090

Block: 290190019013000

Block: 290190019013001

Block: 290190019013002

Block: 290190019013003

Block: 290190019013004

Block: 290190019013005

Block: 290190019013006

Block: 290190019013007

Block: 290190019013021

Block: 290190019013022

Block: 290190019013023

Block: 290190019013024

Block: 290190019013025

Block: 290190019013037

Block: 290190019013038

Block: 290190019013039

Block: 290190019013040

Block: 290190019013041

Block: 290190019013048

Block: 290190019013049

Block: 290190019013051

Block: 290190019013052

Block: 290190019013053

Block: 290190019013054

Block: 290190019013055

Block: 290190019013056

Block: 290190019013057

Block: 290190019013058

Block: 290190019013059

Block: 290190019013060

Block: 290190019013061

Block: 290190019013062

Block: 290190019013063

Block: 290190019013064

Block: 290190019032004

Block: 290190019032005

Block: 290190019032016

Block: 290190019032017

Block: 290190019032025

Block: 290190019032026

Block: 290190019032027

Block: 290190019032028

Block: 290190019032029

Block: 290190019032030

Block: 290190019032031

Block: 290190019032032

Block: 290190019032033

Block: 290190019032034

Block: 290190019032035

Block: 290190019032036

Block: 290190019032039

Block: 290190019032040

Block: 290190019032041

Block: 290190019032042

Block: 290190019032043

Block: 290190019032048

Block: 290190019032052

Block: 290190019032053

Block: 290190019043049

VTD: 16

Block: 290190019031000

Block: 290190019031001

Block: 290190019031002

Block: 290190019033023

Block: 290190019033024

Block: 290190019033025

Block: 290190019033026

Block: 290190019033027

Block: 290190019033028

Block: 290190019033030

Block: 290190019033032

Block: 290190019033033

Block: 290190019033034

Block: 290190019033035

Block: 290190019033041

Block: 290190019033048

Block: 290190019033049

Block: 290190019033050

Block: 290190019033051

Block: 290190019033058

VTD: 17

VTD: 18

Block: 290190018032015

Block: 290190018032016

Block: 290190018032018

Block: 290190018032033

Block: 290190018032034

Block: 290190018032035

Block: 290190018032036

Block: 290190018032040

Block: 290190018032041

Block: 290190018032042

Block: 290190018032043

Block: 290190018032044

Block: 290190018033008

Block: 290190018033009

Block: 290190018033010

Block: 290190018033011

Block: 290190018033012

Block: 290190018033013

Block: 290190018033014

Block: 290190018033015

Block: 290190018033016

Block: 290190018033017

Block: 290190018033018

Block: 290190018033019

Block: 290190018033020

Block: 290190018033021

Block: 290190018033022

Block: 290190018033023

Block: 290190018033024

Block: 290190018033025

Block: 290190018033026

Block: 290190018033027

Block: 290190018033028

Block: 290190018033029

Block: 290190018033030

Block: 290190018033031

Block: 290190018033032

Block: 290190018033033

Block: 290190018033034

Block: 290190018033035

Block: 290190018033036

Block: 290190018033037

Block: 290190018033038

Block: 290190018033039

Block: 290190018033040

Block: 290190018033041

Block: 290190018033044

Block: 290190018033045

Block: 290190018033046

Block: 290190018033047

Block: 290190018033048

Block: 290190018033049

Block: 290190018062009

Block: 290190018062014

VTD: 19

VTD: 1A

VTD: 1B

VTD: 1C

VTD: 1D

VTD: 1E

VTD: 1F

VTD: 1G

VTD: 1I

VTD: 1J

Block: 290190007002019

Block: 290190007002026

Block: 290190013001000

Block: 290190013001001

Block: 290190013001002

Block: 290190013001003

Block: 290190013001004

Block: 290190013001005

Block: 290190013001006

Block: 290190013001007

Block: 290190013001008

Block: 290190013001009

Block: 290190013001010

Block: 290190013001011

Block: 290190013001012

Block: 290190013001013

Block: 290190013001014

Block: 290190013001015

VTD: 1M

VTD: 20

VTD: 22

VTD: 23

VTD: 24

VTD: 25

VTD: 28

Block: 290190010041004

Block: 290190010041006

Block: 290190010041007

Block: 290190010041008

Block: 290190010041012

Block: 290190010041013

Block: 290190010041014

Block: 290190010041015

Block: 290190010041016

Block: 290190010041017

Block: 290190010041018

VTD: 2A

VTD: 2B

VTD: 2C

VTD: 2D

Block: 290190014013049

Block: 290190014013050

Block: 290190014013054

Block: 290190014013056

Block: 290190014021000

Block: 290190014021001

Block: 290190014021002

Block: 290190014021003

Block: 290190014021004

Block: 290190014021005

Block: 290190014021006

Block: 290190014021007

Block: 290190014021008

Block: 290190014021009

Block: 290190014021010

Block: 290190014021011

Block: 290190014021012

Block: 290190014021013

Block: 290190014023000

Block: 290190014023001

Block: 290190014023002

Block: 290190014023004

Block: 290190014024001

Block: 290190014024002

Block: 290190014024003

Block: 290190014024013

Block: 290190014024014

Block: 290190014024015

Block: 290190014024016

Block: 290190014024017

Block: 290190014024018

Block: 290190014024019

Block: 290190014024020

Block: 290190018031031

VTD: 2F

VTD: 2G

VTD: 2H

VTD: 2I

VTD: 2J

VTD: 2L

VTD: 33

VTD: 34

VTD: 38

Block: 290190018032038

Block: 290190018032039

Block: 290190018033000

Block: 290190018033001

Block: 290190018033002

Block: 290190018033003

Block: 290190018033004

Block: 290190018033005

Block: 290190018033006

Block: 290190018033007

Block: 290190018033042

Block: 290190018033043

Block: 290190018033050

Block: 290190018033051

Block: 290190018062005

VTD: 39

Block: 290190019032018

Block: 290190019032019

Block: 290190019032020

Block: 290190019032021

Block: 290190019032022

Block: 290190019032023

Block: 290190019032024

VTD: 3A

VTD: 3B

VTD: 3C

VTD: 3D

VTD: 3E

VTD: 3F

VTD: 3G

VTD: 3H

VTD: 3I

VTD: 3J

VTD: 3L

VTD: 3M

VTD: 3N

VTD: 40

VTD: 41

VTD: 45

VTD: 4C

Block: 290190006003006

Block: 290190006003007

Block: 290190006003008

Block: 290190006003009

Block: 290190006003010

Block: 290190006003011

Block: 290190006003012

Block: 290190006003013

Block: 290190006003014

Block: 290190006003017

Block: 290190006003018

Block: 290190006003019

Block: 290190006004013

Block: 290190006004018

Block: 290190006004019

Block: 290190006004020

Block: 290190006004021

Block: 290190006004022

Block: 290190006004023

Block: 290190006004024

VTD: 4D

VTD: 4E

Block: 290190006001014

Block: 290190006002016

Block: 290190006002017

Block: 290190006002018

Block: 290190006004005

Block: 290190006004006

Block: 290190006004007

Block: 290190006004008

Block: 290190006004009

Block: 290190006004010

Block: 290190006004011

Block: 290190006004012

Block: 290190006004014

Block: 290190006004015

Block: 290190006004016

Block: 290190006004017

VTD: 4F

VTD: 4I

VTD: 5A

Block: 290190005001016

Block: 290190005001017

Block: 290190005001018

Block: 290190005001019

Block: 290190005001027

Block: 290190006001010

Block: 290190006001011

Block: 290190006001012

Block: 290190006001013

Block: 290190006001018

Block: 290190006001019

Block: 290190006001020

Block: 290190006001021

VTD: 6A

VTD: 6B

VTD: 6C

VTD: 6D

Block: 290190010041005

Block: 290190010041009

Block: 290190010041010

Block: 290190010041011

Block: 290190010042000

Block: 290190010042001

Block: 290190010042002

Block: 290190010042005

Block: 290190016021035

VTD: 6H

Block: 290190010014002

Block: 290190010014004

Block: 290190010014005

Block: 290190010014006

Block: 290190010014007

Block: 290190010014010

Block: 290190010014011

Block: 290190010014012

Block: 290190010014013

VTD: 6J

Block: 290190010013001

Block: 290190010014014

Block: 290190010041000

Block: 290190010041001

Block: 290190010043001

Block: 290190010043002

Block: 290190010043004

Block: 290190010043006

Block: 290190010043007

Block: 290190010043008

Block: 290190010043009

Block: 290190010043016

Block: 290190010043022

Block: 290190016022006

Block: 290190016022008

Block: 290190016022010

Block: 290190016022011

Block: 290190016022012

Block: 290190016022013

Block: 290190016022014

Block: 290190016022015

Block: 290190016022016

Block: 290190016022017

Block: 290190016022018

Block: 290190016022019

Block: 290190016022020

Block: 290190016022021

Block: 290190016022022

Block: 290190016022025

Block: 290190016022026

Block: 290190016022027

Block: 290190016022028

Block: 290190016022029

Block: 290190016022030

Block: 290190016022031

Block: 290190016022032

Block: 290190016022033

Block: 290190016022034

Block: 290190016022035

County: Caldwell MO

County: Carroll MO

County: Chariton MO

County: Cooper MO

County: Howard MO

County: Jackson MO

VTD: Blue 01-01

VTD: Blue 01-02

VTD: Blue 01-03

VTD: Blue 01-04

VTD: Blue 01-05

VTD: Blue 01-06

VTD: Blue 01-07

VTD: Blue 01-08

VTD: Blue 01-09

VTD: Blue 02-01

VTD: Blue 02-02

VTD: Blue 02-03

VTD: Blue 02-04

VTD: Blue 02-05

VTD: Blue 02-06

VTD: Blue 02-07

VTD: Blue 03-01

VTD: Blue 03-02

VTD: Blue 03-03

VTD: Blue 03-04

VTD: Blue 03-05

VTD: Blue 03-06

VTD: Blue 03-07

VTD: Blue 03-08

VTD: Blue 03-09

VTD: Blue 04-01

VTD: Blue 04-02

VTD: Blue 04-03

VTD: Blue 04-04

VTD: Blue 04-05

VTD: Blue 04-06

VTD: Blue 04-07

VTD: Blue 04-08

VTD: Blue 04-09

VTD: Blue 04-10

VTD: Blue 05-01

VTD: Blue 05-02

Block: 290950120002001

Block: 290950120002002

Block: 290950120002003

Block: 290950120002004

Block: 290950120002005

Block: 290950120002006

Block: 290950120002008

Block: 290950120002009

Block: 290950120002016

Block: 290950120002017

Block: 290950120002022

Block: 290950120003003

Block: 290950120003004

Block: 290950120003005

Block: 290950120003006

Block: 290950120003007

Block: 290950120003008

Block: 290950120003009

Block: 290950120003010

Block: 290950120003011

Block: 290950120003012

Block: 290950120003013

Block: 290950120003014

Block: 290950120003015

Block: 290950120003016

Block: 290950120003017

Block: 290950120003018

Block: 290950120003019

Block: 290950120003020

VTD: Blue 05-03

VTD: Blue 05-04

Block: 290950120001000

Block: 290950120001001

Block: 290950120001002

Block: 290950120001003

Block: 290950120001004

Block: 290950120001005

Block: 290950120001006

Block: 290950120001007

Block: 290950120001010

Block: 290950120002000

Block: 290950120002007

Block: 290950120002012

Block: 290950120002013

Block: 290950120002014

Block: 290950120002015

Block: 290950120002018

Block: 290950120002019

Block: 290950120002020

Block: 290950120002021

Block: 290950120003000

Block: 290950120003001

Block: 290950120003002

Block: 290950120003021

Block: 290950120003022

Block: 290950120003023

Block: 290950120003024

Block: 290950120003025

VTD: Blue 05-05

VTD: Blue 05-06

VTD: Blue 05-07

VTD: Blue 05-08

VTD: Blue 05-09

VTD: Blue 06-01

VTD: Blue 06-02

VTD: Blue 06-03

VTD: Blue 06-04

VTD: Blue 06-05

VTD: Blue 06-06

VTD: Blue 06-07

VTD: Blue 07-01

Block: 290950120001008

Block: 290950120001009

Block: 290950120001011

Block: 290950120001012

Block: 290950120001013

Block: 290950120001014

Block: 290950120001015

Block: 290950120001017

Block: 290950120001021

Block: 290950120001022

Block: 290950120001024

VTD: Blue 07-02

Block: 290950120001016

Block: 290950121003000

Block: 290950121003001

Block: 290950121003002

Block: 290950121003003

Block: 290950121003004

Block: 290950121003005

Block: 290950121003006

Block: 290950121003007

Block: 290950121003008

Block: 290950121003009

Block: 290950121003010

Block: 290950121003011

Block: 290950121003012

Block: 290950121003015

Block: 290950121003016

Block: 290950121003017

Block: 290950121003018

Block: 290950121003019

Block: 290950121003020

Block: 290950121003021

Block: 290950121003022

Block: 290950121003023

Block: 290950121004008

Block: 290950121004009

Block: 290950121004010

Block: 290950121004013

Block: 290950121004014

Block: 290950121004015

Block: 290950121004016

Block: 290950121004017

Block: 290950121004018

Block: 290950121004019

Block: 290950121004020

Block: 290950121004021

Block: 290950121004022

Block: 290950121004023

VTD: Blue 07-03

VTD: Blue 07-04

VTD: Blue 07-05

VTD: Blue 07-06

VTD: Blue 07-07

VTD: Blue 07-08

VTD: Blue 07-09

VTD: Blue 08-01

VTD: Blue 08-02

VTD: Blue 08-03

VTD: Blue 08-04

VTD: Blue 08-05

VTD: Blue 08-06

VTD: Blue 08-07

VTD: Blue 08-08

VTD: Brooking No. 1

VTD: Brooking No. 10

VTD: Brooking No. 11

VTD: Brooking No. 12

VTD: Brooking No. 13

VTD: Brooking No. 14

VTD: Brooking No. 15

Block: 290950128042000

Block: 290950128042001

Block: 290950128042002

Block: 290950128042003

Block: 290950128042004

Block: 290950128042005

Block: 290950128042006

Block: 290950128042007

Block: 290950128042008

Block: 290950128042009

Block: 290950128042010

Block: 290950128042011

Block: 290950128042012

Block: 290950128042013

Block: 290950128042014

Block: 290950128042015

Block: 290950128042016

Block: 290950128042017

Block: 290950128042018

Block: 290950128043008

Block: 290950128043009

Block: 290950128043010

Block: 290950128043011

Block: 290950128043012

Block: 290950128043013

Block: 290950128043014

Block: 290950128043015

Block: 290950129031000

Block: 290950129033000

Block: 290950129043001

Block: 290950129043002

Block: 290950129043003

Block: 290950129043004

VTD: Brooking No. 16

VTD: Brooking No. 17

VTD: Brooking No. 18

VTD: Brooking No. 19

VTD: Brooking No. 2

VTD: Brooking No. 20

VTD: Brooking No. 3

VTD: Brooking No. 4

VTD: Brooking No. 5

VTD: Brooking No. 6

VTD: Brooking No. 7

VTD: Brooking No. 8

VTD: Brooking No. 9

VTD: Fort Osage 01

VTD: Fort Osage 02

VTD: Fort Osage 03

VTD: Fort Osage 04

VTD: Fort Osage 05

VTD: Fort Osage 06

VTD: Fort Osage 07

VTD: Fort Osage 08

VTD: Fort Osage 09

VTD: Fort Osage 10

VTD: KC 1102

VTD: KC 1103

Block: 290950010001000

Block: 290950010001001

Block: 290950010001002

Block: 290950010001003

Block: 290950010001004

Block: 290950010001007

Block: 290950010001008

Block: 290950010001009

Block: 290950010001012

Block: 290950010001013

Block: 290950010001014

Block: 290950010001015

Block: 290950010001016

Block: 290950010001017

Block: 290950010001018

Block: 290950010001020

Block: 290950010001021

Block: 290950010001022

Block: 290950010002004

Block: 290950010002005

Block: 290950010002006

Block: 290950010002007

Block: 290950010002008

Block: 290950010002009

Block: 290950010003000

Block: 290950010003003

Block: 290950010003004

Block: 290950010003005

Block: 290950010003006

Block: 290950010003007

Block: 290950010003008

Block: 290950010003009

Block: 290950010003011

VTD: KC 1104

VTD: KC 1105

VTD: KC 1106

VTD: KC 1107

VTD: KC 1109

VTD: KC 1110

VTD: KC 1111

VTD: KC 1113

VTD: KC 1114

VTD: KC 1201

VTD: KC 1202

VTD: KC 1203

VTD: KC 1204

VTD: KC 1205

VTD: KC 1206

VTD: KC 1207

VTD: KC 1208

VTD: KC 1210

Block: 290950019004000

Block: 290950019004001

Block: 290950019004002

Block: 290950019004009

Block: 290950019004010

Block: 290950019004011

Block: 290950019004012

Block: 290950019004014

VTD: KC 1212

VTD: KC 1306

VTD: KC 1307

VTD: KC 1308

VTD: KC 1309

VTD: KC 1312

VTD: KC 1518

VTD: KC 1811

Block: 290950172004011

VTD: KC 2001

VTD: KC 2009

Block: 290950131002010

VTD: KC 2301

Block: 290950107021010

VTD: KC 2306

VTD: KC 2314

VTD: KC 2401

VTD: KC 2402

VTD: KC 2403

VTD: KC 2404

VTD: KC 2405

VTD: KC 2406

VTD: KC 2407

VTD: KC 2408

VTD: KC 2409

VTD: KC 2410

VTD: KC 2411

VTD: KC 2412

VTD: KC 2413

VTD: KC 2414

VTD: KC 2415

VTD: KC 2416

VTD: KC 2417

VTD: KC 2418

VTD: KC 2419

VTD: KC 2420

VTD: KC 2421

VTD: KC 2422

VTD: KC 2423

VTD: KC 2424

VTD: KC 2425

VTD: KC 2426

VTD: KC 2427

VTD: KC 2428

VTD: KC 2429

VTD: KC 2430

VTD: KC 2431

VTD: KC 2501

VTD: KC 2502

VTD: KC 2503

VTD: KC 2504

VTD: KC 2505

VTD: KC 2506

VTD: KC 2507

VTD: KC 2508

VTD: KC 2509

VTD: KC 2510

VTD: KC 2511

VTD: KC 2512

VTD: KC 2513

VTD: KC 2514

VTD: KC 2601

VTD: KC 2602

VTD: KC 2603

VTD: KC 2605

Block: 290950129033003

Block: 290950129033004

Block: 290950129033005

Block: 290950129033006

Block: 290950129033008

Block: 290950129033009

Block: 290950129033010

Block: 290950129033011

Block: 290950129033013

VTD: KC 2606

Block: 290950129033014

Block: 290950129033015

Block: 290950129033016

Block: 290950129033017

Block: 290950129033018

Block: 290950129033020

VTD: KC 2607

VTD: KC 2608

VTD: KC 2609

Block: 290950130033006

VTD: KC 2610

Block: 290950131003000

VTD: KC 2611

VTD: KC 2613

VTD: Prairie 03

VTD: Prairie 04

VTD: Prairie 05

VTD: Prairie 06

VTD: Prairie 07

VTD: Prairie 08

VTD: Prairie 09

VTD: Prairie 11

VTD: Prairie 12

VTD: Prairie 13

VTD: Prairie 14

VTD: Prairie 15

VTD: Prairie 16

VTD: Prairie 17

VTD: Prairie 18

VTD: Prairie 19

VTD: Prairie 20

VTD: Prairie 21

VTD: Prairie 22

VTD: Prairie 23

VTD: Prairie 24

VTD: Prairie 26

VTD: Prairie 27

VTD: Prairie 28

VTD: Prairie 29

VTD: Prairie 30

VTD: Prairie 31

VTD: Prairie 32

VTD: Prairie 33

VTD: Prairie 34

VTD: Prairie 35

VTD: Prairie 36

VTD: Prairie 37

VTD: Prairie 38

VTD: Prairie 39

VTD: Prairie 40

VTD: Prairie 41

VTD: Prairie 42

VTD: Prairie 43

VTD: Prairie 44

VTD: Prairie 45

VTD: Prairie 46

VTD: Prairie 47

VTD: Prairie 48

VTD: Prairie 49

VTD: Prairie 50

VTD: Prairie 51

VTD: Prairie 52

VTD: Prairie 56

VTD: Prairie 59

VTD: Prairie 60

VTD: Prairie 62

VTD: Prarie 01

VTD: Prarie 02

VTD: Prarie 10

VTD: Prarie 25

VTD: Prarie 53

VTD: Prarie 54

VTD: Prarie 55

VTD: Prarie 57

VTD: Prarie 58

VTD: Prarie 61

VTD: Prarie 63

VTD: Sni-A-Bar 01

VTD: Sni-A-Bar 02

VTD: Sni-A-Bar 03

VTD: Sni-A-Bar 04

VTD: Sni-A-Bar 05

VTD: Sni-A-Bar 06

VTD: Sni-A-Bar 07

VTD: Sni-A-Bar 08

VTD: Sni-A-Bar 09

VTD: Sni-A-Bar 10

VTD: Sni-A-Bar 11

VTD: Sni-A-Bar 12

VTD: Sni-A-Bar 13

VTD: Sni-A-Bar 14

VTD: Sni-A-Bar 15

VTD: Sni-A-Bar 16

VTD: Sni-A-Bar 17

VTD: Sni-A-Bar 18

VTD: Sni-A-Bar 19

VTD: Sni-A-Bar 20

VTD: Sni-A-Bar 21

VTD: Sni-A-Bar 22

VTD: Sni-A-Bar 23

VTD: Sni-A-Bar 24

VTD: Sni-A-Bar 25

VTD: Sni-A-Bar 26

VTD: Sni-A-Bar 27

VTD: Sni-A-Bar 28

VTD: Sni-A-Bar 29

VTD: Sni-A-Bar 30

VTD: Sni-A-Bar 31

VTD: Sni-A-Bar 32

VTD: Sni-A-Bar 33

VTD: Sni-A-Bar 34

VTD: Sni-A-Bar 35

VTD: Sni-A-Bar 36

VTD: Sni-A-Bar 37

VTD: Sni-A-Bar 38

VTD: Sni-A-Bar 39

VTD: Sni-A-Bar 40

VTD: Sni-A-Bar 41

VTD: Sni-A-Bar 42

VTD: Sni-A-Bar 43

VTD: Sni-A-Bar 44

VTD: Sni-A-Bar 45

VTD: Sni-A-Bar 46

VTD: Sni-A-Bar 47

VTD: Sni-A-Bar 48

VTD: Sni-A-Bar 49

VTD: Sni-A-Bar 50

VTD: Sni-A-Bar 51

VTD: Sni-A-Bar 52

VTD: Sni-A-Bar 83

VTD: Van Buren 01

VTD: Van Buren 02

VTD: Van Buren 03

VTD: Van Buren 04

VTD: Van Buren 06

VTD: Van Buren 07

VTD: Van Buren 08

VTD: Van Buren 09

VTD: Van Buren 10

VTD: Van Buren 11

VTD: Van Buren 12

VTD: Van Buren 13

VTD: Van Buren 14

VTD: Van Buren 15

VTD: Van Buren 16

VTD: Van Buren 17

VTD: Van Buren 18

VTD: Van Buren 19

VTD: Washington 01

VTD: Washington 02

VTD: Washington 03

VTD: Washington 04

Block: 290950133092001

Block: 290950133092002

Block: 290950133092003

Block: 290950133092004

Block: 290950133092005

Block: 290950133092006

Block: 290950133092015

Block: 290950133092016

Block: 290950133092017

Block: 290950133092018

Block: 290950133092019

Block: 290950133092020

Block: 290950133092029

Block: 290950133093005

Block: 290950133093006

Block: 290950133093007

Block: 290950133093008

Block: 290950133093009

Block: 290950133093010

Block: 290950133093011

Block: 290950133093012

Block: 290950133093013

Block: 290950133093014

Block: 290950133093015

Block: 290950133093016

Block: 290950133093017

Block: 290950133133002

VTD: Washington 10

Block: 290950133131000

Block: 290950133131001

Block: 290950133131002

Block: 290950133131003

Block: 290950133131004

Block: 290950133131005

Block: 290950133131006

Block: 290950133131007

Block: 290950133131008

Block: 290950133131009

Block: 290950133131010

Block: 290950133131011

Block: 290950133131012

Block: 290950133131013

Block: 290950133131014

Block: 290950133131015

Block: 290950133131016

Block: 290950133131017

Block: 290950133131018

Block: 290950133131019

Block: 290950133131020

Block: 290950133131021

Block: 290950133131022

Block: 290950133131023

Block: 290950133131024

Block: 290950133131025

Block: 290950133131027

Block: 290950133132000

Block: 290950133133000

Block: 290950133133001

Block: 290950133133003

Block: 290950133133004

Block: 290950133133005

Block: 290950133133006

Block: 290950133133007

Block: 290950133133010

Block: 290950133133011

Block: 290950133133014

Block: 290950134161004

VTD: Washington 11

Block: 290950133131026

Block: 290950134161003

County: Lafayette MO

County: Linn MO

County: Livingston MO

County: Pettis MO

County: Randolph MO

County: Ray MO

County: Saline MO

Section 128.465. The fifth congressional district shall be composed of the following:

County: Bates MO

County: Benton MO

County: Boone MO

VTD: 18

Block: 290190018062008

Block: 290190018062010

Block: 290190018062011

Block: 290190018062013

Block: 290190018062046

Block: 290190018062047

VTD: 1J

Block: 290190013002000

Block: 290190013003000

Block: 290190013003015

Block: 290190013003018

Block: 290190013003019

Block: 290190013003022

VTD: 1K

VTD: 1L

VTD: 21

VTD: 26

VTD: 27

VTD: 28

Block: 290190010042030

Block: 290190011061006

Block: 290190011061007

Block: 290190011061008

Block: 290190011063018

Block: 290190011063019

Block: 290190011063020

Block: 290190011064001

Block: 290190011064002

Block: 290190011064003

Block: 290190011064004

Block: 290190011064009

Block: 290190011064012

Block: 290190011064013

Block: 290190011064014

Block: 290190011064017

Block: 290190011064018

Block: 290190011064026

Block: 290190011064029

Block: 290190011064032

Block: 290190011064033

Block: 290190011064046

VTD: 29

VTD: 2D

Block: 290190014021014

VTD: 2K

VTD: 30

VTD: 31

VTD: 32

VTD: 35

VTD: 36

VTD: 37

VTD: 38

Block: 290190018062000

Block: 290190018062001

Block: 290190018062002

Block: 290190018062003

Block: 290190018062004

Block: 290190018062006

Block: 290190018062007

Block: 290190018062012

Block: 290190018062015

Block: 290190018062016

Block: 290190018062017

Block: 290190018062018

Block: 290190018062019

Block: 290190018062020

Block: 290190018062021

Block: 290190018062022

Block: 290190018062023

Block: 290190018062024

Block: 290190018062025

Block: 290190018062026

Block: 290190018062027

Block: 290190018062028

Block: 290190018062029

Block: 290190018062030

Block: 290190018062031

Block: 290190018062033

Block: 290190018062035

Block: 290190018062036

Block: 290190018062037

Block: 290190018062038

Block: 290190018062054

VTD: 42

VTD: 43

VTD: 44

VTD: 4A

VTD: 4B

VTD: 4C

Block: 290190012012000

Block: 290190012012010

Block: 290190012012011

Block: 290190012012012

Block: 290190012012014

Block: 290190012023008

Block: 290190012023020

Block: 290190012024000

VTD: 4E

Block: 290190011083002

Block: 290190012023000

Block: 290190012023001

Block: 290190012023002

Block: 290190012023003

Block: 290190012023004

Block: 290190012023005

Block: 290190012023006

Block: 290190012023007

Block: 290190012023009

Block: 290190012023010

Block: 290190012023011

Block: 290190012023012

Block: 290190012023013

Block: 290190012023014

Block: 290190012023015

Block: 290190012023016

Block: 290190012023017

Block: 290190012023018

Block: 290190012023019

VTD: 4G

VTD: 4H

VTD: 4J

VTD: 4K

VTD: 4L

VTD: 4M

VTD: 5A

Block: 290190011081000

Block: 290190011083000

Block: 290190011083001

Block: 290190011083003

Block: 290190011083004

Block: 290190011083005

Block: 290190011083006

Block: 290190011083007

VTD: 5B

VTD: 5C

VTD: 5D

VTD: 5E

VTD: 5F

VTD: 5G

VTD: 5H

VTD: 5I

VTD: 5J

VTD: 5K

VTD: 5L

VTD: 5M

VTD: 5N

VTD: 5P

VTD: 6D

Block: 290190010015003

Block: 290190010015004

Block: 290190010042003

Block: 290190010042004

Block: 290190010042006

Block: 290190010042007

Block: 290190010042008

Block: 290190010042009

Block: 290190010042010

Block: 290190010042011

Block: 290190010042012

Block: 290190010042013

Block: 290190010042014

Block: 290190010042015

Block: 290190010042016

Block: 290190010042019

Block: 290190010042020

Block: 290190010042021

Block: 290190010042024

Block: 290190010042025

Block: 290190010042026

Block: 290190010042028

Block: 290190010042029

Block: 290190010042031

Block: 290190011063000

Block: 290190011063012

Block: 290190011063013

Block: 290190011063014

Block: 290190011063015

Block: 290190011063016

Block: 290190011063017

Block: 290190011064000

Block: 290190011064005

Block: 290190011064006

Block: 290190011064007

Block: 290190011064008

Block: 290190011064010

Block: 290190011064011

Block: 290190011064015

Block: 290190011064016

Block: 290190011064034

Block: 290190011064036

Block: 290190016021034

Block: 290190016021040

Block: 290190017022012

Block: 290190017022016

Block: 290190017022017

Block: 290190017022026

VTD: 6E

VTD: 6F

VTD: 6G

VTD: 6H

Block: 290190010015001

Block: 290190010015002

VTD: 6I

VTD: 6J

Block: 290190010015000

VTD: 6K

VTD: 6L

VTD: 6M

County: Camden MO

County: Cass MO

County: Cedar MO

County: Cole MO

County: Dade MO

VTD: Cedar & Ernest

VTD: North & North Sac

VTD: Polk/East Center/N. Ward City/Pilgrim & Rock Prairie

Block: 290574801004019

Block: 290574801004020

Block: 290574801004047

VTD: Polk/North Morgan & South Morgan

Block: 290574801004086

Block: 290574801004087

Block: 290574801004088

Block: 290574801004089

Block: 290574801004091

Block: 290574801004092

Block: 290574801004093

Block: 290574801004094

Block: 290574801004095

Block: 290574801004096

Block: 290574801004097

Block: 290574801004098

Block: 290574801004099

Block: 290574801004100

Block: 290574801004101

Block: 290574801004102

Block: 290574801004103

Block: 290574801004104

Block: 290574801004105

Block: 290574801004106

Block: 290574801004107

Block: 290574801004108

Block: 290574801004109

Block: 290574801004110

Block: 290574801004111

Block: 290574801004112

Block: 290574801004113

Block: 290574801004114

Block: 290574801004115

Block: 290574801004116

Block: 290574801004117

Block: 290574801004118

Block: 290574801004119

Block: 290574801004120

Block: 290574801004121

Block: 290574801004122

Block: 290574801004125

Block: 290574801004126

Block: 290574801004127

Block: 290574801004128

Block: 290574801004129

Block: 290574801004130

Block: 290574801004131

Block: 290574801004135

Block: 290574801004248

Block: 290574801004249

Block: 290574801004250

Block: 290574801004251

Block: 290574801004252

Block: 290574801005000

Block: 290574801005001

Block: 290574801005002

Block: 290574801005003

Block: 290574801005004

Block: 290574801005005

Block: 290574801005006

Block: 290574801005007

Block: 290574801005008

Block: 290574801005009

Block: 290574801005010

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Block: 290574801005099

Block: 290574801005100

Block: 290574801005101

Block: 290574801005114

Block: 290574801005115

Block: 290574801005116

Block: 290574801005117

Block: 290574801005118

Block: 290574801005137

Block: 290574801005138

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Block: 290574801005191

Block: 290574801005192

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Block: 290574801005199

Block: 290574801005200

Block: 290574801005201

Block: 290574801005202

Block: 290574801005207

Block: 290574801005208

Block: 290574801005209

Block: 290574801005212

Block: 290574801005221

Block: 290574801005222

Block: 290574801005223

Block: 290574801005224

Block: 290574801005225

Block: 290574801005226

Block: 290574801005227

Block: 290574801005228

Block: 290574801005229

Block: 290574801005230

Block: 290574801005231

VTD: South & Smith R-4/Washington/West Center/S. Ward City

Block: 290574801004003

Block: 290574801004009

Block: 290574801004010

Block: 290574801004011

Block: 290574801004012

Block: 290574801004013

Block: 290574801004014

Block: 290574801004017

Block: 290574801004018

Block: 290574801004035

Block: 290574801004036

Block: 290574801004037

Block: 290574801004053

Block: 290574801004054

Block: 290574801004055

Block: 290574801004056

Block: 290574801004060

Block: 290574801004061

Block: 290574801004062

Block: 290574801004063

Block: 290574801004064

Block: 290574801004253

Block: 290574801004256

Block: 290574801004257

Block: 290574801004262

Block: 290574801005119

Block: 290574801005124

Block: 290574801005125

Block: 290574801005126

Block: 290574801005127

Block: 290574801005128

Block: 290574801005132

Block: 290574801005133

Block: 290574801005134

Block: 290574801005135

Block: 290574801005136

Block: 290574801005203

Block: 290574801005204

Block: 290574801005205

Block: 290574801005206

Block: 290574801005215

Block: 290574802002162

Block: 290574802002163

Block: 290574802002164

Block: 290574802002283

Block: 290574802002284

County: Henry MO

County: Hickory MO

County: Jackson MO

VTD: 1603

VTD: 413

VTD: 414

VTD: 415

VTD: 616

VTD: 617

VTD: 618

VTD: 619

VTD: Blue 05-02

Block: 290950120002010

Block: 290950120002011

Block: 290950120002023

Block: 290950120002024

Block: 290950120003026

Block: 290950120003027

VTD: Blue 05-04

Block: 290950120002025

VTD: Blue 07-01

Block: 290950120001020

Block: 290950120001023

VTD: Blue 07-02

Block: 290950120001018

Block: 290950120001019

Block: 290950121003013

Block: 290950121003014

VTD: Brooking No. 15

Block: 290950129033001

VTD: KC 1001

VTD: KC 1002

VTD: KC 1003

VTD: KC 1004

VTD: KC 1005

VTD: KC 1006

VTD: KC 1007

VTD: KC 1008

VTD: KC 1009

VTD: KC 1010

VTD: KC 1011

VTD: KC 1012

VTD: KC 1501

VTD: KC 1502

VTD: KC 1504

VTD: KC 1506

VTD: KC 1507

VTD: KC 1508

VTD: KC 1509

VTD: KC 1510

VTD: KC 1511

VTD: KC 1512

VTD: KC 1513

VTD: KC 1514

VTD: KC 1515

VTD: KC 1516

VTD: KC 1517

VTD: KC 1519

VTD: KC 1520

VTD: KC 1521

VTD: KC 1522

VTD: KC 1523

VTD: KC 1524

VTD: KC 1601

VTD: KC 1602

VTD: KC 1604

VTD: KC 1605

VTD: KC 1606

VTD: KC 1607

VTD: KC 1608

VTD: KC 1609

VTD: KC 1610

VTD: KC 1611

VTD: KC 1612

VTD: KC 1613

VTD: KC 1614

VTD: KC 1615

VTD: KC 1701

VTD: KC 1702

VTD: KC 1703

VTD: KC 1704

VTD: KC 1705

VTD: KC 1706

VTD: KC 1707

VTD: KC 1708

VTD: KC 1709

VTD: KC 1710

VTD: KC 1711

VTD: KC 1712

VTD: KC 1713

VTD: KC 1714

VTD: KC 1801

VTD: KC 1802

VTD: KC 1803

VTD: KC 1804

VTD: KC 1805

VTD: KC 1806

VTD: KC 1807

VTD: KC 1808

VTD: KC 1809

VTD: KC 1810

VTD: KC 1811

Block: 290950172001014

Block: 290950172004000

Block: 290950172004001

Block: 290950172004002

Block: 290950172004003

Block: 290950172004004

Block: 290950172004005

Block: 290950172004006

Block: 290950172004007

Block: 290950172004008

Block: 290950172004009

Block: 290950172004010

Block: 290950172004013

VTD: KC 1812

VTD: KC 1813

VTD: KC 1814

VTD: KC 1815

VTD: KC 1816

VTD: KC 1901

VTD: KC 1902

VTD: KC 1903

VTD: KC 1904

VTD: KC 1905

VTD: KC 1906

VTD: KC 1907

VTD: KC 1908

VTD: KC 1909

VTD: KC 1910

VTD: KC 1911

VTD: KC 1912

VTD: KC 1913

VTD: KC 1914

VTD: KC 1915

VTD: KC 1916

VTD: KC 1917

VTD: KC 1918

VTD: KC 1919

VTD: KC 1920

VTD: KC 1921

VTD: KC 1922

VTD: KC 1923

VTD: KC 2002

VTD: KC 2003

VTD: KC 2004

VTD: KC 2005

VTD: KC 2006

VTD: KC 2007

VTD: KC 2008

VTD: KC 2009

Block: 290950102031022

Block: 290950102031023

Block: 290950102041000

Block: 290950102041001

Block: 290950102041002

Block: 290950102041003

Block: 290950102041004

Block: 290950102041005

Block: 290950102041006

Block: 290950102041007

Block: 290950102041008

Block: 290950102041009

Block: 290950102041010

Block: 290950102041011

Block: 290950102041012

Block: 290950102041013

Block: 290950102041014

Block: 290950102041015

Block: 290950102041016

Block: 290950102041017

Block: 290950102041018

Block: 290950102041019

Block: 290950102041020

Block: 290950102041021

Block: 290950102041022

Block: 290950102042000

Block: 290950102042001

Block: 290950102042002

Block: 290950102042003

Block: 290950102042004

Block: 290950102042005

Block: 290950102042006

Block: 290950102042007

Block: 290950102042008

Block: 290950102042009

Block: 290950102042010

Block: 290950102042011

Block: 290950102042012

Block: 290950131002004

Block: 290950131002007

Block: 290950131002008

Block: 290950131002009

Block: 290950131003028

Block: 290950131003029

Block: 290950131003030

VTD: KC 2010

VTD: KC 2201

VTD: KC 2202

VTD: KC 2203

VTD: KC 2204

VTD: KC 2205

VTD: KC 2206

VTD: KC 2207

VTD: KC 2208

VTD: KC 2209

VTD: KC 2210

VTD: KC 2211

VTD: KC 2212

VTD: KC 2213

VTD: KC 2301

Block: 290950107021003

Block: 290950107021004

Block: 290950107021008

Block: 290950107021009

Block: 290950107021028

Block: 290950107021029

Block: 290950107021030

VTD: KC 2302

VTD: KC 2303

VTD: KC 2304

VTD: KC 2305

VTD: KC 2307

VTD: KC 2308

VTD: KC 2309

VTD: KC 2310

VTD: KC 2311

VTD: KC 2312

VTD: KC 2313

VTD: KC 2315

VTD: KC 2316

VTD: KC 2604

VTD: KC 2605

Block: 290950129033002

Block: 290950129033007

Block: 290950129033012

VTD: KC 2606

Block: 290950129033019

Block: 290950129034000

Block: 290950129034001

Block: 290950129034002

Block: 290950129034003

Block: 290950129034004

Block: 290950129034005

Block: 290950129034006

Block: 290950129034007

Block: 290950129034008

VTD: KC 2609

Block: 290950130031000

Block: 290950130031001

Block: 290950130031002

Block: 290950130031005

Block: 290950130031006

Block: 290950130031007

Block: 290950130031008

Block: 290950130031009

Block: 290950130031010

Block: 290950130033000

Block: 290950130033001

Block: 290950130033002

Block: 290950130033003

Block: 290950130033004

Block: 290950130033005

Block: 290950130033007

Block: 290950130033008

Block: 290950130033009

Block: 290950130033010

Block: 290950130033011

Block: 290950130033012

Block: 290950130033013

Block: 290950130033014

Block: 290950130033016

VTD: KC 2610

Block: 290950130033015

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Block: 290950131003003

Block: 290950131003004

Block: 290950131003005

Block: 290950131003006

Block: 290950131003007

Block: 290950131003008

Block: 290950131003010

Block: 290950131003017

Block: 290950131003018

Block: 290950131003019

Block: 290950131003020

Block: 290950131003021

Block: 290950131003022

Block: 290950131003023

Block: 290950131003024

Block: 290950131003025

VTD: KC 2612

VTD: KC 301

VTD: KC 306

Block: 290950056021003

Block: 290950056021004

Block: 290950056021005

Block: 290950056021006

Block: 290950056021007

Block: 290950056022000

Block: 290950056022001

Block: 290950056022002

Block: 290950056022003

Block: 290950056022004

Block: 290950056022005

Block: 290950056022006

Block: 290950056022007

Block: 290950056022008

Block: 290950056022009

VTD: KC 307

Block: 290950056021009

Block: 290950056021010

Block: 290950056021011

Block: 290950056021012

Block: 290950056021013

Block: 290950056021014

Block: 290950056021015

Block: 290950056022010

Block: 290950056022011

Block: 290950056022012

Block: 290950056022013

Block: 290950056022014

Block: 290950056022015

Block: 290950056022016

Block: 290950056022017

VTD: KC 308

VTD: KC 309

Block: 290950055001000

Block: 290950055001004

Block: 290950055001005

Block: 290950055001006

Block: 290950055001007

Block: 290950055001008

Block: 290950055001011

Block: 290950055001012

Block: 290950055001013

Block: 290950055001014

Block: 290950055001015

Block: 290950055001016

Block: 290950055001017

Block: 290950055001018

Block: 290950055001019

Block: 290950055001020

Block: 290950055001021

Block: 290950055001022

Block: 290950055001023

Block: 290950055001024

Block: 290950055001025

Block: 290950055001026

Block: 290950055001027

Block: 290950055001028

Block: 290950055001029

Block: 290950055001041

VTD: KC 310

VTD: KC 311

VTD: KC 313

VTD: KC 315

VTD: KC 401

Block: 290950178002003

VTD: KC 404

Block: 290950167004002

Block: 290950167004004

Block: 290950167004006

Block: 290950167004007

Block: 290950167004008

Block: 290950167004009

Block: 290950167004010

Block: 290950167004011

Block: 290950167004012

Block: 290950167004013

Block: 290950167004014

Block: 290950167004015

VTD: KC 405

VTD: KC 406

VTD: KC 407

VTD: KC 408

VTD: KC 409

VTD: KC 410

VTD: KC 411

Block: 290950046003000

Block: 290950046003001

Block: 290950167004003

VTD: KC 501

VTD: KC 502

VTD: KC 503

VTD: KC 504

VTD: KC 505

VTD: KC 506

VTD: KC 507

VTD: KC 508

VTD: KC 509

VTD: KC 510

VTD: KC 512

VTD: KC 513

VTD: KC 601

VTD: KC 602

VTD: KC 603

VTD: KC 604

VTD: KC 605

VTD: KC 606

VTD: KC 607

VTD: KC 608

VTD: KC 609

VTD: KC 610

VTD: KC 611

VTD: KC 612

VTD: KC 613

VTD: KC 614

VTD: KC 615

VTD: KC 701

VTD: KC 702

VTD: KC 703

VTD: KC 704

VTD: KC 705

VTD: KC 706

VTD: KC 707

VTD: KC 708

VTD: KC 709

VTD: KC 710

VTD: KC 711

VTD: KC 712

VTD: KC 713

VTD: KC 714

VTD: KC 715

VTD: KC 716

VTD: KC 717

VTD: KC 718

VTD: KC 801

VTD: KC 802

VTD: KC 803

VTD: KC 804

VTD: KC 805

VTD: KC 806

VTD: KC 807

VTD: KC 808

VTD: KC 809

VTD: KC 811

VTD: KC 812

VTD: KC 813

VTD: KC 814

VTD: KC 815

VTD: KC 901

VTD: KC 902

VTD: KC 903

VTD: KC 904

VTD: KC 905

VTD: KC 906

VTD: KC 907

VTD: KC 908

VTD: KC 909

VTD: KC 910

VTD: KC 911

VTD: KC 913

VTD: KC WD8 PCT810

VTD: Washington 04

Block: 290950133133008

Block: 290950133133009

Block: 290950133133012

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Block: 290950133134000

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Block: 290950133134003

Block: 290950133134004

Block: 290950133134005

Block: 290950133134006

VTD: Washington 05

VTD: Washington 06

VTD: Washington 07

VTD: Washington 08

VTD: Washington 09

VTD: Washington 10

Block: 290950133132001

Block: 290950133132010

Block: 290950133132017

Block: 290950133132018

Block: 290950133132019

Block: 290950133132020

Block: 290950133132021

VTD: Washington 11

Block: 290950134102000

Block: 290950134103000

Block: 290950134104001

Block: 290950134161000

Block: 290950134161001

Block: 290950134161002

Block: 290950134161005

Block: 290950134161006

Block: 290950134161007

Block: 290950134161008

Block: 290950134161009

Block: 290950134161010

Block: 290950134161011

Block: 290950134161012

Block: 290950134161013

Block: 290950134161014

Block: 290950134161015

Block: 290950134161016

Block: 290950134161017

Block: 290950134161018

Block: 290950134161023

Block: 290950134161024

Block: 290950134161025

Block: 290950134161026

Block: 290950134161027

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Block: 290950134161032

Block: 290950134161033

Block: 290950134161034

Block: 290950134161035

Block: 290950134161036

Block: 290950134161037

Block: 290950134161038

Block: 290950134161039

VTD: Washington 12

County: Johnson MO

County: Moniteau MO

County: Morgan MO

County: Polk MO

VTD: Campbell

VTD: Cliquot

VTD: East Madison

VTD: Flemington

VTD: Jackson

VTD: Jefferson

VTD: Johnson

VTD: McKinley

VTD: North Greene

VTD: Northeast Marion

Block: 291679602011092

Block: 291679602011093

Block: 291679602011094

Block: 291679602011109

Block: 291679602011110

Block: 291679602011111

Block: 291679602011114

Block: 291679602012129

Block: 291679602012130

Block: 291679602012131

Block: 291679602012132

Block: 291679602021003

Block: 291679602021004

Block: 291679602021005

Block: 291679602021006

Block: 291679602021007

Block: 291679602021008

Block: 291679602021009

Block: 291679602021010

Block: 291679602021011

Block: 291679602021012

Block: 291679602021013

Block: 291679602021014

Block: 291679602021015

Block: 291679602021016

Block: 291679602021017

Block: 291679602021018

Block: 291679602021019

Block: 291679602021020

Block: 291679602021021

Block: 291679602021022

Block: 291679602021023

Block: 291679602021024

Block: 291679602021025

Block: 291679602021027

Block: 291679602021028

Block: 291679602021029

Block: 291679602021030

Block: 291679602021031

Block: 291679602021032

Block: 291679602021033

Block: 291679602021037

Block: 291679602021038

Block: 291679602021039

Block: 291679602021040

Block: 291679602021041

Block: 291679602021042

Block: 291679602021053

Block: 291679602021054

Block: 291679602021064

Block: 291679602021065

Block: 291679602022000

Block: 291679602022001

Block: 291679602022003

Block: 291679602022004

Block: 291679602023000

Block: 291679602023001

Block: 291679602023002

Block: 291679602023003

Block: 291679602023005

Block: 291679602023006

VTD: Northwest Marion

Block: 291679601012090

Block: 291679601012091

Block: 291679601012093

Block: 291679601012102

Block: 291679601012103

Block: 291679601012104

Block: 291679601023000

Block: 291679601023001

Block: 291679601023002

Block: 291679601023003

Block: 291679601023009

Block: 291679601023010

Block: 291679601023011

Block: 291679601023018

Block: 291679601023022

Block: 291679601023023

Block: 291679601023025

Block: 291679601023029

Block: 291679601023045

Block: 291679601023066

Block: 291679601023072

Block: 291679602021055

Block: 291679602021059

Block: 291679602021060

Block: 291679602021066

VTD: South Greene

VTD: Southwest Marion

Block: 291679604021040

Block: 291679604023002

Block: 291679604023010

VTD: Union

VTD: West Looney

VTD: West Madison

VTD: Wishart

County: Pulaski MO

County: St. Clair MO

County: Vernon MO

Section 128.466. The sixth congressional district shall be composed of the following:

County: Adair MO

County: Andrew MO

County: Atchison MO

County: Buchanan MO

County: Clark MO

County: Clay MO

County: Clinton MO

County: Daviess MO

County: DeKalb MO

County: Gentry MO

County: Grundy MO

County: Harrison MO

County: Holt MO

County: Jackson MO

VTD: 412

VTD: KC 101

VTD: KC 102

VTD: KC 103

VTD: KC 104

VTD: KC 105

VTD: KC 106

VTD: KC 107

VTD: KC 1101

VTD: KC 1103

Block: 290950003001000

Block: 290950003003015

Block: 290950010002010

Block: 290950010002011

Block: 290950010002012

Block: 290950010002013

Block: 290950010002014

Block: 290950010003001

Block: 290950010003002

Block: 290950010003010

Block: 290950154011000

Block: 290950154011012

VTD: KC 1108

VTD: KC 1112

VTD: KC 1209

VTD: KC 1210

Block: 290950019004013

VTD: KC 1211

VTD: KC 1301

VTD: KC 1303

VTD: KC 1304

VTD: KC 1305

VTD: KC 1310

VTD: KC 1311

VTD: KC 1313

VTD: KC 1401

VTD: KC 1402

VTD: KC 1403

VTD: KC 1404

VTD: KC 1405

VTD: KC 1406

VTD: KC 1407

VTD: KC 1408

VTD: KC 1409

VTD: KC 1410

VTD: KC 1411

VTD: KC 1412

VTD: KC 1413

VTD: KC 1414

VTD: KC 1415

VTD: KC 1503

VTD: KC 1505

VTD: KC 201

VTD: KC 202

VTD: KC 203

VTD: KC 204

VTD: KC 207

VTD: KC 208

VTD: KC 209

VTD: KC 210

VTD: KC 212

VTD: KC 213

VTD: KC 214

VTD: KC 215

VTD: KC 216

VTD: KC 217

VTD: KC 218

VTD: KC 302

VTD: KC 303

VTD: KC 304

VTD: KC 305

VTD: KC 306

Block: 290950056021000

Block: 290950056021001

Block: 290950056021002

VTD: KC 307

Block: 290950056021008

VTD: KC 309

Block: 290950055001001

Block: 290950055001002

Block: 290950055001003

VTD: KC 312

VTD: KC 314

VTD: KC 316

VTD: KC 317

VTD: KC 318

VTD: KC 401

Block: 290950178001002

Block: 290950178001003

Block: 290950178001004

Block: 290950178001007

Block: 290950178001008

Block: 290950178001009

Block: 290950178001010

Block: 290950178001014

Block: 290950178001015

Block: 290950178001016

Block: 290950178002002

Block: 290950178002004

Block: 290950178002005

Block: 290950178002006

Block: 290950178002007

VTD: KC 402

VTD: KC 403

VTD: KC 404

Block: 290950167004000

Block: 290950167004001

VTD: KC 411

Block: 290950046001000

Block: 290950046001001

Block: 290950046001002

Block: 290950046001003

Block: 290950046001004

Block: 290950046001005

Block: 290950046001006

Block: 290950046001007

Block: 290950046001008

Block: 290950046001010

Block: 290950046001011

Block: 290950046001012

Block: 290950167003023

VTD: KC 511

VTD: KC WD13 PCT1302

VTD: KC WD2 PCT205

VTD: KC WD2 PCT206

VTD: KC WD2 PCT211

VTD: KC1314

County: Knox MO

County: Lewis MO

County: Macon MO

County: Marion MO

County: Mercer MO

County: Monroe MO

County: Nodaway MO

County: Platte MO

County: Putnam MO

County: Ralls MO

County: Schuyler MO

County: Scotland MO

County: Shelby MO

County: Sullivan MO

County: Worth MO

Section 128.467. The seventh congressional district shall be composed of the following:

County: Barry MO

County: Barton MO

County: Christian MO

County: Dade MO

VTD: Grant & Smith R-1/East Lockwood/E. Ward City

VTD: Polk/East Center/N. Ward City/Pilgrim & Rock Prairie

Block: 290574801002000

Block: 290574801002001

Block: 290574801002002

Block: 290574801002003

Block: 290574801002004

Block: 290574801002005

Block: 290574801002006

Block: 290574801002007

Block: 290574801002008

Block: 290574801002009

Block: 290574801002010

Block: 290574801002011

Block: 290574801002012

Block: 290574801002013

Block: 290574801002014

Block: 290574801002015

Block: 290574801002025

Block: 290574801002026

Block: 290574801002027

Block: 290574801002028

Block: 290574801002029

Block: 290574801002030

Block: 290574801002031

Block: 290574801002032

Block: 290574801002033

Block: 290574801002034

Block: 290574801002035

Block: 290574801002036

Block: 290574801002037

Block: 290574801002038

Block: 290574801002039

Block: 290574801002041

Block: 290574801002042

Block: 290574801002043

Block: 290574801002044

Block: 290574801002045

Block: 290574801002046

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VTD: Polk/North Morgan & South Morgan

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VTD: Polk/South & Smith R-4/Pilgrim & Rock Prairie

VTD: South & Smith R-4/Washington/West Center/S. Ward City

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VTD: West Lockwood/W. Ward City/Marion

County: Greene MO

County: Jasper MO

County: Lawrence MO

County: McDonald MO

County: Newton MO

County: Stone MO

County: Taney MO

Section 128.468. The eighth congressional district shall be composed of the following:

County: Bollinger MO

County: Butler MO

County: Cape Girardeau MO

County: Carter MO

County: Crawford MO

County: Dallas MO

County: Dent MO

County: Douglas MO

County: Dunklin MO

County: Howell MO

County: Iron MO

County: Laclede MO

County: Madison MO

County: Mississippi MO

County: New Madrid MO

County: Oregon MO

County: Ozark MO

County: Pemiscot MO

County: Perry MO

County: Phelps MO

County: Polk MO

VTD: East Looney

VTD: Mooney

VTD: North Benton

VTD: Northeast Marion

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Block: 291679602022019

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VTD: Northwest Marion

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VTD: South Benton

VTD: Southeast Marion

VTD: Southwest Marion

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Block: 291679604022036

Block: 291679604022037

Block: 291679604023003

Block: 291679604023008

Block: 291679604023009

County: Reynolds MO

County: Ripley MO

County: Scott MO

County: Shannon MO

County: St. Francois MO

County: Ste. Genevieve MO

County: Stoddard MO

County: Texas MO

County: Washington MO

County: Wayne MO

County: Webster MO

County: Wright MO".

Senator Eigel moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Hoskins, and Onder.

Senator Thompson Rehder assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Moon	Onder
Wieland—8						

NAYS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hough	Luetkemeyer	May	Mosley	O'Laughlin
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Williams—24				

Absent—Senator Eslinger—1

Absent with leave—Senator Riddle—1

Vacancies—None

Senator Roberts offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bill No. 2117, Pages 2-26, Section 128.461, by striking all of said section from the bill; and

Further amend said bill, section 128.462, pages 26-66, by striking all of said section from the bill and inserting in lieu thereof the following:

"**Section 128.461. The first congressional district shall be composed of the following:**

County: St. Louis City MO

County: St. Louis MO

VTD: AP001

VTD: AP002

VTD: AP003

VTD: AP004

VTD: AP005

VTD: AP006

VTD: AP007

VTD: AP008

VTD: AP009

VTD: AP010

VTD: AP011

VTD: AP012

VTD: AP013

VTD: AP014

VTD: AP015

VTD: AP016

VTD: AP017

VTD: AP018

VTD: AP019

VTD: AP020

VTD: AP021

VTD: AP022

VTD: AP023

VTD: AP024

VTD: AP025

VTD: AP026

VTD: AP027

VTD: AP028

VTD: AP029

VTD: AP030

VTD: AP031

VTD: AP032

VTD: AP033

VTD: AP034

VTD: AP035

VTD: AP036

VTD: AP037

VTD: AP038

VTD: AP039

VTD: AP040

VTD: AP041

VTD: AP042

VTD: AP043

VTD: AP044

VTD: AP045

VTD: AP046

VTD: AP047

VTD: AP048

VTD: AP049

VTD: AP050

VTD: AP051

VTD: AP200

VTD: AP201

VTD: AP202

VTD: AP203

VTD: AP206

VTD: AP207

VTD: AP208

VTD: AP211

VTD: AP214

VTD: AP215

VTD: AP216

VTD: AP217

VTD: AP218

VTD: AP225

VTD: AP230

VTD: AP232

VTD: AP233

VTD: AP237

VTD: CC001

VTD: CC002

Block: 291892151021008

Block: 291892151023024

VTD: CC003

VTD: CC004

VTD: CC005

VTD: CC006

VTD: CC007

Block: 291892151021031

VTD: CC008

VTD: CC009

VTD: CC010

VTD: CC011

VTD: CC012

VTD: CC013

VTD: CC014

VTD: CC015

VTD: CC016

VTD: CC017

VTD: CC018

VTD: CC019

VTD: CC020

Block: 291892152012036

Block: 291892152012037

Block: 291892152012038

Block: 291892152012039

Block: 291892152012040

Block: 291892153021020

Block: 291892153021029

VTD: CC021

VTD: CC022

VTD: CC023

VTD: CC024

VTD: CC025

VTD: CC027

VTD: CC028

VTD: CC029

VTD: CC030

VTD: CC031

VTD: CC032

VTD: CC033

VTD: CC035

VTD: CC036

VTD: CC037

VTD: CC038

VTD: CC039

VTD: CC040

VTD: CC041

VTD: CC042

VTD: CC043

VTD: CC044

VTD: CC045

VTD: CC046

VTD: CC047

VTD: CC048

VTD: CC049

VTD: CC050

VTD: CC051

VTD: CC052

VTD: CC053

VTD: CC054

VTD: CC055

VTD: CC056

VTD: CC057

VTD: CC058

VTD: CC059

VTD: CC060

VTD: CC201

VTD: CC202

VTD: CC203

VTD: CC205

VTD: CC208

VTD: CC214

VTD: CC221

VTD: CLA001

VTD: CLA002

VTD: CLA003

VTD: CLA004

VTD: CLA005

VTD: CLA007

VTD: CLA008

VTD: CLA009

VTD: CLA011

VTD: CLA012

VTD: CLA013

VTD: CLA014

VTD: CLA016

VTD: CLA017

Block: 291892166003008

Block: 291892166003009

Block: 291892166003010

VTD: CLA019

Block: 291892166002001

Block: 291892166002002

Block: 291892166002003

Block: 291892166002004

Block: 291892166002005

Block: 291892166002015

Block: 291892166002016

Block: 291892166002017

Block: 291892166002018

Block: 291892166002019

Block: 291892166002020

Block: 291892166002021

Block: 291892166002022

Block: 291892166002023

Block: 291892166002024

Block: 291892166002025

VTD: CLA020

VTD: CLA024

VTD: CLA026

VTD: CLA027

Block: 291892166001006

VTD: CLA028

VTD: CLA029

VTD: CLA032

Block: 291892166001015

VTD: CLA043

VTD: CLA044

VTD: CLA047

VTD: CLA052

VTD: CLA203

VTD: FER001

VTD: FER002

VTD: FER003

VTD: FER004

VTD: FER005

VTD: FER006

VTD: FER007

VTD: FER008

VTD: FER009

VTD: FER010

VTD: FER011

VTD: FER012

VTD: FER013

VTD: FER014

VTD: FER015

VTD: FER016

VTD: FER017

VTD: FER018

VTD: FER019

VTD: FER020

VTD: FER021

VTD: FER022

VTD: FER023

VTD: FER024

VTD: FER025

VTD: FER026

VTD: FER027

VTD: FER028

VTD: FER029

VTD: FER030

VTD: FER031

VTD: FER032

VTD: FER033

VTD: FER034

VTD: FER035

VTD: FER036

VTD: FER037

VTD: FER038

VTD: FER039

VTD: FER040

VTD: FER041

VTD: FER042

VTD: FER043

VTD: FER044

VTD: FER045

VTD: FER046

VTD: FER206

VTD: FER207

VTD: FER208

VTD: FLO001

VTD: FLO002

VTD: FLO003

VTD: FLO004

VTD: FLO005

VTD: FLO006

VTD: FLO007

VTD: FLO008

VTD: FLO009

VTD: FLO010

VTD: FLO011

VTD: FLO012

VTD: FLO013

VTD: FLO014

VTD: FLO015

VTD: FLO016

VTD: FLO017

VTD: FLO018

VTD: FLO019

VTD: FLO020

VTD: FLO021

VTD: FLO022

VTD: FLO023

VTD: FLO024

VTD: FLO025

VTD: FLO026

VTD: FLO027

VTD: FLO028

VTD: FLO029

VTD: FLO030

VTD: FLO031

VTD: FLO200

VTD: FLO201

VTD: FLO205

VTD: FLO207

VTD: HAD001

VTD: HAD004

VTD: HAD005

VTD: HAD008

VTD: HAD009

VTD: HAD010

VTD: HAD011

VTD: HAD012

VTD: HAD013

VTD: HAD014

VTD: HAD015

VTD: HAD016

VTD: HAD017

VTD: HAD018

VTD: HAD020

VTD: HAD021

Block: 291892167001000

Block: 291892167001006

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Block: 291892167001008

Block: 291892167001009

Block: 291892167001010

Block: 291892167001013

Block: 291892167002000

Block: 291892167002001

Block: 291892167002002

Block: 291892167002003

Block: 291892167002004

Block: 291892167002005

Block: 291892167002006

Block: 291892167002007

Block: 291892167002008

Block: 291892167002009

Block: 291892167002010

Block: 291892167002011

Block: 291892167002012

Block: 291892167002013

VTD: HAD022

Block: 291892168001018

Block: 291892168002004

Block: 291892168002005

VTD: HAD023

Block: 291892167001011

Block: 291892167001012

Block: 291892168001008

Block: 291892168001009

Block: 291892168001010

Block: 291892168001011

Block: 291892168001016

Block: 291892168001017

VTD: HAD026

Block: 291892167001001

Block: 291892167001002

Block: 291892167001003

Block: 291892167001004

Block: 291892167001005

VTD: HAD034

VTD: HAD035

VTD: LC001

VTD: LC002

VTD: LC003

VTD: LC004

VTD: LC005

VTD: LC006

VTD: LC007

VTD: LC008

VTD: LC009

VTD: LC010

VTD: LC011

VTD: LC012

VTD: LC013

VTD: LC014

VTD: LC015

VTD: LC016

VTD: LC017

VTD: LC018

VTD: LC019

VTD: LC020

VTD: LC021

VTD: LC022

VTD: LC023

VTD: LC024

VTD: LC025

VTD: LC026

VTD: LC027

VTD: LC028

VTD: LC029

VTD: LC030

VTD: LC031

VTD: LC032

VTD: LC033

VTD: LC200

VTD: LC203

VTD: LC204

VTD: LC209

VTD: MHT005

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Block: 291892152332013

Block: 291892152332020

Block: 291892152333000

Block: 291892152333001

Block: 291892152333002

Block: 291892152333003

Block: 291892152333004

Block: 291892152333029

VTD: MHT006

VTD: MHT009

VTD: MHT012

VTD: MHT013

Block: 291892151021006

Block: 291892151023010

Block: 291892151023011

VTD: MHT014

Block: 291892150011007

Block: 291892150011008

Block: 291892150011009

Block: 291892150011010

Block: 291892150011011

Block: 291892150011012

Block: 291892150011013

Block: 291892150011014

Block: 291892150011015

Block: 291892150011016

Block: 291892150011017

Block: 291892150011018

Block: 291892150011019

Block: 291892150011022

Block: 291892150011023

Block: 291892150011024

Block: 291892150011025

Block: 291892150011052

Block: 291892150011053

Block: 291892150011054

Block: 291892150011057

Block: 291892150011058

Block: 291892150011059

Block: 291892150011062

Block: 291892150011063

Block: 291892150011064

Block: 291892150012000

Block: 291892150012002

Block: 291892150012003

Block: 291892150012004

Block: 291892150012005

Block: 291892150012006

Block: 291892150012009

Block: 291892150012010

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Block: 291892150012012

Block: 291892150012013

Block: 291892150012014

Block: 291892150012015

Block: 291892150012016

Block: 291892150012017

Block: 291892150012018

Block: 291892150012019

Block: 291892150012020

Block: 291892150012021

Block: 291892150031002

Block: 291892150031003

Block: 291892150031004

Block: 291892151021000

Block: 291892151023000

VTD: MHT015

VTD: MHT017

VTD: MHT018

VTD: MHT020

VTD: MHT022

VTD: MHT025

Block: 291892151031014

Block: 291892151031022

Block: 291892151031024

VTD: MHT029

VTD: MHT030

Block: 291892151051010

Block: 291892151051023

Block: 291892151051032

Block: 291892151051033

Block: 291892151051035

Block: 291892151051037

Block: 291892151051038

Block: 291892151052000

Block: 291892151411012

Block: 291892151411013

Block: 291892151411016

Block: 291892151411017

Block: 291892151411037

Block: 291892151411043

Block: 291892151411044

VTD: MHT032

Block: 291892150011021

VTD: MHT035

Block: 291892152332012

Block: 291892152332014

Block: 291892152333007

Block: 291892152333024

Block: 291892152333030

Block: 291892152333031

Block: 291892152341001

Block: 291892152341002

Block: 291892152341003

Block: 291892152341004

Block: 291892152341005

Block: 291892152341006

Block: 291892152341008

Block: 291892152341009

Block: 291892152341018

Block: 291892152341023

Block: 291892152341036

VTD: MHT036

Block: 291892151411009

Block: 291892151411010

Block: 291892151411011

Block: 291892151411021

Block: 291892151411022

Block: 291892151411023

Block: 291892151443004

Block: 291892151443005

Block: 291892151443007

Block: 291892151443008

Block: 291892151443009

Block: 291892151443010

Block: 291892151443011

Block: 291892151443012

Block: 291892151443014

VTD: MHT037

VTD: MHT038

Block: 291892151411018

Block: 291892151453001

Block: 291892151453002

Block: 291892151453003

Block: 291892151453004

Block: 291892151453005

Block: 291892151453016

Block: 291892151453017

VTD: MHT039

Block: 291892152341013

Block: 291892152341014

Block: 291892152341015

Block: 291892152341016

Block: 291892152341019

Block: 291892152341020

VTD: MHT041

VTD: MHT042

VTD: MHT046

VTD: MHT047

VTD: MHT048

VTD: MHT049

VTD: MHT050

VTD: MHT051

VTD: MHT052

Block: 291892151453008

Block: 291892151453014

Block: 291892151453015

VTD: MHT053

VTD: MHT054

VTD: MHT055

VTD: MHT056

Block: 291892152341022

Block: 291892152341024

Block: 291892152341025

Block: 291892152341026

Block: 291892152341027

Block: 291892152341028

Block: 291892152341031

Block: 291892152341032

Block: 291892152341033

Block: 291892152341034

Block: 291892152341035

Block: 291892152341037

VTD: MHT057

VTD: MHT058

Block: 291892151453010

Block: 291892151453013

VTD: MHT059

VTD: MHT200

VTD: MHT203

VTD: MHT206

VTD: MHT207

VTD: MHT208

VTD: MHT211

VTD: MHT212

VTD: MHT216

Block: 291892151411019

Block: 291892151411020

Block: 291892151453006

Block: 291892151453007

VTD: MHT219

VTD: MHT220

VTD: MHT223

VTD: MID001

VTD: MID002

VTD: MID003

VTD: MID004

VTD: MID005

VTD: MID006

VTD: MID007

VTD: MID008

VTD: MID009

VTD: MID010

VTD: MID011

VTD: MID012

VTD: MID013

VTD: MID014

VTD: MID015

VTD: MID016

VTD: MID017

VTD: MID018

VTD: MID019

VTD: MID020

VTD: MID021

VTD: MID022

VTD: MID023

VTD: MID024

VTD: MID025

VTD: MID026

VTD: MID027

VTD: MID028

VTD: MID029

VTD: MID030

VTD: MID031

VTD: MID032

VTD: MID033

VTD: MID034

VTD: MID035

VTD: MID036

VTD: MID037

VTD: MID038

VTD: MID039

VTD: MID040

VTD: MID041

VTD: MID042

VTD: MID043

VTD: MID044

VTD: MID045

VTD: MID046

VTD: MID047

VTD: MID048

VTD: MID049

VTD: MID050

VTD: MID051

VTD: MID052

VTD: MID053

VTD: MID054

VTD: MID055

VTD: MID056

VTD: MID057

VTD: MID058

VTD: MID059

VTD: MID060

VTD: MID061

VTD: MID200

VTD: MID201

VTD: MID202

VTD: MID204

VTD: MR056

Block: 291892153024013

Block: 291892153024020

VTD: NOR001

VTD: NOR002

VTD: NOR003

VTD: NOR004

VTD: NOR005

VTD: NOR006

VTD: NOR007

VTD: NOR008

VTD: NOR009

VTD: NOR010

VTD: NOR011

VTD: NOR012

VTD: NOR013

VTD: NOR014

VTD: NOR015

VTD: NOR016

VTD: NOR017

VTD: NOR018

VTD: NOR019

VTD: NOR020

VTD: NOR021

VTD: NOR022

VTD: NOR023

VTD: NOR024

VTD: NOR025

VTD: NOR026

VTD: NOR027

VTD: NOR028

VTD: NOR029

VTD: NOR030

VTD: NOR031

VTD: NOR032

VTD: NOR033

VTD: NOR034

VTD: NOR035

VTD: NOR036

VTD: NOR037

VTD: NOR038

VTD: NOR039

VTD: NOR040

VTD: NOR041

VTD: NOR042

VTD: NOR043

VTD: NOR044

VTD: NOR045

VTD: NOR046

VTD: NOR047

VTD: NOR048

VTD: NOR049

VTD: NOR050

VTD: NOR051

VTD: NOR052

VTD: NOR053

VTD: NOR054

VTD: NOR055

VTD: NOR056

VTD: NOR200

VTD: NOR201

VTD: NOR202

VTD: NOR203

VTD: NOR204

VTD: NOR208

VTD: NOR213

VTD: NOR218

VTD: NOR222

VTD: NRW001

VTD: NRW002

VTD: NRW003

VTD: NRW004

VTD: NRW005

VTD: NRW006

VTD: NRW007

VTD: NRW008

VTD: NRW009

VTD: NRW010

VTD: NRW011

VTD: NRW012

VTD: NRW013

VTD: NRW014

VTD: NRW015

VTD: NRW016

VTD: NRW017

VTD: NRW018

VTD: NRW019

VTD: NRW020

VTD: NRW021

VTD: NRW022

VTD: NRW023

VTD: NRW024

VTD: NRW025

VTD: NRW026

VTD: NRW027

VTD: NRW028

VTD: NRW029

VTD: NRW030

VTD: NRW031

VTD: NRW032

VTD: NRW033

VTD: NRW034

VTD: NRW035

VTD: NRW036

VTD: NRW037

VTD: NRW038

VTD: NRW039

VTD: NRW040

VTD: NRW041

VTD: NRW042

VTD: NRW043

VTD: NRW044

VTD: NRW045

VTD: NRW046

VTD: NRW047

VTD: NRW048

VTD: NRW049

VTD: NRW050

VTD: NRW051

VTD: NRW200

VTD: NRW201

VTD: NRW202

VTD: NRW203

VTD: NRW204

VTD: NRW205

VTD: NW001

VTD: NW002

VTD: NW003

VTD: NW004

VTD: NW005

VTD: NW006

VTD: NW007

VTD: NW008

VTD: NW009

VTD: NW010

VTD: NW011

VTD: NW012

VTD: NW013

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VTD: NW015

VTD: NW016

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VTD: NW018

VTD: NW019

VTD: NW020

VTD: NW021

VTD: NW022

VTD: NW023

VTD: NW024

VTD: NW025

VTD: NW026

VTD: NW027

VTD: NW028

VTD: NW029

VTD: NW030

VTD: NW031

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VTD: NW039

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VTD: NW041

VTD: NW042

VTD: NW043

VTD: NW044

VTD: NW045

VTD: NW046

VTD: NW047

VTD: NW048

VTD: NW049

VTD: NW050

VTD: NW051

VTD: NW052

VTD: NW200

VTD: NW201

VTD: NW202

VTD: NW203

VTD: NW204

VTD: NW205

VTD: NW206

VTD: NW207

VTD: NW208

VTD: NW209

VTD: NW210

VTD: NW211

VTD: NW212

VTD: NW213

VTD: NW214

VTD: NW215

VTD: NW216

VTD: NW217

VTD: NW219

VTD: NW220

VTD: NW224

VTD: NW225

VTD: NW226

VTD: NW227

VTD: NW229

VTD: SF001

VTD: SF002

VTD: SF003

VTD: SF004

VTD: SF005

VTD: SF006

VTD: SF007

VTD: SF008

VTD: SF009

VTD: SF010

VTD: SF011

VTD: SF012

VTD: SF013

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VTD: SF016

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VTD: SF020

VTD: SF021

VTD: SF022

VTD: SF023

VTD: SF024

VTD: SF025

VTD: SF026

VTD: SF027

VTD: SF028

VTD: SF029

VTD: SF030

VTD: SF031

VTD: SF032

VTD: SF033

VTD: SF034

VTD: SF035

VTD: SF200

VTD: SPL001

VTD: SPL002

VTD: SPL003

VTD: SPL004

VTD: SPL005

VTD: SPL006

VTD: SPL007

VTD: SPL008

VTD: SPL009

VTD: SPL010

VTD: SPL011

VTD: SPL012

VTD: SPL013

VTD: SPL014

VTD: SPL015

VTD: SPL016

VTD: SPL017

VTD: SPL018

VTD: SPL019

VTD: SPL020

VTD: SPL021

VTD: SPL022

VTD: SPL023

VTD: SPL024

VTD: SPL025

VTD: SPL026

VTD: SPL027

VTD: SPL028

VTD: SPL201

VTD: SPL202

VTD: SPL207

VTD: SPL208

VTD: UNV001

VTD: UNV002

VTD: UNV003

VTD: UNV004

VTD: UNV005

VTD: UNV006

VTD: UNV007

VTD: UNV008

VTD: UNV009

VTD: UNV010

VTD: UNV011

VTD: UNV012

VTD: UNV013

VTD: UNV014

VTD: UNV015

VTD: UNV016

VTD: UNV017

VTD: UNV018

VTD: UNV019

VTD: UNV020

VTD: UNV021

VTD: UNV022

VTD: UNV023

VTD: UNV024

VTD: UNV025

VTD: UNV026

VTD: UNV027

VTD: UNV028

VTD: UNV029

VTD: UNV030

VTD: UNV031

VTD: UNV032

VTD: UNV033

VTD: UNV034

VTD: UNV035

VTD: UNV036

VTD: UNV037

VTD: UNV038

VTD: UNV039

VTD: UNV040

VTD: UNV041

VTD: UNV042

VTD: UNV043

VTD: UNV045

VTD: UNV201

VTD: UNV202

VTD: UNV205

VTD: UNV206

VTD: UNV208

Section 128.462. The second congressional district shall be composed of the following:

County: St. Charles MO

VTD: All Saints

VTD: Amber Meadows

VTD: Arlington

Block: 291833111462017

Block: 291833111484000

VTD: Aspen

VTD: Augusta

VTD: Bayfield

VTD: Bryan

VTD: Callaway

VTD: Canvas Cove

VTD: Carriage Hills

VTD: Civic

VTD: Claybrook

VTD: Coachman

VTD: Community

Block: 291833121922012

Block: 291833121922035

Block: 291833121922036

Block: 291833121922037

Block: 291833121922038

Block: 291833121922040

Block: 291833121922043

Block: 291833121922044

Block: 291833121922045

Block: 291833121922046

VTD: Cottleville

VTD: Country Hill

Block: 291833113111000

Block: 291833113111001

Block: 291833113111002

Block: 291833113111003

Block: 291833113111006

Block: 291833113111007

Block: 291833113111008

Block: 291833113111009

Block: 291833113111010

Block: 291833113111011

Block: 291833113111012

Block: 291833113111014

Block: 291833113111015

Block: 291833113111016

Block: 291833113111017

Block: 291833113111018

Block: 291833113111019

Block: 291833113111020

Block: 291833113111025

Block: 291833113111026

Block: 291833113111027

Block: 291833113111028

Block: 291833113111029

Block: 291833113111030

Block: 291833113111031

Block: 291833113111032

Block: 291833113111033

Block: 291833113112010

Block: 291833113112011

VTD: Delmar

VTD: Discovery

VTD: DuVall

VTD: Elks

VTD: Fairmount

Block: 291833112941013

Block: 291833113912000

Block: 291833113912001

Block: 291833113912002

Block: 291833113912003

Block: 291833113912004

Block: 291833113913000

Block: 291833113913001

Block: 291833113913002

Block: 291833113913003

Block: 291833113913004

Block: 291833113913005

Block: 291833113913006

Block: 291833113913007

Block: 291833113913008

Block: 291833113913009

Block: 291833113913010

Block: 291833113913011

VTD: Feise

VTD: Fieldcrest

VTD: Fox

VTD: Freymuth

VTD: Glengate

VTD: Graybridge

Block: 291833112942021

Block: 291833112942023

Block: 291833112942024

Block: 291833112942025

Block: 291833112942026

VTD: Green Forest

VTD: Harmony

VTD: Harvester

VTD: Hawk Ridge

VTD: Heritage

Block: 291833111462010

Block: 291833111462011

Block: 291833111462014

Block: 291833111462015

VTD: Highgrove

Block: 291833116031000

Block: 291833116031007

Block: 291833116031008

Block: 291833116032008

Block: 291833116032009

Block: 291833116032010

Block: 291833116041000

Block: 291833116041001

Block: 291833116041002

Block: 291833116041003

Block: 291833116041004

Block: 291833116041005

Block: 291833116041006

Block: 291833116041007

Block: 291833116041008

Block: 291833116041009

Block: 291833116041010

Block: 291833116041011

Block: 291833116043000

Block: 291833116043001

Block: 291833116043002

Block: 291833116043003

Block: 291833116043004

Block: 291833116043005

Block: 291833116043006

Block: 291833116043007

Block: 291833116043008

Block: 291833118011000

Block: 291833118011001

Block: 291833118011002

Block: 291833118011003

Block: 291833118011004

Block: 291833118011005

Block: 291833118011025

Block: 291833118011026

Block: 291833118013021

Block: 291833118013030

Block: 291833118024003

VTD: Hillcrest

VTD: Hopewell

VTD: Katy Trail

Block: 291833110011043

Block: 291833110011044

Block: 291833110011045

Block: 291833110011053

Block: 291833110011055

Block: 291833110011056

Block: 291833111451008

Block: 291833111451009

Block: 291833111451010

Block: 291833111451011

Block: 291833111451012

Block: 291833111451013

Block: 291833111451014

Block: 291833111451016

Block: 291833111452002

Block: 291833111452004

Block: 291833111452009

Block: 291833111453001

Block: 291833111453003

Block: 291833111453004

Block: 291833111453005

Block: 291833111453006

Block: 291833111453007

Block: 291833111453010

Block: 291833111453011

Block: 291833111453013

Block: 291833111453014

Block: 291833111453015

Block: 291833111453016

Block: 291833111453017

Block: 291833111453018

Block: 291833111461008

Block: 291833111462020

Block: 291833111471009

Block: 291833111471010

Block: 291833111471011

Block: 291833111472002

Block: 291833111472003

Block: 291833111472004

Block: 291833111472005

Block: 291833111472006

Block: 291833111472007

Block: 291833111472008

Block: 291833111472009

Block: 291833111472013

Block: 291833111481000

Block: 291833111481001

Block: 291833111481002

Block: 291833111481003

Block: 291833111481006

Block: 291833111481007

Block: 291833111482000

Block: 291833111482001

Block: 291833111482002

Block: 291833111482003

Block: 291833111483012

Block: 291833111484001

Block: 291833111484002

Block: 291833111484003

Block: 291833111484007

Block: 291833111484008

VTD: Keystone

VTD: Lakes

VTD: Laura Hill

VTD: Meadow Valley

VTD: Montbrook

VTD: Monticello

VTD: Morningside

Block: 291833116023000

Block: 291833116023001

Block: 291833116023002

Block: 291833116023003

Block: 291833116023004

Block: 291833116023005

Block: 291833116023008

Block: 291833116023009

Block: 291833116023011

Block: 291833116023012

Block: 291833116031002

Block: 291833116031003

Block: 291833116031004

Block: 291833116031005

Block: 291833116031006

Block: 291833116031009

Block: 291833116031010

Block: 291833116031011

Block: 291833116031017

Block: 291833116031018

Block: 291833118024000

Block: 291833118024001

Block: 291833118024002

Block: 291833118024004

Block: 291833118024005

Block: 291833118024006

Block: 291833118024007

Block: 291833118024008

Block: 291833118024009

Block: 291833118024010

Block: 291833118024011

VTD: Mount Hope

VTD: New Melle

VTD: Normandy

Block: 291833119031002

Block: 291833119031004

Block: 291833119031005

Block: 291833119031006

Block: 291833119031007

Block: 291833119031008

Block: 291833119031009

Block: 291833119031011

Block: 291833119031012

Block: 291833119031013

Block: 291833119031027

Block: 291833119032000

Block: 291833119032001

Block: 291833119032002

Block: 291833119032003

Block: 291833119032004

Block: 291833119032005

Block: 291833119032006

Block: 291833119032007

Block: 291833119032008

Block: 291833119032009

Block: 291833119032010

Block: 291833119032011

Block: 291833119033002

Block: 291833119033003

Block: 291833119033004

Block: 291833119033005

Block: 291833119033006

Block: 291833119033007

Block: 291833119033008

Block: 291833119033009

Block: 291833119033010

Block: 291833119033011

Block: 291833119034020

Block: 291833119034021

Block: 291833119034022

Block: 291833119034023

Block: 291833119034026

Block: 291833119091007

Block: 291833119092000

Block: 291833119092002

VTD: Oaks

VTD: Parkwood

VTD: Patriot

VTD: Phoenix

VTD: Pioneer

Block: 291833120032075

Block: 291833120032078

Block: 291833120032082

Block: 291833120032083

Block: 291833120032093

Block: 291833120032094

Block: 291833120032095

Block: 291833121921034

Block: 291833121921035

Block: 291833121921036

Block: 291833121921037

Block: 291833121921038

Block: 291833121921039

Block: 291833121921040

Block: 291833121921041

Block: 291833121921042

Block: 291833121921043

Block: 291833121921044

Block: 291833121921045

Block: 291833121921046

Block: 291833121921047

Block: 291833121921048

Block: 291833121921049

Block: 291833121922025

Block: 291833121922026

Block: 291833121922027

Block: 291833121922028

Block: 291833121922029

Block: 291833121922030

Block: 291833121922033

Block: 291833121922034

Block: 291833121922039

Block: 291833121922041

Block: 291833121922042

Block: 291833121922047

VTD: Pitman

VTD: Rabbit Run

VTD: Regatta Bay

VTD: Ridgepoint

VTD: River Bend

VTD: Salt Lick

VTD: Shadow Creek

VTD: Shoshone

VTD: St. Jude

VTD: St. Marys

Block: 291833124002007

Block: 291833124002027

Block: 291833124002028

Block: 291833124002029

Block: 291833124002030

VTD: Starbuck

VTD: Summerset

VTD: Sunny Hill

VTD: Sycamore

VTD: Timberwood

VTD: Turtle Creek

VTD: Twin Chimneys

VTD: Twin Oaks

VTD: Washington

Block: 291833111462016

VTD: Weldon Spring

VTD: Westfield

VTD: Wheatfield

VTD: Whitmoor

VTD: Windcastle

VTD: Winds

VTD: Wolfrum

VTD: Woodcliff

VTD: Woodglen

VTD: Woodstream

County: St. Louis MO

VTD: BON001

VTD: BON002

VTD: BON003

VTD: BON004

VTD: BON005

VTD: BON006

VTD: BON007

VTD: BON008

VTD: BON009

VTD: BON010

VTD: BON011

VTD: BON012

VTD: BON013

VTD: BON014

VTD: BON015

VTD: BON016

VTD: BON017

VTD: BON018

VTD: BON019

VTD: BON020

VTD: BON021

VTD: BON022

VTD: BON023

VTD: BON024

VTD: BON025

VTD: BON026

VTD: BON027

VTD: BON028

VTD: BON029

VTD: BON030

VTD: BON031

VTD: BON032

VTD: BON033

VTD: BON034

VTD: BON035

VTD: BON036

VTD: BON037

VTD: BON038

VTD: BON039

VTD: BON040

VTD: BON200

VTD: BON202

VTD: BON203

VTD: BON205

VTD: BON206

VTD: BON207

VTD: BON208

VTD: BON210

VTD: BON211

VTD: CC002

Block: 291892151021009

Block: 291892151021011

Block: 291892151021012

Block: 291892151021014

Block: 291892151021016

Block: 291892151021017

Block: 291892151021027

VTD: CC007

Block: 291892151021010

Block: 291892151021013

Block: 291892151021015

Block: 291892151021018

Block: 291892151021026

Block: 291892151021032

Block: 291892151021033

Block: 291892151021034

Block: 291892151021035

Block: 291892151021040

VTD: CC020

Block: 291892153024014

Block: 291892153024015

Block: 291892153024016

Block: 291892153024017

Block: 291892153024018

Block: 291892153024019

Block: 291892153024024

Block: 291892153024029

Block: 291892177011000

Block: 291892177011001

Block: 291892177011005

Block: 291892177011010

Block: 291892177011011

Block: 291892177011012

Block: 291892177011013

Block: 291892177011018

Block: 291892177011021

Block: 291892177011028

Block: 291892177011029

Block: 291892177012000

Block: 291892177012001

Block: 291892177012002

Block: 291892177012003

Block: 291892177012004

Block: 291892177012005

Block: 291892177012006

VTD: CC026

VTD: CC034

VTD: CHE001

VTD: CHE002

VTD: CHE003

VTD: CHE004

VTD: CHE005

VTD: CHE006

VTD: CHE007

VTD: CHE008

VTD: CHE009

VTD: CHE010

VTD: CHE011

VTD: CHE012

VTD: CHE013

VTD: CHE014

VTD: CHE015

VTD: CHE016

VTD: CHE017

VTD: CHE018

VTD: CHE019

VTD: CHE020

VTD: CHE021

VTD: CHE022

VTD: CHE023

VTD: CHE024

VTD: CHE025

VTD: CHE026

VTD: CHE027

VTD: CHE028

VTD: CHE029

VTD: CHE030

VTD: CHE031

VTD: CHE032

VTD: CHE033

VTD: CHE034

VTD: CHE035

VTD: CHE036

VTD: CHE037

VTD: CHE038

VTD: CHE039

VTD: CHE040

VTD: CHE041

VTD: CHE042

VTD: CHE043

VTD: CHE044

VTD: CHE045

VTD: CHE046

VTD: CHE047

VTD: CHE048

VTD: CHE049

VTD: CHE050

VTD: CHE051

VTD: CHE052

VTD: CHE053

VTD: CHE054

VTD: CHE055

VTD: CHE057

VTD: CHE200

VTD: CHE203

VTD: CHE212

VTD: CHE214

VTD: CHE215

VTD: CLA006

VTD: CLA010

VTD: CLA015

VTD: CLA017

Block: 291892173002000

Block: 291892173002005

VTD: CLA019

Block: 291892166002013

Block: 291892166002014

Block: 291892173002001

Block: 291892173002002

Block: 291892173002003

Block: 291892173002004

VTD: CLA021

VTD: CLA022

VTD: CLA023

VTD: CLA025

VTD: CLA027

Block: 291892166001011

Block: 291892166001012

Block: 291892166001013

Block: 291892166002010

Block: 291892166002011

Block: 291892166002012

Block: 291892174001004

Block: 291892174001011

Block: 291892174001012

VTD: CLA030

VTD: CLA031

VTD: CLA032

Block: 291892174001002

Block: 291892174001003

Block: 291892174001005

Block: 291892174001006

Block: 291892174001007

Block: 291892174001008

Block: 291892174001009

Block: 291892174001010

Block: 291892174001013

Block: 291892174001017

Block: 291892174001018

Block: 291892174001019

VTD: CLA033

VTD: CLA034

VTD: CLA035

VTD: CLA036

VTD: CLA037

VTD: CLA038

VTD: CLA039

VTD: CLA040

VTD: CLA041

VTD: CLA042

VTD: CLA045

VTD: CLA046

VTD: CLA049

VTD: CLA050

VTD: CLA051

VTD: CLA200

VTD: CLA201

VTD: CLA202

VTD: CLA205

VTD: CLA206

VTD: CON001

VTD: CON002

VTD: CON003

VTD: CON004

VTD: CON005

VTD: CON006

VTD: CON007

VTD: CON008

VTD: CON009

VTD: CON010

VTD: CON011

VTD: CON012

VTD: CON013

VTD: CON014

VTD: CON015

VTD: CON016

VTD: CON017

VTD: CON018

VTD: CON019

VTD: CON020

VTD: CON021

VTD: CON022

VTD: CON023

VTD: CON024

VTD: CON025

VTD: CON026

VTD: CON027

VTD: CON028

VTD: CON029

VTD: CON030

VTD: CON031

VTD: CON032

VTD: CON033

VTD: CON034

VTD: CON035

VTD: CON036

VTD: CON037

VTD: CON038

VTD: CON039

VTD: CON040

VTD: CON041

VTD: CON042

VTD: CON043

VTD: CON044

VTD: CON045

VTD: CON046

VTD: CON047

VTD: CON048

VTD: CON049

VTD: CON050

VTD: CON051

VTD: CON052

VTD: CON053

VTD: CON200

VTD: CON202

VTD: CON204

VTD: CON205

VTD: CON206

VTD: CON212

VTD: CON213

VTD: GRA001

VTD: GRA002

VTD: GRA003

VTD: GRA004

VTD: GRA005

VTD: GRA006

VTD: GRA007

VTD: GRA008

VTD: GRA009

VTD: GRA010

VTD: GRA011

VTD: GRA012

VTD: GRA013

VTD: GRA014

VTD: GRA015

VTD: GRA016

VTD: GRA017

VTD: GRA018

VTD: GRA019

VTD: GRA020

VTD: GRA021

VTD: GRA022

VTD: GRA023

VTD: GRA024

VTD: GRA025

VTD: GRA026

VTD: GRA027

VTD: GRA028

VTD: GRA029

VTD: GRA030

VTD: GRA031

VTD: GRA032

VTD: GRA033

VTD: GRA034

VTD: GRA035

VTD: GRA036

VTD: GRA037

VTD: GRA038

VTD: GRA039

VTD: GRA040

VTD: GRA041

VTD: GRA042

VTD: GRA043

VTD: GRA044

VTD: GRA045

VTD: GRA046

VTD: GRA047

VTD: GRA048

VTD: GRA201

VTD: GRA202

VTD: GRA206

VTD: GRA209

VTD: GRA210

VTD: HAD002

VTD: HAD003

VTD: HAD006

VTD: HAD007

VTD: HAD019

VTD: HAD021

Block: 291892167004000

Block: 291892167004001

VTD: HAD022

Block: 291892168001013

Block: 291892168001014

Block: 291892168001019

Block: 291892168001020

Block: 291892168002006

Block: 291892168002007

Block: 291892168002008

Block: 291892168002009

Block: 291892168002010

Block: 291892168003010

Block: 291892168003011

VTD: HAD023

Block: 291892167003000

Block: 291892167003001

Block: 291892167003002

Block: 291892168001012

Block: 291892168001015

VTD: HAD024

VTD: HAD025

VTD: HAD026

Block: 291892167004002

VTD: HAD027

VTD: HAD028

VTD: HAD029

VTD: HAD030

VTD: HAD031

VTD: HAD032

VTD: HAD033

VTD: HAD200

VTD: JEF001

VTD: JEF002

VTD: JEF003

VTD: JEF004

VTD: JEF005

VTD: JEF006

VTD: JEF007

VTD: JEF008

VTD: JEF009

VTD: JEF010

VTD: JEF011

VTD: JEF012

VTD: JEF013

VTD: JEF014

VTD: JEF015

VTD: JEF016

VTD: JEF017

VTD: JEF018

VTD: JEF019

VTD: JEF020

VTD: JEF021

VTD: JEF022

VTD: JEF023

VTD: JEF024

VTD: JEF025

VTD: JEF026

VTD: JEF027

VTD: JEF028

VTD: JEF029

VTD: JEF030

VTD: JEF031

VTD: JEF032

VTD: JEF033

VTD: JEF034

VTD: JEF035

VTD: JEF036

VTD: JEF037

VTD: JEF200

VTD: JEF202

VTD: LAF001

VTD: LAF002

VTD: LAF003

VTD: LAF004

VTD: LAF005

VTD: LAF006

VTD: LAF007

VTD: LAF008

VTD: LAF009

VTD: LAF010

VTD: LAF011

VTD: LAF012

VTD: LAF013

VTD: LAF014

VTD: LAF015

VTD: LAF016

VTD: LAF017

VTD: LAF018

VTD: LAF019

VTD: LAF020

VTD: LAF022

VTD: LAF023

VTD: LAF024

VTD: LAF025

VTD: LAF026

VTD: LAF027

VTD: LAF028

VTD: LAF029

VTD: LAF030

VTD: LAF031

VTD: LAF032

VTD: LAF033

VTD: LAF034

VTD: LAF035

VTD: LAF036

VTD: LAF037

VTD: LAF038

VTD: LAF039

VTD: LAF040

VTD: LAF041

VTD: LAF042

VTD: LAF043

VTD: LAF044

VTD: LAF045

VTD: LAF046

VTD: LAF200

VTD: LAF205

VTD: LAF207

VTD: LEM001

VTD: LEM002

VTD: LEM003

VTD: LEM004

VTD: LEM005

VTD: LEM006

VTD: LEM007

VTD: LEM008

VTD: LEM009

VTD: LEM010

VTD: LEM011

VTD: LEM012

VTD: LEM013

VTD: LEM014

VTD: LEM015

VTD: LEM016

VTD: LEM017

VTD: LEM018

VTD: LEM019

VTD: LEM020

VTD: LEM021

VTD: LEM022

VTD: LEM023

VTD: LEM024

VTD: LEM025

VTD: LEM026

VTD: LEM027

VTD: LEM028

VTD: LEM029

VTD: LEM030

VTD: LEM031

VTD: LEM032

VTD: LEM033

VTD: LEM200

VTD: LEM201

VTD: LEM202

VTD: LEM204

VTD: LEM205

VTD: LEM208

VTD: MER001

VTD: MER002

VTD: MER003

VTD: MER004

VTD: MER005

VTD: MER006

VTD: MER007

VTD: MER008

VTD: MER009

VTD: MER010

VTD: MER011

VTD: MER012

VTD: MER013

VTD: MER014

VTD: MER015

VTD: MER016

VTD: MER017

VTD: MER018

VTD: MER019

VTD: MER020

VTD: MER021

VTD: MER022

VTD: MER023

VTD: MER024

VTD: MER025

VTD: MER026

VTD: MER027

VTD: MER028

VTD: MER029

VTD: MER030

VTD: MER031

VTD: MER032

VTD: MER033

VTD: MER034

VTD: MER035

VTD: MER036

VTD: MER037

VTD: MER038

VTD: MER039

VTD: MER040

VTD: MER041

VTD: MER042

VTD: MER043

VTD: MER044

VTD: MER045

VTD: MER046

VTD: MER047

VTD: MER048

VTD: MER200

VTD: MER202

VTD: MER204

VTD: MER207

VTD: MER209

VTD: MER210

VTD: MER213

VTD: MER214

VTD: MER215

VTD: MER219

VTD: MHT001

VTD: MHT002

VTD: MHT003

VTD: MHT004

VTD: MHT005

Block: 291892152312005

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Block: 291892152333012

Block: 291892152333013

Block: 291892152333014

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Block: 291892152333022

Block: 291892152333023

Block: 291892152333026

VTD: MHT007

VTD: MHT008

VTD: MHT010

VTD: MHT011

VTD: MHT013

Block: 291892151021019

Block: 291892151021020

Block: 291892151021029

VTD: MHT014

Block: 291892151021001

VTD: MHT016

VTD: MHT019

VTD: MHT021

VTD: MHT023

VTD: MHT024

VTD: MHT025

Block: 291892151031007

Block: 291892151031008

Block: 291892151031009

Block: 291892151031010

Block: 291892151031011

Block: 291892151031012

Block: 291892151031013

Block: 291892151031015

Block: 291892151031016

Block: 291892151031017

Block: 291892151031018

Block: 291892151031019

Block: 291892151031020

Block: 291892151031021

Block: 291892151031031

Block: 291892151413004

Block: 291892151413005

VTD: MHT026

VTD: MHT027

VTD: MHT028

VTD: MHT030

Block: 291892151051011

Block: 291892151051012

Block: 291892151051013

Block: 291892151051014

Block: 291892151051015

Block: 291892151051030

Block: 291892151051031

Block: 291892151051036

Block: 291892151052006

VTD: MHT031

VTD: MHT032

Block: 291892150011074

Block: 291892151461003

Block: 291892151461004

Block: 291892151461005

Block: 291892151461006

Block: 291892151462000

Block: 291892151462001

Block: 291892151462002

VTD: MHT033

VTD: MHT034

VTD: MHT035

Block: 291892152333008

Block: 291892152333017

Block: 291892152333025

Block: 291892152333027

VTD: MHT036

Block: 291892151411024

VTD: MHT038

Block: 291892151454004

VTD: MHT039

Block: 291892152341012

Block: 291892152341021

VTD: MHT040

VTD: MHT043

VTD: MHT044

VTD: MHT045

VTD: MHT052

Block: 291892151454005

VTD: MHT056

Block: 291892152341029

Block: 291892152362022

Block: 291892152362023

Block: 291892177021003

Block: 291892178533000

VTD: MHT058

Block: 291892151454007

VTD: MHT213

VTD: MHT214

VTD: MHT216

Block: 291892151411025

Block: 291892151454000

VTD: MHT222

VTD: MR001

VTD: MR002

VTD: MR003

VTD: MR004

VTD: MR005

VTD: MR006

VTD: MR007

VTD: MR008

VTD: MR009

VTD: MR010

VTD: MR011

VTD: MR012

VTD: MR013

VTD: MR014

VTD: MR015

VTD: MR016

VTD: MR017

VTD: MR018

VTD: MR019

VTD: MR020

VTD: MR021

VTD: MR022

VTD: MR023

VTD: MR024

VTD: MR025

VTD: MR026

VTD: MR027

VTD: MR028

VTD: MR029

VTD: MR030

VTD: MR031

VTD: MR032

VTD: MR033

VTD: MR034

VTD: MR035

VTD: MR036

VTD: MR037

VTD: MR038

VTD: MR039

VTD: MR040

VTD: MR041

VTD: MR042

VTD: MR043

VTD: MR044

VTD: MR045

VTD: MR046

VTD: MR047

VTD: MR048

VTD: MR049

VTD: MR050

VTD: MR051

VTD: MR052

VTD: MR053

VTD: MR054

VTD: MR055

VTD: MR056

Block: 291892153024025

Block: 291892153024028

Block: 291892176003006

Block: 291892176003007

Block: 291892176003008

Block: 291892176003009

VTD: MR057

VTD: MR058

VTD: MR059

VTD: MR200

VTD: MR202

VTD: MR203

VTD: MR204

VTD: MR205

VTD: MR209

VTD: MR210

VTD: MR212

VTD: MR213

VTD: OAK001

VTD: OAK002

VTD: OAK003

VTD: OAK004

VTD: OAK005

VTD: OAK006

VTD: OAK007

VTD: OAK008

VTD: OAK009

VTD: OAK010

VTD: OAK011

VTD: OAK012

VTD: OAK013

VTD: OAK014

VTD: OAK015

VTD: OAK016

VTD: OAK017

VTD: OAK018

VTD: OAK019

VTD: OAK020

VTD: OAK021

VTD: OAK022

VTD: OAK023

VTD: OAK024

VTD: OAK025

VTD: OAK026

VTD: OAK027

VTD: OAK028

VTD: OAK029

VTD: QUE001

VTD: QUE002

VTD: QUE003

VTD: QUE004

VTD: QUE005

VTD: QUE006

VTD: QUE007

VTD: QUE008

VTD: QUE009

VTD: QUE010

VTD: QUE011

VTD: QUE012

VTD: QUE013

VTD: QUE014

VTD: QUE015

VTD: QUE016

VTD: QUE017

VTD: QUE018

VTD: QUE019

VTD: QUE020

VTD: QUE021

VTD: QUE022

VTD: QUE023

VTD: QUE024

VTD: QUE025

VTD: QUE026

VTD: QUE027

VTD: QUE028

VTD: QUE029

VTD: QUE030

VTD: QUE031

VTD: QUE032

VTD: QUE033

VTD: QUE034

VTD: QUE035

VTD: QUE036

VTD: QUE037

VTD: QUE038

VTD: QUE039

VTD: QUE040

VTD: QUE041

VTD: QUE042

VTD: QUE043

VTD: QUE044

VTD: QUE045

VTD: QUE046

VTD: QUE047

VTD: QUE048

VTD: QUE049

VTD: QUE200

VTD: QUE201

VTD: QUE202

VTD: QUE203

VTD: QUE204

VTD: QUE205

VTD: QUE207

VTD: QUE208

VTD: QUE209

VTD: QUE210

VTD: QUE211

VTD: QUE213

VTD: TSF001

VTD: TSF002

VTD: TSF003

VTD: TSF004

VTD: TSF005

VTD: TSF006

VTD: TSF007

VTD: TSF008

VTD: TSF009

VTD: TSF010

VTD: TSF011

VTD: TSF012

VTD: TSF013

VTD: TSF014

VTD: TSF015

VTD: TSF016

VTD: TSF017

VTD: TSF018

VTD: TSF019

VTD: TSF020

VTD: TSF021

VTD: TSF022

VTD: TSF023

VTD: TSF024

VTD: TSF025

VTD: TSF026

VTD: TSF027

VTD: TSF201

VTD: WH001

VTD: WH002

VTD: WH003

VTD: WH004

VTD: WH005

VTD: WH006

VTD: WH007

VTD: WH008

VTD: WH009

VTD: WH010

VTD: WH011

VTD: WH012

VTD: WH013

VTD: WH014

VTD: WH015

VTD: WH016

VTD: WH017

VTD: WH018

VTD: WH019

VTD: WH020

VTD: WH021

VTD: WH022

VTD: WH023

VTD: WH024

VTD: WH025

VTD: WH026

VTD: WH027

VTD: WH028

VTD: WH029

VTD: WH030

VTD: WH031

VTD: WH032

VTD: WH033

VTD: WH034

VTD: WH035

VTD: WH036

VTD: WH037

VTD: WH038

VTD: WH039

VTD: WH040

VTD: WH041

VTD: WH042

VTD: WH043

VTD: WH044

VTD: WH045

VTD: WH046

VTD: WH047

VTD: WH200

VTD: WH201

VTD: WH202

VTD: WH203

VTD: WH208 ".

Senator Roberts moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

Senator Hegeman raised the point of order that pursuant to Rule 80, Senator Moon was out of order.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Onder moved that the Senate adjourn sine die, which motion failed on a standing division vote.

Senator Brown assumed the Chair.

Senator Onder moved that the Senate stand adjourned until 4:00 p.m., Monday, February 14, 2022, which motion failed on a standing division vote.

Senator Rowden assumed the Chair.

Senator Brown assumed the Chair.

Senator Rowden offered **SA 1** to **SA 2**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for House Committee Substitute for House Bill No. 2117, Page 1, Line 4, of said amendment, by inserting immediately after the word "bill" the following: "; and

Further amend said bill, section 128.463, pages 66-92, by striking all of said section from the bill; and

Further amend said bill, section 128.464, pages 93-100, by striking all of said section from the bill; and

Further amend said bill, section 128.465, pages 100-122, by striking all of said section from the bill; and

Further amend said bill, section 128.466, pages 122-133, by striking all of said section from the bill; and

Further amend said bill, section 128.467, pages 134-141, by striking all of said section from the bill; and

Further amend said bill, section 128.468, pages 141-150, by striking all of said section from the bill"; and

Further amend said amendment, pages 30-69, section 138.462, by striking all of said section from the amendment and inserting in lieu thereof the following:

"**Section 128.462. The second congressional district shall be composed of the following:**

County: Jefferson MO

County: St. Charles MO

VTD: Amber Meadows

VTD: Augusta

VTD: Bayfield

VTD: Bryan

Block: 291833119071000

Block: 291833119071001

Block: 291833119071003

Block: 291833119071004

Block: 291833119071005

Block: 291833119071006

Block: 291833119071007

Block: 291833119071008

Block: 291833119071009

Block: 291833119071011

Block: 291833119072003

Block: 291833119072004

Block: 291833119072005

Block: 291833119072006

Block: 291833119072007

Block: 291833119072008

Block: 291833119072009

Block: 291833119072010

Block: 291833119072011

Block: 291833119072012

Block: 291833119072013

Block: 291833119072016

VTD: Callaway

VTD: Canvas Cove

Block: 291833117322000

Block: 291833117322001

Block: 291833117322002

Block: 291833117322003

Block: 291833117322004

Block: 291833117322005

Block: 291833117322006

Block: 291833117322007

Block: 291833117322008

Block: 291833117322009

Block: 291833117322010

Block: 291833117323011

Block: 291833117325019

Block: 291833117325020

Block: 291833117325021

Block: 291833117325022

Block: 291833117325023

Block: 291833117325024

Block: 291833117325025

Block: 291833117325027

VTD: Carriage Hills

VTD: Coachman

Block: 291833111241000

Block: 291833111241001

Block: 291833111241002

Block: 291833111241003

Block: 291833111241004

Block: 291833111241020

Block: 291833111242000

Block: 291833111242001

Block: 291833111242002

Block: 291833111242003

Block: 291833111242004

Block: 291833111242005

Block: 291833111242006

Block: 291833111242007

Block: 291833111242008

Block: 291833111242009

Block: 291833111242010

Block: 291833111242011

Block: 291833111242012

Block: 291833111242013

Block: 291833111242014

Block: 291833111242015

Block: 291833111243019

Block: 291833111243020

Block: 291833111243025

Block: 291833111243026

Block: 291833111243027

Block: 291833111243028

Block: 291833111243029

Block: 291833111243030

Block: 291833111243031

Block: 291833111243032

Block: 291833111243033

VTD: Community

Block: 291833120032069

Block: 291833120032070

Block: 291833120032071

Block: 291833120032076

Block: 291833120032091

Block: 291833121921000

Block: 291833121921003

Block: 291833121921004

Block: 291833121921009

Block: 291833121921010

Block: 291833121921011

Block: 291833121921012

Block: 291833121921013

Block: 291833121921019

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Block: 291833121921021

Block: 291833121921022

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Block: 291833121921024

Block: 291833121921025

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Block: 291833121921027

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Block: 291833121921030

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Block: 291833121921033

Block: 291833121921050

Block: 291833121921051

Block: 291833121922000

Block: 291833121922001

Block: 291833121922002

Block: 291833121922003

Block: 291833121922004

Block: 291833121922005

Block: 291833121922006

Block: 291833121922007

Block: 291833121922008

Block: 291833121922009

Block: 291833121922010

Block: 291833121922011

Block: 291833121922012

Block: 291833121922014

Block: 291833121922015

Block: 291833121922016

Block: 291833121922017

Block: 291833121922018

Block: 291833121922019

Block: 291833121922020

Block: 291833121922021

Block: 291833121922022

Block: 291833121922023

Block: 291833121922024

Block: 291833121922031

Block: 291833121922032

Block: 291833121922035

Block: 291833121922036

Block: 291833121922037

Block: 291833121922038

Block: 291833121922040

Block: 291833121922043

Block: 291833121922044

Block: 291833121922045

Block: 291833121922046

Block: 291833121922048

Block: 291833121922049

Block: 291833121933001

Block: 291833121933002

Block: 291833121933003

Block: 291833121933007

Block: 291833121933008

Block: 291833121933009

Block: 291833121933010

Block: 291833121933011

Block: 291833121933012

Block: 291833121933013

Block: 291833121933014

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Block: 291833121933016

Block: 291833121933017

Block: 291833121933018

Block: 291833121933019

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Block: 291833121933030

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Block: 291833121933038

Block: 291833121933048

Block: 291833121933049

Block: 291833121951022

Block: 291833121951024

Block: 291833121951032

Block: 291833121951033

Block: 291833121951035

Block: 291833121951036

Block: 291833121951048

Block: 291833121951051

Block: 291833121951066

Block: 291833121951070

VTD: Cottleville

Block: 291833111243017

Block: 291833111243018

Block: 291833111243034

Block: 291833111243035

Block: 291833111243036

Block: 291833111243037

Block: 291833111243038

Block: 291833111243041

Block: 291833111243042

Block: 291833111244000

Block: 291833111244001

Block: 291833111244002

VTD: Delmar

VTD: DuVall

VTD: Feise

VTD: Fieldcrest

VTD: Foristell

Block: 291833120032054

Block: 291833120032055

Block: 291833120032056

Block: 291833120032058

Block: 291833120032061

Block: 291833120032062

Block: 291833120032064

Block: 291833120032065

Block: 291833120032077

Block: 291833120032079

Block: 291833120032080

Block: 291833120032081

Block: 291833120032084

Block: 291833120032085

Block: 291833120032086

Block: 291833120032087

Block: 291833120032088

Block: 291833120032089

Block: 291833120032090

VTD: Freymuth

VTD: Glengate

Block: 291833117381000

Block: 291833117381001

Block: 291833117381002

Block: 291833117381003

Block: 291833117381004

Block: 291833117381005

Block: 291833117381006

Block: 291833117381007

Block: 291833117381008

Block: 291833117381009

Block: 291833117381010

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Block: 291833117381024

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Block: 291833117382011

Block: 291833117382012

Block: 291833117382013

Block: 291833117382014

Block: 291833117382015

Block: 291833117382016

Block: 291833117382017

Block: 291833117382018

Block: 291833117382019

Block: 291833117382020

Block: 291833117382021

Block: 291833117382022

Block: 291833117382023

VTD: Hawk Ridge

VTD: Hopewell

VTD: Keystone

VTD: Monticello

Block: 291833111241005

Block: 291833111241006

Block: 291833111241007

Block: 291833111241008

Block: 291833111241009

Block: 291833111241010

Block: 291833111241011

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Block: 291833111512002

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Block: 291833111514030

Block: 291833111514031

Block: 291833111514032

Block: 291833111514033

Block: 291833111514034

Block: 291833111514035

Block: 291833111514036

Block: 291833111514037

Block: 291833111514040

VTD: New Melle

VTD: Patriot

VTD: Phoenix

VTD: Pioneer

VTD: Regatta Bay

Block: 291833119042022

VTD: Ridgepoint

Block: 291833119041000

Block: 291833119041001

Block: 291833119041002

Block: 291833119041003

Block: 291833119041004

Block: 291833119041005

Block: 291833119041006

Block: 291833119041008

Block: 291833119041010

Block: 291833119041011

Block: 291833119041013

Block: 291833119042000

Block: 291833119042001

Block: 291833119042002

Block: 291833119042003

Block: 291833119042004

Block: 291833119042005

Block: 291833119042006

Block: 291833119042007

Block: 291833119042008

Block: 291833119071002

Block: 291833119071010

Block: 291833119091002

Block: 291833119091003

Block: 291833119091004

VTD: Summerset

VTD: Turtle Creek

Block: 291833117121000

Block: 291833117121001

Block: 291833117121002

Block: 291833117121003

Block: 291833117121004

Block: 291833117121005

Block: 291833117121006

Block: 291833117121007

Block: 291833117121008

Block: 291833117121009

Block: 291833117121010

Block: 291833117121011

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Block: 291833117121013

Block: 291833117121014

Block: 291833117121015

Block: 291833117121016

Block: 291833117121017

Block: 291833117121018

Block: 291833117121019

Block: 291833117121020

Block: 291833117121021

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Block: 291833117122001

Block: 291833117122002

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Block: 291833117122004

Block: 291833117122005

Block: 291833117122006

Block: 291833117122007

Block: 291833117122008

Block: 291833117122009

Block: 291833117122010

Block: 291833117122011

Block: 291833117122012

Block: 291833117122013

Block: 291833117122014

Block: 291833117122015

Block: 291833117122016

Block: 291833117122017

Block: 291833117122018

Block: 291833117122019

Block: 291833117122020

Block: 291833117122021

Block: 291833117122022

Block: 291833117122023

Block: 291833117122024

Block: 291833117122025

Block: 291833117122026

Block: 291833117122027

Block: 291833117122028

Block: 291833117122029

Block: 291833117122030

Block: 291833117122031

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Block: 291833117122033

Block: 291833117122034

Block: 291833117122035

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Block: 291833117122037

Block: 291833117122038

Block: 291833117122039

Block: 291833117122040

Block: 291833117122041

Block: 291833117122042

Block: 291833117122043

Block: 291833117122044

Block: 291833117122045

Block: 291833117122046

Block: 291833117123002

Block: 291833117123004

Block: 291833117123005

Block: 291833117123007

Block: 291833117123008

Block: 291833117123009

Block: 291833117123010

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Block: 291833117123012

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Block: 291833117123014

Block: 291833117123015

Block: 291833117123016

VTD: Twin Chimneys

VTD: Twin Oaks

VTD: Weldon Spring

Block: 291833111031009

Block: 291833111031010

Block: 291833111031011

Block: 291833111031012

Block: 291833111031013

Block: 291833111031014

Block: 291833111031015

Block: 291833111031016

Block: 291833111031017

Block: 291833111031018

Block: 291833111031019

Block: 291833111031020

Block: 291833111031021

Block: 291833111244009

Block: 291833111244010

Block: 291833111511006

Block: 291833111511008

Block: 291833111512011

Block: 291833122042000

Block: 291833122043000

Block: 291833122043001

Block: 291833122043007

Block: 291833122062032

Block: 291833122062039

Block: 291839800001007

Block: 291839800001008

Block: 291839800001009

Block: 291839800001010

Block: 291839800001011

Block: 291839800001012

Block: 291839800001013

Block: 291839800001014

Block: 291839800001015

Block: 291839800001016

Block: 291839800001017

Block: 291839800001018

Block: 291839800001019

Block: 291839800001020

Block: 291839800001021

Block: 291839800001022

Block: 291839800001023

Block: 291839800001024

Block: 291839800001025

Block: 291839800001026

Block: 291839800001027

Block: 291839800001028

Block: 291839800001029

Block: 291839800001030

Block: 291839800001031

Block: 291839800001032

Block: 291839800001033

Block: 291839800001035

Block: 291839800001036

Block: 291839800001040

Block: 291839800001042

VTD: Westfield

County: St. Louis MO

VTD: BON001

VTD: BON002

VTD: BON003

VTD: BON004

VTD: BON005

VTD: BON006

VTD: BON007

VTD: BON008

VTD: BON009

VTD: BON010

VTD: BON011

VTD: BON012

VTD: BON013

VTD: BON014

VTD: BON015

VTD: BON016

VTD: BON017

VTD: BON018

VTD: BON019

VTD: BON020

VTD: BON021

VTD: BON022

VTD: BON023

VTD: BON024

VTD: BON025

VTD: BON026

VTD: BON027

VTD: BON028

VTD: BON029

VTD: BON030

VTD: BON031

VTD: BON032

VTD: BON033

VTD: BON034

VTD: BON035

VTD: BON036

VTD: BON037

VTD: BON038

VTD: BON039

VTD: BON040

VTD: BON200

VTD: BON202

VTD: BON203

VTD: BON205

VTD: BON206

VTD: BON207

VTD: BON208

VTD: BON210

VTD: BON211

VTD: CC026

VTD: CHE001

VTD: CHE002

VTD: CHE003

VTD: CHE004

VTD: CHE005

VTD: CHE006

VTD: CHE007

VTD: CHE008

VTD: CHE009

VTD: CHE010

VTD: CHE011

VTD: CHE013

VTD: CHE014

VTD: CHE015

VTD: CHE016

VTD: CHE017

VTD: CHE018

VTD: CHE020

VTD: CHE021

VTD: CHE023

VTD: CHE024

VTD: CHE025

VTD: CHE026

VTD: CHE027

VTD: CHE028

VTD: CHE029

VTD: CHE030

VTD: CHE031

VTD: CHE032

Block: 291892178511005

Block: 291892178511024

VTD: CHE033

VTD: CHE034

VTD: CHE035

VTD: CHE036

VTD: CHE037

VTD: CHE038

VTD: CHE039

VTD: CHE040

VTD: CHE041

VTD: CHE042

Block: 291892216302004

Block: 291892216302006

VTD: CHE043

VTD: CHE046

VTD: CHE047

VTD: CHE048

VTD: CHE049

VTD: CHE050

VTD: CHE051

VTD: CHE053

VTD: CHE054

VTD: CHE055

VTD: CHE057

VTD: CHE200

VTD: CHE203

VTD: CHE212

VTD: CHE214

VTD: CHE215

VTD: CLA006

VTD: CLA015

VTD: CLA033

VTD: CLA036

VTD: CLA042

VTD: CLA049

VTD: CON001

VTD: CON002

VTD: CON003

VTD: CON004

VTD: CON005

VTD: CON006

VTD: CON007

VTD: CON008

VTD: CON009

VTD: CON010

VTD: CON011

VTD: CON012

VTD: CON013

VTD: CON014

VTD: CON015

VTD: CON016

VTD: CON017

VTD: CON018

VTD: CON019

VTD: CON020

VTD: CON021

VTD: CON022

VTD: CON023

VTD: CON024

VTD: CON025

VTD: CON026

VTD: CON027

VTD: CON028

VTD: CON029

VTD: CON030

VTD: CON031

VTD: CON032

VTD: CON033

VTD: CON034

VTD: CON035

VTD: CON036

VTD: CON037

VTD: CON038

VTD: CON039

VTD: CON040

VTD: CON041

VTD: CON042

VTD: CON043

VTD: CON044

VTD: CON045

VTD: CON046

VTD: CON047

VTD: CON048

VTD: CON049

VTD: CON050

VTD: CON051

VTD: CON052

VTD: CON053

VTD: CON200

VTD: CON202

VTD: CON204

VTD: CON205

VTD: CON206

VTD: CON212

VTD: CON213

VTD: GRA001

VTD: GRA002

VTD: GRA003

VTD: GRA004

VTD: GRA005

VTD: GRA006

VTD: GRA007

VTD: GRA008

VTD: GRA009

VTD: GRA010

VTD: GRA011

VTD: GRA012

VTD: GRA013

VTD: GRA014

VTD: GRA015

VTD: GRA016

VTD: GRA017

VTD: GRA018

VTD: GRA019

VTD: GRA020

VTD: GRA021

VTD: GRA022

VTD: GRA023

VTD: GRA024

VTD: GRA025

VTD: GRA026

VTD: GRA027

VTD: GRA028

VTD: GRA029

VTD: GRA030

VTD: GRA031

VTD: GRA032

VTD: GRA033

VTD: GRA034

VTD: GRA035

VTD: GRA036

VTD: GRA037

VTD: GRA038

VTD: GRA039

VTD: GRA040

VTD: GRA041

VTD: GRA042

VTD: GRA043

VTD: GRA044

VTD: GRA045

VTD: GRA046

VTD: GRA047

VTD: GRA048

VTD: GRA201

VTD: GRA202

VTD: GRA206

VTD: GRA209

VTD: GRA210

VTD: HAD006

VTD: HAD007

VTD: HAD031

VTD: JEF003

Block: 291892219004025

Block: 291892219004031

Block: 291892219004036

Block: 291892219004041

Block: 291892219004043

Block: 291892219004044

VTD: JEF004

Block: 291892219004026

Block: 291892219004032

Block: 291892219004033

Block: 291892219004035

Block: 291892219004037

Block: 291892219004038

VTD: JEF005

VTD: JEF006

VTD: JEF008

VTD: JEF009

VTD: JEF010

VTD: JEF011

VTD: JEF015

VTD: JEF016

Block: 291892194001025

VTD: JEF019

VTD: JEF021

VTD: JEF023

VTD: JEF027

Block: 291892194003001

Block: 291892194003002

Block: 291892194003004

Block: 291892195011005

VTD: JEF028

VTD: JEF029

VTD: JEF030

VTD: JEF031

VTD: JEF032

Block: 291892188005012

Block: 291892188005019

Block: 291892188005020

VTD: JEF200

Block: 291892219004034

Block: 291892219004039

Block: 291892219004040

Block: 291892219004045

Block: 291892219004046

VTD: JEF202

VTD: LAF002

VTD: LAF003

VTD: LAF004

VTD: LAF005

VTD: LAF007

VTD: LAF008

Block: 291892178411003

Block: 291892178411004

Block: 291892178411018

Block: 291892178541000

Block: 291892178541001

Block: 291892178541002

VTD: LAF009

VTD: LAF010

VTD: LAF011

VTD: LAF013

VTD: LAF014

VTD: LAF015

VTD: LAF016

VTD: LAF017

VTD: LAF018

VTD: LAF019

VTD: LAF022

VTD: LAF023

VTD: LAF024

VTD: LAF025

VTD: LAF026

VTD: LAF027

VTD: LAF028

VTD: LAF029

VTD: LAF030

Block: 291892178411013

Block: 291892178411017

VTD: LAF031

Block: 291892178411014

Block: 291892178411016

VTD: LAF032

Block: 291892178511000

Block: 291892178512005

Block: 291892178512006

Block: 291892178512007

Block: 291892178512008

Block: 291892178512009

Block: 291892178512010

Block: 291892178512011

Block: 291892178512012

Block: 291892178512013

Block: 291892178512014

Block: 291892178512015

Block: 291892178512016

VTD: LAF033

VTD: LAF034

VTD: LAF035

VTD: LAF036

VTD: LAF037

VTD: LAF038

VTD: LAF039

VTD: LAF040

VTD: LAF041

VTD: LAF042

VTD: LAF043

VTD: LAF044

VTD: LAF045

VTD: LAF046

VTD: LAF200

VTD: LAF205

VTD: LAF207

VTD: LEM001

VTD: LEM002

VTD: LEM003

VTD: LEM004

VTD: LEM005

VTD: LEM006

VTD: LEM007

VTD: LEM008

VTD: LEM009

VTD: LEM010

VTD: LEM011

VTD: LEM012

VTD: LEM013

VTD: LEM014

VTD: LEM015

VTD: LEM016

VTD: LEM017

VTD: LEM018

VTD: LEM019

VTD: LEM020

VTD: LEM021

VTD: LEM022

VTD: LEM023

VTD: LEM024

VTD: LEM025

VTD: LEM026

VTD: LEM027

VTD: LEM028

VTD: LEM029

VTD: LEM030

VTD: LEM031

VTD: LEM032

VTD: LEM033

VTD: LEM200

VTD: LEM201

VTD: LEM202

VTD: LEM204

VTD: LEM205

VTD: LEM208

VTD: MER001

VTD: MER002

VTD: MER003

VTD: MER004

VTD: MER005

VTD: MER006

VTD: MER007

VTD: MER008

VTD: MER009

VTD: MER010

VTD: MER011

VTD: MER012

VTD: MER013

VTD: MER014

VTD: MER015

VTD: MER016

VTD: MER017

VTD: MER018

VTD: MER019

VTD: MER020

VTD: MER021

VTD: MER022

VTD: MER023

VTD: MER024

VTD: MER025

VTD: MER026

VTD: MER027

VTD: MER028

VTD: MER029

VTD: MER030

VTD: MER031

VTD: MER032

VTD: MER033

VTD: MER034

VTD: MER035

VTD: MER036

VTD: MER037

VTD: MER038

VTD: MER039

VTD: MER040

VTD: MER041

VTD: MER042

VTD: MER043

VTD: MER044

VTD: MER045

VTD: MER046

VTD: MER047

VTD: MER048

VTD: MER200

VTD: MER202

VTD: MER204

VTD: MER207

VTD: MER209

VTD: MER210

VTD: MER213

VTD: MER214

VTD: MER215

VTD: MER219

VTD: MR001

VTD: MR004

VTD: MR005

VTD: MR006

VTD: MR007

VTD: MR008

VTD: MR009

VTD: MR011

VTD: MR012

VTD: MR014

VTD: MR015

VTD: MR019

VTD: MR021

VTD: MR022

VTD: MR024

VTD: MR025

VTD: MR026

VTD: MR027

VTD: MR028

VTD: MR029

VTD: MR030

VTD: MR033

VTD: MR034

VTD: MR035

VTD: MR036

VTD: MR037

VTD: MR041

VTD: MR043

VTD: MR044

Block: 291892177022000

Block: 291892177022001

Block: 291892177022002

Block: 291892177022003

Block: 291892177023000

VTD: MR047

VTD: MR049

VTD: MR054

VTD: MR057

VTD: MR058

VTD: MR059

VTD: MR200

VTD: MR203

VTD: MR204

VTD: MR205

VTD: MR209

VTD: MR210

VTD: OAK001

VTD: OAK002

VTD: OAK003

VTD: OAK004

VTD: OAK005

VTD: OAK006

VTD: OAK007

VTD: OAK008

VTD: OAK009

VTD: OAK010

VTD: OAK011

VTD: OAK012

VTD: OAK013

VTD: OAK014

VTD: OAK015

VTD: OAK016

VTD: OAK017

VTD: OAK018

VTD: OAK019

VTD: OAK020

VTD: OAK021

VTD: OAK022

VTD: OAK023

VTD: OAK024

VTD: OAK025

VTD: OAK026

VTD: OAK027

VTD: OAK028

VTD: OAK029

VTD: QUE001

VTD: QUE002

VTD: QUE003

VTD: QUE004

VTD: QUE005

VTD: QUE006

VTD: QUE007

VTD: QUE008

VTD: QUE009

VTD: QUE010

VTD: QUE011

VTD: QUE012

VTD: QUE013

VTD: QUE014

VTD: QUE015

VTD: QUE016

VTD: QUE017

VTD: QUE018

VTD: QUE019

VTD: QUE020

VTD: QUE021

VTD: QUE022

VTD: QUE023

VTD: QUE024

VTD: QUE025

VTD: QUE026

VTD: QUE027

VTD: QUE028

VTD: QUE029

VTD: QUE030

VTD: QUE031

VTD: QUE032

VTD: QUE033

VTD: QUE034

VTD: QUE035

VTD: QUE036

VTD: QUE037

VTD: QUE038

VTD: QUE039

VTD: QUE040

VTD: QUE041

VTD: QUE042

VTD: QUE043

VTD: QUE044

VTD: QUE045

VTD: QUE046

VTD: QUE047

VTD: QUE048

VTD: QUE049

VTD: QUE200

VTD: QUE201

VTD: QUE202

VTD: QUE203

VTD: QUE204

VTD: QUE205

VTD: QUE207

VTD: QUE208

VTD: QUE209

VTD: QUE210

VTD: QUE211

VTD: QUE213

VTD: TSF001

VTD: TSF002

VTD: TSF003

VTD: TSF004

VTD: TSF005

VTD: TSF006

VTD: TSF007

VTD: TSF008

VTD: TSF009

VTD: TSF010

VTD: TSF011

VTD: TSF012

VTD: TSF013

VTD: TSF014

VTD: TSF015

VTD: TSF016

VTD: TSF017

VTD: TSF018

VTD: TSF019

VTD: TSF020

VTD: TSF021

VTD: TSF022

VTD: TSF023

VTD: TSF024

VTD: TSF025

VTD: TSF026

VTD: TSF027

VTD: TSF201

VTD: WH001

VTD: WH002

VTD: WH003

VTD: WH004

VTD: WH005

VTD: WH006

VTD: WH007

VTD: WH008

VTD: WH009

VTD: WH010

VTD: WH011

VTD: WH012

VTD: WH013

VTD: WH014

VTD: WH015

VTD: WH016

VTD: WH017

VTD: WH018

VTD: WH019

VTD: WH020

VTD: WH021

VTD: WH022

VTD: WH023

VTD: WH024

VTD: WH025

VTD: WH026

VTD: WH027

VTD: WH028

VTD: WH029

VTD: WH030

VTD: WH031

VTD: WH032

VTD: WH033

VTD: WH034

VTD: WH035

VTD: WH036

VTD: WH037

VTD: WH038

VTD: WH039

VTD: WH040

VTD: WH041

VTD: WH042

VTD: WH043

VTD: WH044

VTD: WH045

VTD: WH046

VTD: WH047

VTD: WH200

VTD: WH201

VTD: WH202

VTD: WH203

VTD: WH208

Section 128.463. The third congressional district shall be composed of the following:

County: Callaway MO

County: Camden MO

VTD: Camdenton 1

Block: 290299502023012

Block: 290299502023035

Block: 290299502023036

Block: 290299502023037

Block: 290299502023038

Block: 290299502023039

Block: 290299502023040

Block: 290299502023047

Block: 290299502023048

Block: 290299502023049

Block: 290299502023050

Block: 290299502023051

Block: 290299502023052

Block: 290299502023053

Block: 290299502023054

Block: 290299505003000

Block: 290299506001001

Block: 290299506001002

Block: 290299506001003

Block: 290299506001004

Block: 290299506001005

Block: 290299506001007

Block: 290299506001008

Block: 290299506001009

Block: 290299506001010

Block: 290299506001011

Block: 290299506001012

Block: 290299506001013

Block: 290299506001014

Block: 290299506001015

Block: 290299506001016

Block: 290299506001044

Block: 290299506001045

Block: 290299506001046

Block: 290299506001047

Block: 290299506001048

Block: 290299506001049

Block: 290299506001056

Block: 290299506001057

Block: 290299506001058

Block: 290299506001064

Block: 290299506001065

Block: 290299506001066

Block: 290299506001067

Block: 290299506001068

Block: 290299506001069

Block: 290299506001072

Block: 290299506002013

Block: 290299506002017

Block: 290299506002030

Block: 290299506002031

Block: 290299506002032

Block: 290299506002038

Block: 290299506002039

Block: 290299506002040

Block: 290299506002041

Block: 290299506002042

Block: 290299506002043

Block: 290299506002044

Block: 290299506002045

Block: 290299506002046

Block: 290299506002047

Block: 290299506002048

Block: 290299506002049

Block: 290299506002050

Block: 290299508022000

Block: 290299508022001

Block: 290299508022002

Block: 290299508022003

Block: 290299508022021

Block: 290299508022022

Block: 290299508022051

Block: 290299508022052

Block: 290299508022053

Block: 290299509001013

Block: 290299509001024

Block: 290299509001025

Block: 290299509001029

VTD: Camdenton 2

Block: 290299504011000

Block: 290299504011001

Block: 290299504011002

Block: 290299504011003

Block: 290299504011007

Block: 290299504011008

Block: 290299504011009

Block: 290299504011010

Block: 290299504011011

Block: 290299504011018

Block: 290299504011019

Block: 290299504011020

Block: 290299504011021

Block: 290299504011022

Block: 290299504011024

Block: 290299504011025

Block: 290299504011026

Block: 290299504011027

Block: 290299504011028

Block: 290299504011030

Block: 290299504011031

Block: 290299504011040

Block: 290299504011041

Block: 290299504011042

Block: 290299504011043

Block: 290299504011058

VTD: Freedom

VTD: Greenview

Block: 290299507013000

Block: 290299507013001

Block: 290299507013002

Block: 290299507013003

Block: 290299507013004

Block: 290299507013005

Block: 290299507013007

Block: 290299507013008

VTD: Horseshoe Bend

VTD: Linn Creek

Block: 290299502023028

Block: 290299502023041

Block: 290299502023042

Block: 290299502023043

Block: 290299502023044

Block: 290299502023045

Block: 290299504011005

Block: 290299504011006

Block: 290299506001017

Block: 290299506001018

Block: 290299506001019

Block: 290299506001020

Block: 290299506001021

Block: 290299506001022

Block: 290299506001023

Block: 290299506001024

Block: 290299506001025

Block: 290299506001026

Block: 290299506001027

Block: 290299506001028

Block: 290299506001029

Block: 290299506001035

Block: 290299506001036

Block: 290299506001040

Block: 290299506003000

Block: 290299506003001

Block: 290299506003002

Block: 290299506003003

Block: 290299506003004

Block: 290299506003005

Block: 290299506003006

Block: 290299506003007

Block: 290299506003008

Block: 290299506003009

Block: 290299506003010

Block: 290299506003011

Block: 290299506003012

Block: 290299506003013

Block: 290299506003014

Block: 290299506004000

Block: 290299506004001

Block: 290299506004002

Block: 290299506004003

Block: 290299506004004

Block: 290299506004005

Block: 290299506004006

Block: 290299506004007

Block: 290299506004008

Block: 290299506004009

Block: 290299506004010

Block: 290299506004011

Block: 290299506004012

Block: 290299506004013

Block: 290299506004014

Block: 290299506004015

Block: 290299506004016

VTD: Osage Beach 1

VTD: Osage Beach 2

VTD: Osage Beach 3

VTD: Sunrise Beach 1

VTD: Sunrise Beach 2

Block: 290299511022002

Block: 290299512021026

Block: 290299512021027

Block: 290299512021028

Block: 290299512021029

Block: 290299512021030

Block: 290299512021035

Block: 290299512021039

Block: 290299512021040

Block: 290299512021041

Block: 290299512021078

Block: 290299512021079

Block: 290299512021080

Block: 290299512021081

Block: 290299512021082

Block: 290299512021095

Block: 290299512021098

Block: 290299512021099

Block: 290299512021104

Block: 290299512021105

VTD: Sunrise Beach 3

Block: 290299511011055

Block: 290299511021005

Block: 290299511021008

Block: 290299511021009

Block: 290299511021010

Block: 290299511021011

Block: 290299511021012

Block: 290299511021013

Block: 290299511021014

Block: 290299511021015

Block: 290299511021017

Block: 290299511021018

Block: 290299511021019

Block: 290299511021020

Block: 290299511021021

Block: 290299511021022

Block: 290299511021023

Block: 290299511021024

Block: 290299511021025

Block: 290299511021026

Block: 290299511021027

Block: 290299511021028

Block: 290299511021029

Block: 290299511021030

Block: 290299511021031

Block: 290299511021032

Block: 290299511021033

Block: 290299511021034

Block: 290299511021035

Block: 290299511021036

Block: 290299511021037

Block: 290299511021038

Block: 290299511021039

Block: 290299511021040

Block: 290299511021041

Block: 290299511021042

Block: 290299511022000

Block: 290299511022001

Block: 290299511022003

Block: 290299511022004

Block: 290299511022005

Block: 290299511022006

Block: 290299511022007

Block: 290299511022008

Block: 290299511022009

Block: 290299511022010

Block: 290299511022011

Block: 290299511022012

Block: 290299511022013

Block: 290299511022014

Block: 290299511022015

Block: 290299511022016

Block: 290299511022017

Block: 290299511022018

Block: 290299511022019

Block: 290299511022020

Block: 290299511022021

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Block: 290299512021090

Block: 290299512021091

Block: 290299512021092

Block: 290299512021093

Block: 290299512021094

Block: 290299512021096

Block: 290299512021097

County: Cole MO

County: Franklin MO

County: Gasconade MO

County: Lincoln MO

VTD: Moscow Mills City

VTD: Moscow Mills Rural

VTD: Troy No. 1

Block: 291138103083003

Block: 291138103083004

Block: 291138103083005

Block: 291138103083006

VTD: Troy No. 3

Block: 291138103054002

Block: 291138103054007

Block: 291138103054008

Block: 291138103054009

Block: 291138103054010

Block: 291138103054011

Block: 291138103054018

Block: 291138103054019

Block: 291138103083007

Block: 291138103083008

Block: 291138103083009

Block: 291138103083010

Block: 291138103083011

Block: 291138103083012

Block: 291138103083013

Block: 291138103083016

Block: 291138103083017

Block: 291138103083018

Block: 291138103085001

Block: 291138103085002

Block: 291138103085003

Block: 291138103085004

Block: 291138103085005

Block: 291138103085006

Block: 291138103085007

Block: 291138103085008

Block: 291138103085009

Block: 291138103085010

Block: 291138103085011

Block: 291138103085026

VTD: Zoar

County: Maries MO

County: Miller MO

County: Montgomery MO

County: Osage MO

County: St. Charles MO

VTD: Adams

VTD: All Saints

VTD: Arlington

VTD: Aspen

VTD: Briarhill

VTD: Bryan

Block: 291833119072000

Block: 291833119072001

Block: 291833119072002

VTD: Canary

VTD: Canvas Cove

Block: 291833117323006

Block: 291833117323007

Block: 291833117323010

VTD: Cave Springs

VTD: Cedar

VTD: Cheshire

VTD: Civic

VTD: Claybrook

VTD: Coachman

Block: 291833111243002

Block: 291833111243003

Block: 291833111243004

Block: 291833111243005

Block: 291833111243015

Block: 291833111243016

Block: 291833111243043

VTD: Community

Block: 291833120031006

Block: 291833120031007

Block: 291833120031008

Block: 291833120031009

Block: 291833120031010

Block: 291833120031011

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Block: 291833121952054

Block: 291833121952055

Block: 291833121952056

Block: 291833121952057

Block: 291833121952058

VTD: Cottleville

Block: 291833111243000

Block: 291833111243001

Block: 291833111243006

Block: 291833111243007

Block: 291833111243008

Block: 291833111243009

Block: 291833111243010

Block: 291833111243011

Block: 291833111243012

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Block: 291833113221038

Block: 291833113222006

Block: 291833113222007

Block: 291833113222008

Block: 291833113222009

VTD: Country Hill

VTD: Coverdell

VTD: Covilli

VTD: Discovery

VTD: Edgewood

VTD: Elks

VTD: Evergreen

VTD: Fairmount

VTD: Fairview

VTD: Fairways

VTD: Flint Hill

VTD: Foristell

Block: 291833120031000

Block: 291833120031001

Block: 291833120031002

Block: 291833120031003

Block: 291833120031004

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Block: 291833120032066

Block: 291833120032067

Block: 291833120032068

Block: 291833120032092

VTD: Fox

VTD: Glengate

Block: 291833117382025

VTD: Government

VTD: Graybridge

VTD: Green Forest

VTD: Hanover

VTD: Harmony

VTD: Harvester

VTD: Heritage

VTD: Hi Point

VTD: Highgrove

VTD: Hillcrest

VTD: Josephville

VTD: Kampville

VTD: Katy Trail

VTD: Lakes

VTD: Laura Hill

VTD: Lincoln

VTD: Mamelle

VTD: Marina

VTD: McClay

VTD: McNair

VTD: Meadow Valley

VTD: Mid Rivers

VTD: Montbrook

VTD: Montclair

VTD: Monticello

Block: 291833111512013

Block: 291833111512019

Block: 291833111512020

Block: 291833111512023

VTD: Morningside

VTD: Mount Hope

VTD: Normandy

VTD: Oak Creek

VTD: Oaks

VTD: Orchard Farm

VTD: Parkwood

VTD: Peine

VTD: Pitman

VTD: Rabbit Run

VTD: Regatta Bay

Block: 291833119031001

Block: 291833119031003

Block: 291833119031021

Block: 291833119031022

Block: 291833119091006

Block: 291833119091008

Block: 291833119091009

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Block: 291833119091021

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Block: 291833119092031

Block: 291833119092032

Block: 291833119092033

Block: 291833119092034

Block: 291833119092035

VTD: Ridgepoint

Block: 291833119031000

Block: 291833119033000

Block: 291833119033001

Block: 291833119033012

Block: 291833119033013

Block: 291833119033014

Block: 291833119041012

Block: 291833119091000

Block: 291833119091001

Block: 291833119091005

Block: 291833119092014

Block: 291833119092015

VTD: River Bend

VTD: Rivers

VTD: Salt Lick

VTD: Shadow Creek

VTD: Shirewood

VTD: Shoshone

VTD: Sibley

VTD: Spencer

VTD: St. Andrews

VTD: St. Cletus

VTD: St. Jude

VTD: St. Marys

VTD: St. Paul

VTD: Starbuck

VTD: Sun Lake

VTD: Sunny Hill

VTD: Sycamore

VTD: Tanglewood

VTD: Timberwood

VTD: Treetop

VTD: Truman

VTD: Turtle Creek

Block: 291833117123000

Block: 291833117123001

Block: 291833117123003

Block: 291833117123006

VTD: Washington

VTD: Weldon Spring

Block: 291833111141014

Block: 291833111141015

Block: 291833111141016

Block: 291833111141017

Block: 291833111141018

Block: 291833111141019

Block: 291833111141020

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Block: 291833111244006

Block: 291833111244011

Block: 291833111244012

Block: 291833111244013

Block: 291833111244014

Block: 291833111244015

Block: 291833111244016

Block: 291833111244017

Block: 291833111244018

Block: 291833111512024

VTD: Wheatfield

VTD: Whitmoor

VTD: Wilshire

VTD: Windcastle

VTD: Winds

VTD: Wolfrum

VTD: Woodcliff

VTD: Woodglen

VTD: Woodstream

County: St. Louis MO

VTD: CC002

Block: 291892151021009

Block: 291892151021011

Block: 291892151021012

Block: 291892151021014

Block: 291892151021016

Block: 291892151021017

Block: 291892151021027

VTD: CC007

Block: 291892151021010

Block: 291892151021013

Block: 291892151021015

Block: 291892151021018

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Block: 291892151021040

VTD: CC020

Block: 291892153024014

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Block: 291892177012006

VTD: CC034

VTD: CHE012

VTD: CHE019

VTD: CHE022

VTD: CHE032

Block: 291892178512002

VTD: CHE042

Block: 291892152361003

Block: 291892152361004

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Block: 291892216302023

VTD: CHE044

VTD: CHE045

VTD: CHE052

VTD: CLA010

VTD: CLA017

Block: 291892173002000

Block: 291892173002005

VTD: CLA019

Block: 291892166002013

Block: 291892166002014

Block: 291892173002001

Block: 291892173002002

Block: 291892173002003

Block: 291892173002004

VTD: CLA021

VTD: CLA022

VTD: CLA023

VTD: CLA025

VTD: CLA027

Block: 291892166001011

Block: 291892166001012

Block: 291892166001013

Block: 291892166002010

Block: 291892166002011

Block: 291892166002012

Block: 291892174001004

Block: 291892174001011

Block: 291892174001012

VTD: CLA030

VTD: CLA031

VTD: CLA032

Block: 291892174001002

Block: 291892174001003

Block: 291892174001005

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Block: 291892174001007

Block: 291892174001008

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Block: 291892174001017

Block: 291892174001018

Block: 291892174001019

VTD: CLA034

VTD: CLA035

VTD: CLA037

VTD: CLA038

VTD: CLA039

VTD: CLA040

VTD: CLA041

VTD: CLA045

VTD: CLA046

VTD: CLA050

VTD: CLA051

VTD: CLA200

VTD: CLA201

VTD: CLA202

VTD: CLA205

VTD: CLA206

VTD: HAD002

VTD: HAD003

VTD: HAD019

VTD: HAD021

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VTD: HAD022

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Block: 291892168003011

VTD: HAD023

Block: 291892167003000

Block: 291892167003001

Block: 291892167003002

Block: 291892168001012

Block: 291892168001015

VTD: HAD024

VTD: HAD025

VTD: HAD026

Block: 291892167004002

VTD: HAD027

VTD: HAD028

VTD: HAD029

VTD: HAD030

VTD: HAD032

VTD: HAD033

VTD: HAD200

VTD: JEF001

VTD: JEF002

VTD: JEF003

Block: 291892219004002

Block: 291892219004003

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Block: 291892219004006

Block: 291892219004007

Block: 291892219004008

Block: 291892219004009

Block: 291892219004010

Block: 291892219004023

Block: 291892219004024

VTD: JEF004

Block: 291892219004000

Block: 291892219004011

Block: 291892219004012

Block: 291892219004013

Block: 291892219004014

Block: 291892219004015

Block: 291892219004016

Block: 291892219004017

Block: 291892219004018

Block: 291892219004019

Block: 291892219004020

Block: 291892219004021

Block: 291892219004022

VTD: JEF007

VTD: JEF012

VTD: JEF013

VTD: JEF014

VTD: JEF016

Block: 291892194001006

Block: 291892194001012

Block: 291892194001013

Block: 291892194001014

Block: 291892194001015

Block: 291892194001016

Block: 291892194001017

Block: 291892194001018

Block: 291892194001019

Block: 291892194001020

Block: 291892194001021

Block: 291892194001022

Block: 291892194001023

Block: 291892194001024

Block: 291892194001028

VTD: JEF017

VTD: JEF018

VTD: JEF020

VTD: JEF022

VTD: JEF024

VTD: JEF025

VTD: JEF026

VTD: JEF027

Block: 291892194001007

Block: 291892194001008

Block: 291892194001009

Block: 291892194001010

Block: 291892194001011

Block: 291892194002007

Block: 291892194002008

Block: 291892194002010

Block: 291892194002011

Block: 291892194002012

Block: 291892194002013

Block: 291892194003000

Block: 291892194003005

Block: 291892194003006

Block: 291892194003007

Block: 291892195011004

Block: 291892195011006

Block: 291892195011007

Block: 291892195011008

Block: 291892195011009

Block: 291892195011010

Block: 291892195011011

Block: 291892195011012

Block: 291892195011013

Block: 291892195011014

Block: 291892195011015

Block: 291892195011016

Block: 291892195011017

Block: 291892195011018

Block: 291892195011019

Block: 291892195011020

Block: 291892195011021

VTD: JEF032

Block: 291892188004010

Block: 291892188004011

Block: 291892188004012

Block: 291892188004013

Block: 291892188004014

Block: 291892188004016

Block: 291892188004017

Block: 291892188005008

Block: 291892188005009

Block: 291892188005010

Block: 291892188005013

Block: 291892188005014

Block: 291892188005015

Block: 291892188005016

Block: 291892188005017

Block: 291892188005018

Block: 291892188006000

Block: 291892188006001

Block: 291892188006002

Block: 291892188006003

Block: 291892188006004

Block: 291892188006005

Block: 291892188006006

Block: 291892188006007

Block: 291892188006008

Block: 291892188006009

Block: 291892188006010

Block: 291892188006011

Block: 291892188006012

Block: 291892188006013

Block: 291892188006014

Block: 291892188006015

Block: 291892188006016

Block: 291892188006017

Block: 291892188006018

VTD: JEF033

VTD: JEF034

VTD: JEF035

VTD: JEF036

VTD: JEF037

VTD: JEF200

Block: 291892219004001

Block: 291892219004027

Block: 291892219004028

VTD: LAF001

VTD: LAF006

VTD: LAF008

Block: 291892178531003

Block: 291892178532006

VTD: LAF012

VTD: LAF020

VTD: LAF030

Block: 291892178411000

Block: 291892178411001

Block: 291892178411002

Block: 291892178411006

Block: 291892178411011

Block: 291892178411012

Block: 291892178412002

Block: 291892178412003

Block: 291892178412006

Block: 291892178412007

Block: 291892178412016

Block: 291892178413016

Block: 291892178413017

VTD: LAF031

Block: 291892178411015

Block: 291892178413013

Block: 291892178413014

Block: 291892178413015

Block: 291892178413018

Block: 291892178413019

VTD: LAF032

Block: 291892178512003

Block: 291892178512004

VTD: MHT001

VTD: MHT002

VTD: MHT003

VTD: MHT004

VTD: MHT005

Block: 291892152312005

Block: 291892152312023

Block: 291892152312024

Block: 291892152312025

Block: 291892152312026

Block: 291892152333009

Block: 291892152333010

Block: 291892152333011

Block: 291892152333012

Block: 291892152333013

Block: 291892152333014

Block: 291892152333015

Block: 291892152333016

Block: 291892152333018

Block: 291892152333019

Block: 291892152333020

Block: 291892152333021

Block: 291892152333022

Block: 291892152333023

Block: 291892152333026

VTD: MHT007

VTD: MHT008

VTD: MHT010

VTD: MHT011

VTD: MHT013

Block: 291892151021019

Block: 291892151021020

Block: 291892151021029

VTD: MHT014

Block: 291892151021001

VTD: MHT016

VTD: MHT019

VTD: MHT021

VTD: MHT023

VTD: MHT024

VTD: MHT025

Block: 291892151031007

Block: 291892151031008

Block: 291892151031009

Block: 291892151031010

Block: 291892151031011

Block: 291892151031012

Block: 291892151031013

Block: 291892151031015

Block: 291892151031016

Block: 291892151031017

Block: 291892151031018

Block: 291892151031019

Block: 291892151031020

Block: 291892151031021

Block: 291892151031031

Block: 291892151413004

Block: 291892151413005

VTD: MHT026

VTD: MHT027

VTD: MHT028

VTD: MHT030

Block: 291892151051011

Block: 291892151051012

Block: 291892151051013

Block: 291892151051014

Block: 291892151051015

Block: 291892151051030

Block: 291892151051031

Block: 291892151051036

Block: 291892151052006

VTD: MHT031

VTD: MHT032

Block: 291892150011074

Block: 291892151461003

Block: 291892151461004

Block: 291892151461005

Block: 291892151461006

Block: 291892151462000

Block: 291892151462001

Block: 291892151462002

VTD: MHT033

VTD: MHT034

VTD: MHT035

Block: 291892152333008

Block: 291892152333017

Block: 291892152333025

Block: 291892152333027

VTD: MHT036

Block: 291892151411024

VTD: MHT038

Block: 291892151454004

VTD: MHT039

Block: 291892152341012

Block: 291892152341021

VTD: MHT040

VTD: MHT043

VTD: MHT044

VTD: MHT045

VTD: MHT052

Block: 291892151454005

VTD: MHT056

Block: 291892152341029

Block: 291892152362022

Block: 291892152362023

Block: 291892177021003

Block: 291892178533000

VTD: MHT058

Block: 291892151454007

VTD: MHT213

VTD: MHT214

VTD: MHT216

Block: 291892151411025

Block: 291892151454000

VTD: MHT222

VTD: MR002

VTD: MR003

VTD: MR010

VTD: MR013

VTD: MR016

VTD: MR017

VTD: MR018

VTD: MR020

VTD: MR023

VTD: MR031

VTD: MR032

VTD: MR038

VTD: MR039

VTD: MR040

VTD: MR042

VTD: MR044

Block: 291892177023001

Block: 291892177023002

VTD: MR045

VTD: MR046

VTD: MR048

VTD: MR050

VTD: MR051

VTD: MR052

VTD: MR053

VTD: MR055

VTD: MR056

Block: 291892153024025

Block: 291892153024028

Block: 291892176003006

Block: 291892176003007

Block: 291892176003008

Block: 291892176003009

VTD: MR202

VTD: MR212

VTD: MR213

County: Warren MO

Section 128.464. The fourth congressional district shall be composed of the following:

County: Audrain MO

County: Bates MO

County: Benton MO

County: Boone MO

County: Camden MO

VTD: Barnumton

VTD: Camdenton 1

Block: 290299505002015

Block: 290299505002016

Block: 290299505002017

Block: 290299505002018

Block: 290299505002019

Block: 290299505002020

Block: 290299505002021

Block: 290299505002022

Block: 290299505002023

Block: 290299505002024

Block: 290299505002025

Block: 290299505002031

Block: 290299505002033

Block: 290299505002034

Block: 290299505002035

Block: 290299505002036

Block: 290299505002037

Block: 290299505003001

Block: 290299505003009

Block: 290299505003015

Block: 290299505003016

Block: 290299505003017

Block: 290299505003021

Block: 290299505003044

Block: 290299506001033

Block: 290299506001050

Block: 290299506001051

Block: 290299506001052

Block: 290299506001053

Block: 290299506001054

Block: 290299506001055

Block: 290299506001059

Block: 290299506001062

Block: 290299506001073

Block: 290299508022023

Block: 290299508022024

Block: 290299508022031

Block: 290299508022032

Block: 290299508022033

Block: 290299508022034

Block: 290299508023000

Block: 290299508023001

Block: 290299508023002

Block: 290299508023004

Block: 290299508023005

Block: 290299508023006

Block: 290299508023007

Block: 290299508023008

Block: 290299508023009

Block: 290299508023010

Block: 290299508023011

Block: 290299508023012

VTD: Camdenton 2

Block: 290299504011004

Block: 290299504011012

Block: 290299504011013

Block: 290299504011014

Block: 290299504011015

Block: 290299504011016

Block: 290299504011017

Block: 290299504011023

Block: 290299504011029

Block: 290299504011032

Block: 290299504011033

Block: 290299504011034

Block: 290299504011035

Block: 290299504011036

Block: 290299504011037

Block: 290299504011038

Block: 290299504011039

Block: 290299504011044

Block: 290299504011045

Block: 290299504011046

Block: 290299504011047

Block: 290299504011048

Block: 290299504011049

Block: 290299504011050

Block: 290299504011051

Block: 290299504011052

Block: 290299504011053

Block: 290299504011054

Block: 290299504011055

Block: 290299504011056

Block: 290299504011057

Block: 290299504011059

Block: 290299504011061

Block: 290299504011062

Block: 290299504011063

Block: 290299504011064

Block: 290299504011065

Block: 290299504011066

Block: 290299504011067

Block: 290299504011068

Block: 290299504011069

Block: 290299504011070

Block: 290299504011071

Block: 290299504011072

Block: 290299504011073

Block: 290299504011074

Block: 290299504011075

Block: 290299504011076

Block: 290299504011077

Block: 290299504011078

Block: 290299504011079

Block: 290299504011080

Block: 290299504011081

Block: 290299504011082

Block: 290299504011083

Block: 290299504011084

Block: 290299504011085

Block: 290299504011086

Block: 290299504011087

Block: 290299504011088

Block: 290299504011089

Block: 290299504011090

Block: 290299504011091

Block: 290299504011092

Block: 290299504011093

Block: 290299504011094

Block: 290299504011095

Block: 290299504011096

Block: 290299504011097

Block: 290299504011098

Block: 290299504021000

Block: 290299504021001

Block: 290299504021002

Block: 290299504021003

Block: 290299504021004

Block: 290299504021005

Block: 290299504021006

Block: 290299504021007

Block: 290299504021008

Block: 290299504021009

Block: 290299504021010

Block: 290299504021011

Block: 290299504021012

Block: 290299504021013

Block: 290299504021014

Block: 290299504021015

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Block: 290299504021019

Block: 290299504021020

Block: 290299504021021

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Block: 290299504021024

Block: 290299504021025

Block: 290299504021026

Block: 290299504021027

Block: 290299504021028

Block: 290299505003002

Block: 290299505003003

Block: 290299505003004

Block: 290299505003005

Block: 290299505003006

Block: 290299505003007

Block: 290299505003008

Block: 290299505003010

Block: 290299505003011

Block: 290299505003012

Block: 290299505003013

Block: 290299505003014

Block: 290299505003018

Block: 290299505003019

Block: 290299505003020

Block: 290299505003022

Block: 290299505003023

Block: 290299505003024

Block: 290299505003025

Block: 290299505003026

Block: 290299505003027

Block: 290299505003028

Block: 290299505003029

Block: 290299505003030

Block: 290299505003031

Block: 290299505003032

Block: 290299505003033

Block: 290299505003034

Block: 290299505003035

Block: 290299505003036

Block: 290299505003037

Block: 290299505003038

Block: 290299505003039

Block: 290299505003040

Block: 290299505003041

Block: 290299505003042

Block: 290299505003043

Block: 290299506001060

Block: 290299506001061

Block: 290299506001063

Block: 290299506001071

VTD: Camdenton 3

VTD: Climax Springs

VTD: Decaturville

VTD: Greenview

Block: 290299503012000

Block: 290299503012001

Block: 290299503012002

Block: 290299503012003

Block: 290299503012004

Block: 290299503012005

Block: 290299503012006

Block: 290299503012007

Block: 290299503012008

Block: 290299503012009

Block: 290299503021000

Block: 290299503021001

Block: 290299503021002

Block: 290299503021003

Block: 290299503021004

Block: 290299503021005

Block: 290299503021006

Block: 290299503021007

Block: 290299503021008

Block: 290299503021009

Block: 290299503021010

Block: 290299503021011

Block: 290299503021012

Block: 290299503021013

Block: 290299503021014

Block: 290299503021015

Block: 290299503021016

Block: 290299503021017

Block: 290299503021018

Block: 290299503021019

Block: 290299503021020

Block: 290299503021021

Block: 290299503021022

Block: 290299503021023

Block: 290299503021024

Block: 290299503021025

Block: 290299503021026

Block: 290299503021027

Block: 290299503021028

Block: 290299503021029

Block: 290299503021030

Block: 290299503021031

Block: 290299503021033

Block: 290299503021034

Block: 290299503021035

Block: 290299503021036

Block: 290299503021037

Block: 290299503021038

Block: 290299503021039

Block: 290299503021040

Block: 290299503021041

Block: 290299507011022

Block: 290299507011023

Block: 290299507013006

Block: 290299507013009

Block: 290299507013010

Block: 290299507013015

Block: 290299507013016

VTD: Ha Ha Tonka

VTD: Hillhouse

VTD: Linn Creek

Block: 290299504011060

Block: 290299506001030

Block: 290299506001031

Block: 290299506001032

Block: 290299506001034

Block: 290299506001037

Block: 290299506001038

Block: 290299506001039

Block: 290299506001041

Block: 290299506001042

Block: 290299506001043

VTD: Macks Creek

VTD: Montreal

VTD: Roach

VTD: Stoutland

VTD: Sunny Slope

VTD: Sunrise Beach 2

Block: 290299512011000

Block: 290299512011001

Block: 290299512011002

Block: 290299512011003

Block: 290299512011004

Block: 290299512011005

Block: 290299512011006

Block: 290299512011007

Block: 290299512011008

Block: 290299512011009

Block: 290299512011010

Block: 290299512011011

Block: 290299512011012

Block: 290299512011013

Block: 290299512011014

Block: 290299512011015

Block: 290299512011016

Block: 290299512011017

Block: 290299512011018

Block: 290299512011019

Block: 290299512011020

Block: 290299512011021

Block: 290299512011022

Block: 290299512011023

Block: 290299512011024

Block: 290299512011025

Block: 290299512011026

Block: 290299512011027

Block: 290299512011028

Block: 290299512011029

Block: 290299512011030

Block: 290299512011031

Block: 290299512011032

Block: 290299512012000

Block: 290299512012001

Block: 290299512012002

Block: 290299512012011

Block: 290299512012012

Block: 290299512012013

Block: 290299512012014

Block: 290299512012015

Block: 290299512012016

Block: 290299512012017

Block: 290299512012018

Block: 290299512012019

Block: 290299512012020

Block: 290299512012021

Block: 290299512012022

Block: 290299512012023

Block: 290299512012024

Block: 290299512012025

Block: 290299512021009

Block: 290299512021010

Block: 290299512021011

Block: 290299512021012

Block: 290299512021013

Block: 290299512021014

Block: 290299512021016

Block: 290299512021017

Block: 290299512021018

Block: 290299512021019

Block: 290299512021020

Block: 290299512021021

Block: 290299512021022

Block: 290299512021023

Block: 290299512021024

Block: 290299512021025

Block: 290299512021103

VTD: Sunrise Beach 3

Block: 290299512021015

Block: 290299512021031

VTD: Wilson Bend

County: Cass MO

County: Cedar MO

County: Cooper MO

County: Dallas MO

County: Henry MO

County: Hickory MO

County: Howard MO

County: Jackson MO

VTD: Sni-A-Bar 15

VTD: Sni-A-Bar 16

Block: 290950140083002

Block: 290950141221004

Block: 290950141221005

Block: 290950141221006

Block: 290950141221007

Block: 290950141221010

Block: 290950141221021

VTD: Sni-A-Bar 20

VTD: Sni-A-Bar 21

VTD: Sni-A-Bar 22

Block: 290950141241007

Block: 290950141241016

Block: 290950141241017

Block: 290950141241018

Block: 290950141241019

Block: 290950141241020

Block: 290950141241021

Block: 290950141241022

Block: 290950141241023

Block: 290950141241024

Block: 290950141241025

Block: 290950141241027

Block: 290950141241028

Block: 290950141241029

Block: 290950141241030

Block: 290950141242000

Block: 290950141242001

Block: 290950141242002

Block: 290950141242003

Block: 290950141242004

Block: 290950141242005

Block: 290950141242006

Block: 290950141243000

Block: 290950141243001

Block: 290950141243002

Block: 290950141243003

Block: 290950141243004

Block: 290950141243005

Block: 290950141243006

Block: 290950141243007

Block: 290950141243008

Block: 290950141243009

Block: 290950141243010

Block: 290950141243011

Block: 290950141243012

Block: 290950141243013

Block: 290950141243014

Block: 290950141243015

Block: 290950141243016

Block: 290950141243017

Block: 290950141243018

Block: 290950141243019

Block: 290950141243020

Block: 290950141243021

Block: 290950141243022

Block: 290950141243023

Block: 290950141243024

Block: 290950141243025

Block: 290950141243026

Block: 290950141272011

Block: 290950141272012

Block: 290950141272013

Block: 290950141272014

Block: 290950141272015

Block: 290950141272016

Block: 290950141272017

Block: 290950141272018

Block: 290950141272019

Block: 290950141272020

Block: 290950141272021

Block: 290950141272022

Block: 290950141272025

Block: 290950141272026

Block: 290950141272027

Block: 290950141272028

Block: 290950141272029

Block: 290950141272030

Block: 290950141272031

Block: 290950141272032

Block: 290950141272033

Block: 290950141272034

Block: 290950141272035

Block: 290950141272036

Block: 290950141272037

Block: 290950141272038

Block: 290950141272039

Block: 290950141272040

Block: 290950141272041

Block: 290950141272042

VTD: Sni-A-Bar 23

VTD: Sni-A-Bar 24

VTD: Sni-A-Bar 25

VTD: Sni-A-Bar 26

Block: 290950141264000

Block: 290950141264001

Block: 290950141264002

Block: 290950141264003

Block: 290950141264004

VTD: Sni-A-Bar 27

Block: 290950141252000

Block: 290950141252001

Block: 290950141252006

Block: 290950141252007

Block: 290950141252008

Block: 290950141252009

Block: 290950141252010

Block: 290950141263000

Block: 290950141263001

Block: 290950141263002

Block: 290950141263003

Block: 290950141263004

Block: 290950141263005

Block: 290950141263006

Block: 290950141264005

Block: 290950141264006

Block: 290950141264007

VTD: Sni-A-Bar 29

VTD: Sni-A-Bar 30

Block: 290950141211025

Block: 290950141212000

Block: 290950141212001

Block: 290950141212002

Block: 290950141212003

Block: 290950141212004

Block: 290950141212005

Block: 290950141212006

Block: 290950141212007

Block: 290950141212008

Block: 290950141212009

Block: 290950141212010

Block: 290950141212011

Block: 290950141212012

Block: 290950141212013

Block: 290950141213009

Block: 290950141213010

Block: 290950141213011

Block: 290950141213012

Block: 290950141213013

Block: 290950141213014

Block: 290950141213015

Block: 290950141213016

Block: 290950141213017

Block: 290950141214000

Block: 290950141214001

Block: 290950141214002

Block: 290950141214003

Block: 290950141214005

Block: 290950141214006

Block: 290950141214007

Block: 290950141215000

Block: 290950141215001

Block: 290950141215002

Block: 290950141215003

Block: 290950141215004

Block: 290950141215005

Block: 290950141215006

Block: 290950141215010

Block: 290950141215018

VTD: Sni-A-Bar 32

Block: 290950141112006

Block: 290950141221008

Block: 290950141221011

Block: 290950141221012

Block: 290950141221016

Block: 290950141221017

Block: 290950141221018

Block: 290950141221020

Block: 290950141221022

Block: 290950141221023

Block: 290950141221025

Block: 290950141221026

Block: 290950141221027

Block: 290950141221028

Block: 290950141221029

Block: 290950141221030

Block: 290950141221031

Block: 290950141221032

Block: 290950141221033

Block: 290950141221034

Block: 290950141221035

Block: 290950141221036

Block: 290950141221039

Block: 290950141221040

Block: 290950141221041

Block: 290950141221042

Block: 290950141221043

Block: 290950141221044

Block: 290950141221045

Block: 290950141221046

Block: 290950141221047

Block: 290950141221048

Block: 290950141221049

Block: 290950141221050

Block: 290950141221051

Block: 290950141221052

VTD: Sni-A-Bar 37

VTD: Sni-A-Bar 38

VTD: Sni-A-Bar 39

Block: 290950140021006

Block: 290950140021007

Block: 290950140021017

Block: 290950140021018

Block: 290950140062000

Block: 290950140062001

Block: 290950140062002

Block: 290950140062003

Block: 290950140062004

Block: 290950140062005

Block: 290950140062006

Block: 290950140062007

Block: 290950140062008

Block: 290950140062009

Block: 290950140062010

Block: 290950140062011

Block: 290950140062012

Block: 290950140062013

Block: 290950140062014

Block: 290950140062015

Block: 290950140062016

Block: 290950140082001

Block: 290950140082002

Block: 290950140082003

Block: 290950140082006

Block: 290950140082007

Block: 290950140082008

Block: 290950140082010

Block: 290950140082011

Block: 290950140082012

Block: 290950140082013

Block: 290950140082014

Block: 290950140082015

Block: 290950140082016

Block: 290950140082017

Block: 290950140082018

Block: 290950140082019

Block: 290950140082020

Block: 290950140082021

Block: 290950140082022

Block: 290950140082023

Block: 290950140082024

Block: 290950140082025

Block: 290950140082026

Block: 290950140082027

Block: 290950140082028

Block: 290950140082029

Block: 290950140082030

Block: 290950140082031

Block: 290950140082032

Block: 290950140082033

Block: 290950140082034

Block: 290950140082035

Block: 290950140082036

Block: 290950140083001

Block: 290950140083003

Block: 290950140083004

Block: 290950140083005

Block: 290950140083006

Block: 290950140083007

Block: 290950140083008

Block: 290950140083009

Block: 290950140083010

Block: 290950140083011

Block: 290950140083012

Block: 290950140083013

Block: 290950141221000

Block: 290950141221001

Block: 290950141221002

Block: 290950141221003

Block: 290950141221015

VTD: Sni-A-Bar 44

VTD: Sni-A-Bar 45

VTD: Sni-A-Bar 47

VTD: Sni-A-Bar 48

VTD: Sni-A-Bar 49

VTD: Sni-A-Bar 52

County: Johnson MO

County: Laclede MO

County: Lafayette MO

VTD: 1st Higginsville & W. Davis

VTD: 2nd North Higginsville & 3rd & JKV

VTD: Alma & E. Davis

VTD: Aullville

VTD: Bates City

VTD: Concordia

VTD: Corder

VTD: Dover

Block: 291070902005000

Block: 291070902005001

Block: 291070902005002

Block: 291070902005003

Block: 291070902005004

Block: 291070902005005

Block: 291070902005006

Block: 291070902005007

Block: 291070902005008

Block: 291070902005009

Block: 291070902005010

Block: 291070902005011

Block: 291070902005012

Block: 291070902005013

Block: 291070902005014

Block: 291070902005015

Block: 291070902005016

Block: 291070902005017

Block: 291070902005018

Block: 291070902005019

Block: 291070902005020

Block: 291070902005021

Block: 291070902005022

Block: 291070902005023

Block: 291070902005026

Block: 291070902005027

Block: 291070902005028

Block: 291070902005037

Block: 291070903001014

Block: 291070903001015

Block: 291070903001016

Block: 291070903001017

Block: 291070903001018

Block: 291070903001019

Block: 291070903001020

Block: 291070903001021

Block: 291070903001022

Block: 291070903001023

Block: 291070903001024

Block: 291070903001025

Block: 291070903001026

Block: 291070903001027

Block: 291070903001028

Block: 291070903001029

Block: 291070903001030

Block: 291070903001031

Block: 291070903001032

Block: 291070903001034

Block: 291070903001035

Block: 291070903001036

Block: 291070903001037

Block: 291070903001038

Block: 291070903001039

Block: 291070903001040

Block: 291070903001048

Block: 291070903001049

Block: 291070903001050

Block: 291070903001051

Block: 291070903001052

Block: 291070903001053

Block: 291070903001054

Block: 291070903001055

Block: 291070903001056

Block: 291070903001116

VTD: E Odessa

VTD: Ferguson School

VTD: Lake Lafayette 1-2

VTD: Lexington Rural

Block: 291070901002052

Block: 291070901002054

Block: 291070901002055

Block: 291070901002056

Block: 291070901002057

Block: 291070901002058

Block: 291070901002059

Block: 291070901002060

Block: 291070901002061

Block: 291070901002062

Block: 291070901002063

Block: 291070901002064

Block: 291070901004001

Block: 291070901004002

Block: 291070901004003

Block: 291070901004004

Block: 291070901004005

Block: 291070901004090

Block: 291070901005071

Block: 291070901005079

Block: 291070901005080

Block: 291070901005081

Block: 291070901005082

Block: 291070901005083

Block: 291070901005091

Block: 291070901005092

Block: 291070901005093

Block: 291070901005094

Block: 291070901005095

Block: 291070901005096

Block: 291070901005097

Block: 291070901005098

Block: 291070901005099

Block: 291070901005100

Block: 291070901005101

Block: 291070901005102

Block: 291070902004088

Block: 291070902004089

Block: 291070902004102

Block: 291070902004103

Block: 291070902004104

Block: 291070902004105

Block: 291070902004106

Block: 291070902004107

Block: 291070902004108

Block: 291070902004109

Block: 291070902004110

Block: 291070902004111

Block: 291070902004112

Block: 291070902004113

Block: 291070902004114

Block: 291070902004115

Block: 291070902004116

Block: 291070902004117

Block: 291070902004118

Block: 291070902004119

Block: 291070902004120

Block: 291070902004121

Block: 291070902004122

Block: 291070902004123

Block: 291070902004124

Block: 291070902004125

Block: 291070902004126

Block: 291070902004128

Block: 291070902004131

Block: 291070902004133

Block: 291070902004134

Block: 291070902004135

Block: 291070902004136

Block: 291070902004137

Block: 291070902004138

Block: 291070902004139

Block: 291070902004141

Block: 291070902004142

Block: 291070902004143

Block: 291070902004144

Block: 291070902004145

Block: 291070902004146

Block: 291070902004147

Block: 291070902004148

Block: 291070902004149

Block: 291070902004156

Block: 291070902004157

Block: 291070902004158

Block: 291070902004159

Block: 291070902004160

Block: 291070902005050

Block: 291070902005063

VTD: Mayview

VTD: N Odessa

VTD: S. Odessa I & II

VTD: Waverly 1st,2nd,East & West

VTD: Wellington

Block: 291070901002125

County: Moniteau MO

County: Morgan MO

County: Pettis MO

County: Polk MO

County: Saline MO

County: St. Clair MO

County: Vernon MO

VTD: Harwood Town Hall

Block: 292179501001061

Block: 292179501001062

Block: 292179501001066

Block: 292179501001067

Block: 292179501001068

Block: 292179501001074

Block: 292179501001075

Block: 292179501001076

Block: 292179501001077

Block: 292179501001078

Block: 292179501001082

Block: 292179501001083

Block: 292179501001084

Block: 292179501001085

Block: 292179501001086

Block: 292179501001087

Block: 292179501001088

Block: 292179501001089

Block: 292179501001090

Block: 292179501001091

Block: 292179501001092

Block: 292179501001093

Block: 292179501001094

Block: 292179501001095

Block: 292179501001096

Block: 292179501001097

Block: 292179501001098

Block: 292179501001099

Block: 292179501001100

Block: 292179501001101

Block: 292179501001102

Block: 292179501001103

Block: 292179501001104

Block: 292179501001105

Block: 292179501001106

Block: 292179501001107

Block: 292179501001108

Block: 292179501001109

Block: 292179501001110

Block: 292179501001111

Block: 292179501001112

Block: 292179501001113

Block: 292179501001114

Block: 292179501001115

Block: 292179501001116

Block: 292179501001117

Block: 292179501001118

Block: 292179501001119

Block: 292179501001120

Block: 292179501001121

Block: 292179501001122

Block: 292179501001123

Block: 292179501001124

Block: 292179501001125

Block: 292179501001126

Block: 292179501001127

Block: 292179501001128

Block: 292179501001129

Block: 292179501001130

Block: 292179501001131

Block: 292179501001132

Block: 292179501001133

Block: 292179501001134

Block: 292179501001135

Block: 292179501001136

Block: 292179501001137

Block: 292179501001138

Block: 292179501001139

Block: 292179501001140

Block: 292179501001141

Block: 292179501001142

Block: 292179501001143

Block: 292179501001144

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Block: 292179501001148

Block: 292179501001149

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Block: 292179501001160

Block: 292179501001161

Block: 292179501001162

Block: 292179501001163

Block: 292179501001164

Block: 292179501001165

Block: 292179501001166

Block: 292179501001167

Block: 292179501001168

Block: 292179501001169

Block: 292179501001170

Block: 292179501001171

Block: 292179501001172

Block: 292179501001173

Block: 292179501001174

Block: 292179501001175

Block: 292179501001176

Block: 292179501001177

Block: 292179501001178

Block: 292179501001179

Block: 292179501001180

Block: 292179501001188

Block: 292179501001190

Block: 292179501002132

Block: 292179501002133

Block: 292179501002134

Block: 292179501002145

Block: 292179501002146

Block: 292179501002147

Block: 292179501002148

Block: 292179501002149

Block: 292179501002163

Block: 292179501003000

Block: 292179501003001

Block: 292179501003002

Block: 292179501003003

Block: 292179501003004

Block: 292179501003005

Block: 292179501003006

Block: 292179501003007

Block: 292179501003008

Block: 292179501003010

Block: 292179501003011

Block: 292179501003012

Block: 292179501003013

Block: 292179501003014

Block: 292179501003018

Block: 292179501003020

VTD: Rinehart Christian Church

VTD: Schell City City Hall

VTD: Walker Community Building

Block: 292179501002047

Block: 292179501002056

Block: 292179501002057

Block: 292179501002058

Block: 292179501002059

Block: 292179501002060

Block: 292179501002061

Block: 292179501002062

Block: 292179501002063

Block: 292179501002064

Block: 292179501002065

Block: 292179501002066

Block: 292179501002067

Block: 292179501002068

Block: 292179501002069

Block: 292179501002070

Block: 292179501002071

Block: 292179501002072

Block: 292179501002073

Block: 292179501002074

Block: 292179501002075

Block: 292179501002076

Block: 292179501002077

Block: 292179501002078

Block: 292179501002079

Block: 292179501002080

Block: 292179501002081

Block: 292179501002082

Block: 292179501002083

Block: 292179501002084

Block: 292179501002085

Block: 292179501002088

Block: 292179501002089

Block: 292179501002090

Block: 292179501002091

Block: 292179501002093

Block: 292179501002094

Block: 292179501002095

Block: 292179501002096

Block: 292179501002097

Block: 292179501002098

Block: 292179501002099

Block: 292179501002100

Block: 292179501002101

Block: 292179501002102

Block: 292179501002103

Block: 292179501002104

Block: 292179501002105

Block: 292179501002106

Block: 292179501002107

Block: 292179501002108

Block: 292179501002109

Block: 292179501002110

Block: 292179501002111

Block: 292179501002112

Block: 292179501002113

Block: 292179501002114

Block: 292179501002115

Block: 292179501002119

Block: 292179501002120

Block: 292179501002158

Block: 292179501002159

Block: 292179501002162

Section 128.465. The fifth congressional district shall be composed of the following:

County: Clay MO

VTD: Gal 10

VTD: Gal 11

VTD: Gal 12

VTD: Gal 13

VTD: Gal 14

VTD: Gal 15

VTD: Gal 16

VTD: Gal 17

VTD: Gal 18

VTD: Gal 4

VTD: Gal 5

VTD: Gal 6

VTD: Gal 7

VTD: Gal 9

VTD: KC 21 Pl 1

Block: 290470213141014

Block: 290470213141017

VTD: KC 21-1

VTD: KC 21-10

VTD: KC 21-11

VTD: KC 21-12

VTD: KC 21-13

VTD: KC 21-14

VTD: KC 21-15

VTD: KC 21-16

VTD: KC 21-17

VTD: KC 21-18

VTD: KC 21-19

VTD: KC 21-2

VTD: KC 21-20

VTD: KC 21-22

VTD: KC 21-23

VTD: KC 21-24

VTD: KC 21-25

VTD: KC 21-26

VTD: KC 21-27

VTD: KC 21-3

VTD: KC 21-4

VTD: KC 21-5

VTD: KC 21-6

VTD: KC 21-7

VTD: KC 21-8

VTD: KC 21-9

VTD: Lib 8

Block: 290470216022169

Block: 290470216022170

County: Jackson MO

VTD: 1603

VTD: 412

VTD: 413

VTD: 414

VTD: 415

VTD: 616

VTD: 617

VTD: 618

VTD: 619

VTD: Blue 01-01

VTD: Blue 01-02

VTD: Blue 01-03

VTD: Blue 01-04

VTD: Blue 01-05

VTD: Blue 01-06

VTD: Blue 01-07

VTD: Blue 01-08

VTD: Blue 01-09

VTD: Blue 02-01

VTD: Blue 02-02

VTD: Blue 02-03

VTD: Blue 02-04

Block: 290950113002000

Block: 290950113002001

Block: 290950113002002

Block: 290950113002003

Block: 290950113002004

Block: 290950113002005

Block: 290950113002006

Block: 290950113002007

Block: 290950113002008

Block: 290950113002009

Block: 290950113002010

Block: 290950113002011

Block: 290950113002012

Block: 290950113002013

Block: 290950113002014

Block: 290950113002015

Block: 290950113002016

Block: 290950113002017

Block: 290950113002018

Block: 290950113002019

Block: 290950114051010

Block: 290950114062008

Block: 290950114062009

Block: 290950114062010

Block: 290950114063009

Block: 290950114063010

Block: 290950114063011

Block: 290950114063012

Block: 290950114063013

Block: 290950114063014

Block: 290950114063015

Block: 290950114063016

Block: 290950114063017

Block: 290950114063018

Block: 290950114063019

Block: 290950114063020

Block: 290950114063021

Block: 290950114063031

Block: 290950114063032

Block: 290950114063033

Block: 290950114063034

Block: 290950114063035

Block: 290950114063036

Block: 290950114063037

Block: 290950114064008

Block: 290950151001081

Block: 290950151001084

Block: 290950151001086

Block: 290950151002020

Block: 290950151002021

Block: 290950151002022

Block: 290950151002023

VTD: Blue 02-05

VTD: Blue 02-06

VTD: Blue 02-07

VTD: Blue 03-01

VTD: Blue 03-02

VTD: Blue 03-03

VTD: Blue 03-04

Block: 290950114064000

Block: 290950114064001

Block: 290950114064002

Block: 290950114064003

Block: 290950114064004

Block: 290950114064005

Block: 290950114064006

Block: 290950114064007

Block: 290950177002013

Block: 290950177004000

Block: 290950177004001

Block: 290950177004002

Block: 290950177004003

Block: 290950177004004

Block: 290950177004005

Block: 290950177004006

Block: 290950177004007

Block: 290950177004008

Block: 290950177004009

Block: 290950177004010

Block: 290950177004011

Block: 290950177004012

Block: 290950177004013

Block: 290950177004014

Block: 290950177004015

Block: 290950177004016

VTD: Blue 03-05

VTD: Blue 03-06

VTD: Blue 03-07

Block: 290950151001001

Block: 290950151001006

Block: 290950151001007

Block: 290950151001017

Block: 290950151001018

Block: 290950151001019

Block: 290950151001048

Block: 290950151001054

VTD: Blue 03-08

Block: 290950151001061

VTD: Blue 04-01

VTD: Blue 04-02

VTD: Blue 04-03

VTD: Blue 04-04

VTD: Blue 04-05

VTD: Blue 04-06

VTD: Blue 04-07

VTD: Blue 04-08

VTD: Blue 04-09

VTD: Blue 04-10

VTD: Blue 05-01

VTD: Blue 05-02

VTD: Blue 05-03

VTD: Blue 05-04

VTD: Blue 05-05

VTD: Blue 05-06

VTD: Blue 05-07

VTD: Blue 05-08

VTD: Blue 05-09

VTD: Blue 06-01

VTD: Blue 06-02

VTD: Blue 06-03

VTD: Blue 06-04

VTD: Blue 06-05

VTD: Blue 06-06

VTD: Blue 06-07

VTD: Blue 07-01

VTD: Blue 07-02

VTD: Blue 07-03

VTD: Blue 07-04

VTD: Blue 07-05

VTD: Blue 07-06

VTD: Blue 07-07

VTD: Blue 07-08

VTD: Blue 07-09

VTD: Blue 08-01

VTD: Blue 08-02

VTD: Blue 08-03

VTD: Blue 08-04

VTD: Blue 08-05

VTD: Blue 08-06

VTD: Blue 08-07

VTD: Blue 08-08

VTD: Brooking No. 1

VTD: Brooking No. 10

VTD: Brooking No. 11

VTD: Brooking No. 12

VTD: Brooking No. 13

VTD: Brooking No. 14

VTD: Brooking No. 15

VTD: Brooking No. 16

VTD: Brooking No. 17

VTD: Brooking No. 18

VTD: Brooking No. 19

VTD: Brooking No. 2

VTD: Brooking No. 20

VTD: Brooking No. 3

VTD: Brooking No. 4

VTD: Brooking No. 5

VTD: Brooking No. 6

VTD: Brooking No. 7

VTD: Brooking No. 8

VTD: Brooking No. 9

VTD: KC 1001

VTD: KC 1002

VTD: KC 1003

VTD: KC 1004

VTD: KC 1005

VTD: KC 1006

VTD: KC 1007

VTD: KC 1008

VTD: KC 1009

VTD: KC 101

VTD: KC 1010

VTD: KC 1011

VTD: KC 1012

VTD: KC 102

VTD: KC 103

VTD: KC 104

VTD: KC 105

VTD: KC 106

VTD: KC 107

VTD: KC 1101

VTD: KC 1102

VTD: KC 1103

VTD: KC 1104

VTD: KC 1105

VTD: KC 1106

VTD: KC 1107

VTD: KC 1108

VTD: KC 1109

VTD: KC 1110

VTD: KC 1111

VTD: KC 1112

VTD: KC 1113

VTD: KC 1114

VTD: KC 1201

VTD: KC 1202

VTD: KC 1203

VTD: KC 1204

VTD: KC 1205

VTD: KC 1206

VTD: KC 1207

VTD: KC 1208

VTD: KC 1209

VTD: KC 1210

VTD: KC 1211

VTD: KC 1212

VTD: KC 1301

VTD: KC 1303

VTD: KC 1304

VTD: KC 1305

VTD: KC 1306

VTD: KC 1307

VTD: KC 1308

VTD: KC 1309

VTD: KC 1310

VTD: KC 1311

VTD: KC 1312

VTD: KC 1313

VTD: KC 1401

VTD: KC 1402

VTD: KC 1403

VTD: KC 1404

VTD: KC 1405

VTD: KC 1406

VTD: KC 1407

VTD: KC 1408

VTD: KC 1409

VTD: KC 1410

VTD: KC 1411

VTD: KC 1412

VTD: KC 1413

VTD: KC 1414

VTD: KC 1415

VTD: KC 1501

VTD: KC 1502

VTD: KC 1503

VTD: KC 1504

VTD: KC 1505

VTD: KC 1506

VTD: KC 1507

VTD: KC 1508

VTD: KC 1509

VTD: KC 1510

VTD: KC 1511

VTD: KC 1512

VTD: KC 1513

VTD: KC 1514

VTD: KC 1515

VTD: KC 1516

VTD: KC 1517

VTD: KC 1518

VTD: KC 1519

VTD: KC 1520

VTD: KC 1521

VTD: KC 1522

VTD: KC 1523

VTD: KC 1524

VTD: KC 1601

VTD: KC 1602

VTD: KC 1604

VTD: KC 1605

VTD: KC 1606

VTD: KC 1607

VTD: KC 1608

VTD: KC 1609

VTD: KC 1610

VTD: KC 1611

VTD: KC 1612

VTD: KC 1613

VTD: KC 1614

VTD: KC 1615

VTD: KC 1701

VTD: KC 1702

VTD: KC 1703

VTD: KC 1704

VTD: KC 1705

VTD: KC 1706

VTD: KC 1707

VTD: KC 1708

VTD: KC 1709

VTD: KC 1710

VTD: KC 1711

VTD: KC 1712

VTD: KC 1713

VTD: KC 1714

VTD: KC 1801

VTD: KC 1802

VTD: KC 1803

VTD: KC 1804

VTD: KC 1805

VTD: KC 1806

VTD: KC 1807

VTD: KC 1808

VTD: KC 1809

VTD: KC 1810

VTD: KC 1811

VTD: KC 1812

VTD: KC 1813

VTD: KC 1814

VTD: KC 1815

VTD: KC 1816

VTD: KC 1901

VTD: KC 1902

VTD: KC 1903

VTD: KC 1904

VTD: KC 1905

VTD: KC 1906

VTD: KC 1907

VTD: KC 1908

VTD: KC 1909

VTD: KC 1910

VTD: KC 1911

VTD: KC 1912

VTD: KC 1913

VTD: KC 1914

VTD: KC 1915

VTD: KC 1916

VTD: KC 1917

VTD: KC 1918

VTD: KC 1919

VTD: KC 1920

VTD: KC 1921

VTD: KC 1922

VTD: KC 1923

VTD: KC 2001

VTD: KC 2002

VTD: KC 2003

VTD: KC 2004

VTD: KC 2005

VTD: KC 2006

VTD: KC 2007

VTD: KC 2008

VTD: KC 2009

VTD: KC 201

VTD: KC 2010

VTD: KC 202

VTD: KC 203

VTD: KC 204

VTD: KC 207

VTD: KC 208

VTD: KC 209

VTD: KC 210

VTD: KC 212

VTD: KC 213

VTD: KC 214

VTD: KC 215

VTD: KC 216

VTD: KC 217

VTD: KC 218

VTD: KC 2201

VTD: KC 2202

VTD: KC 2203

VTD: KC 2204

VTD: KC 2205

VTD: KC 2206

VTD: KC 2207

VTD: KC 2208

VTD: KC 2209

VTD: KC 2210

VTD: KC 2211

VTD: KC 2212

VTD: KC 2213

VTD: KC 2301

VTD: KC 2302

VTD: KC 2303

VTD: KC 2304

VTD: KC 2305

VTD: KC 2306

VTD: KC 2307

VTD: KC 2308

VTD: KC 2309

VTD: KC 2310

VTD: KC 2311

VTD: KC 2312

VTD: KC 2313

VTD: KC 2314

VTD: KC 2315

VTD: KC 2316

VTD: KC 2401

VTD: KC 2402

VTD: KC 2403

VTD: KC 2404

VTD: KC 2405

VTD: KC 2406

VTD: KC 2407

VTD: KC 2408

VTD: KC 2409

VTD: KC 2410

VTD: KC 2411

VTD: KC 2412

VTD: KC 2413

VTD: KC 2414

VTD: KC 2415

VTD: KC 2416

VTD: KC 2417

VTD: KC 2418

VTD: KC 2419

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VTD: KC 2421

VTD: KC 2422

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VTD: KC 2425

VTD: KC 2426

VTD: KC 2427

VTD: KC 2428

VTD: KC 2429

VTD: KC 2430

VTD: KC 2431

VTD: KC 2501

VTD: KC 2502

VTD: KC 2503

VTD: KC 2504

VTD: KC 2505

VTD: KC 2506

VTD: KC 2507

VTD: KC 2508

VTD: KC 2509

VTD: KC 2510

VTD: KC 2511

VTD: KC 2512

VTD: KC 2513

VTD: KC 2514

VTD: KC 2601

VTD: KC 2602

VTD: KC 2603

VTD: KC 2604

VTD: KC 2605

VTD: KC 2606

VTD: KC 2607

VTD: KC 2608

VTD: KC 2609

VTD: KC 2610

VTD: KC 2611

VTD: KC 2612

VTD: KC 2613

VTD: KC 301

VTD: KC 302

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VTD: KC 305

VTD: KC 306

VTD: KC 307

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VTD: KC 309

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VTD: KC 311

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VTD: KC 313

VTD: KC 314

VTD: KC 315

VTD: KC 316

VTD: KC 317

VTD: KC 318

VTD: KC 401

VTD: KC 402

VTD: KC 403

VTD: KC 404

VTD: KC 405

VTD: KC 406

VTD: KC 407

VTD: KC 408

VTD: KC 409

VTD: KC 410

VTD: KC 411

VTD: KC 501

VTD: KC 502

VTD: KC 503

VTD: KC 504

VTD: KC 505

VTD: KC 506

VTD: KC 507

VTD: KC 508

VTD: KC 509

VTD: KC 510

VTD: KC 511

VTD: KC 512

VTD: KC 513

VTD: KC 601

VTD: KC 602

VTD: KC 603

VTD: KC 604

VTD: KC 605

VTD: KC 606

VTD: KC 607

VTD: KC 608

VTD: KC 609

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VTD: KC 612

VTD: KC 613

VTD: KC 614

VTD: KC 615

VTD: KC 701

VTD: KC 702

VTD: KC 703

VTD: KC 704

VTD: KC 705

VTD: KC 706

VTD: KC 707

VTD: KC 708

VTD: KC 709

VTD: KC 710

VTD: KC 711

VTD: KC 712

VTD: KC 713

VTD: KC 714

VTD: KC 715

VTD: KC 716

VTD: KC 717

VTD: KC 718

VTD: KC 801

VTD: KC 802

VTD: KC 803

VTD: KC 804

VTD: KC 805

VTD: KC 806

VTD: KC 807

VTD: KC 808

VTD: KC 809

VTD: KC 811

VTD: KC 812

VTD: KC 813

VTD: KC 814

VTD: KC 815

VTD: KC 901

VTD: KC 902

VTD: KC 903

VTD: KC 904

VTD: KC 905

VTD: KC 906

VTD: KC 907

VTD: KC 908

VTD: KC 909

VTD: KC 910

VTD: KC 911

VTD: KC 913

VTD: KC WD13 PCT1302

VTD: KC WD2 PCT205

VTD: KC WD2 PCT206

VTD: KC WD2 PCT211

VTD: KC WD8 PCT810

VTD: KC1314

VTD: Prairie 01

VTD: Prairie 02

VTD: Prairie 03

VTD: Prairie 04

VTD: Prairie 05

VTD: Prairie 06

VTD: Prairie 07

VTD: Prairie 08

VTD: Prairie 09

VTD: Prairie 10

VTD: Prairie 11

VTD: Prairie 12

VTD: Prairie 13

VTD: Prairie 14

VTD: Prairie 15

VTD: Prairie 16

VTD: Prairie 17

VTD: Prairie 18

VTD: Prairie 19

VTD: Prairie 20

VTD: Prairie 21

VTD: Prairie 22

VTD: Prairie 23

VTD: Prairie 24

VTD: Prairie 25

VTD: Prairie 26

VTD: Prairie 27

VTD: Prairie 28

VTD: Prairie 29

VTD: Prairie 30

VTD: Prairie 31

VTD: Prairie 32

VTD: Prairie 33

VTD: Prairie 34

VTD: Prairie 35

VTD: Prairie 36

VTD: Prairie 37

VTD: Prairie 38

VTD: Prairie 39

VTD: Prairie 40

VTD: Prairie 41

VTD: Prairie 42

VTD: Prairie 43

VTD: Prairie 44

VTD: Prairie 45

VTD: Prairie 46

VTD: Prairie 47

VTD: Prairie 48

VTD: Prairie 49

VTD: Prairie 50

VTD: Prairie 51

VTD: Prairie 52

VTD: Prairie 53

VTD: Prairie 54

VTD: Prairie 55

VTD: Prairie 56

VTD: Prairie 57

VTD: Prairie 58

VTD: Prairie 59

VTD: Prairie 60

VTD: Prairie 61

VTD: Prairie 62

VTD: Prarie 63

VTD: Sni-A-Bar 01

VTD: Sni-A-Bar 02

VTD: Sni-A-Bar 03

VTD: Sni-A-Bar 04

VTD: Sni-A-Bar 05

Block: 290950148041021

Block: 290950148041022

Block: 290950148041023

Block: 290950148041024

Block: 290950148041025

Block: 290950148041026

Block: 290950148041027

Block: 290950148041028

Block: 290950148041030

Block: 290950148041031

Block: 290950148041032

Block: 290950148041033

Block: 290950148041034

Block: 290950148041035

Block: 290950148041036

Block: 290950148041037

Block: 290950148041038

Block: 290950148041041

Block: 290950148041045

Block: 290950148042000

Block: 290950148042001

Block: 290950148042002

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Block: 290950148042004

Block: 290950148042005

Block: 290950148042006

Block: 290950148042029

Block: 290950148042030

Block: 290959892001000

Block: 290959892001001

VTD: Sni-A-Bar 08

Block: 290950148042027

Block: 290950148042028

Block: 290950148061015

Block: 290950148061016

Block: 290950148061017

Block: 290950148061018

Block: 290950148062000

Block: 290950148062001

Block: 290950148062003

Block: 290950148062004

Block: 290950148062005

Block: 290950148062006

Block: 290950148062007

Block: 290950148062008

Block: 290950148062009

Block: 290950148062010

Block: 290950148062011

Block: 290950148062012

Block: 290950148062013

Block: 290950148062014

Block: 290950148062015

Block: 290950148063000

Block: 290950148063001

Block: 290950148063002

Block: 290950148063003

Block: 290950148063004

Block: 290950148063005

Block: 290950148063006

Block: 290950148063007

Block: 290950148063008

Block: 290950148063009

Block: 290950148063010

Block: 290959892001002

Block: 290959892001003

Block: 290959892001004

Block: 290959892001005

Block: 290959892001006

VTD: Sni-A-Bar 17

VTD: Sni-A-Bar 18

VTD: Sni-A-Bar 19

VTD: Sni-A-Bar 22

Block: 290950141262001

Block: 290950141262010

Block: 290950141262011

VTD: Sni-A-Bar 26

Block: 290950141252002

Block: 290950141262014

Block: 290950141262015

Block: 290950141262016

Block: 290950141262017

Block: 290950141262019

Block: 290950141262020

Block: 290950141262021

Block: 290950141262022

Block: 290950141262023

Block: 290950141262024

Block: 290950141262025

Block: 290959891001010

VTD: Sni-A-Bar 27

Block: 290950141252004

Block: 290950141252005

Block: 290950141252011

VTD: Sni-A-Bar 28

VTD: Sni-A-Bar 30

Block: 290950141214004

Block: 290950141215007

Block: 290950141215008

Block: 290950141215009

VTD: Sni-A-Bar 31

VTD: Sni-A-Bar 33

VTD: Sni-A-Bar 34

VTD: Sni-A-Bar 35

VTD: Sni-A-Bar 36

VTD: Van Buren 01

VTD: Van Buren 02

VTD: Van Buren 03

VTD: Van Buren 04

VTD: Van Buren 06

VTD: Van Buren 07

VTD: Van Buren 08

VTD: Van Buren 09

VTD: Van Buren 10

VTD: Van Buren 11

VTD: Van Buren 12

VTD: Van Buren 13

VTD: Van Buren 14

VTD: Van Buren 15

VTD: Van Buren 16

VTD: Van Buren 17

VTD: Van Buren 18

VTD: Van Buren 19

VTD: Washington 01

VTD: Washington 02

VTD: Washington 03

VTD: Washington 04

VTD: Washington 05

VTD: Washington 06

VTD: Washington 07

VTD: Washington 08

VTD: Washington 09

VTD: Washington 10

VTD: Washington 11

VTD: Washington 12

Section 128.466. The sixth congressional district shall be composed of the following:

County: Adair MO

County: Andrew MO

County: Atchison MO

County: Buchanan MO

County: Caldwell MO

County: Carroll MO

County: Chariton MO

County: Clark MO

County: Clay MO

VTD: Chou 8

VTD: FR 1

VTD: FR 2

VTD: FR 3

VTD: FR 4

VTD: FR 5

VTD: KC 21 Lib 1

VTD: KC 21 Lib 2

VTD: KC 21 Lib 3

VTD: KC 21 Lib 4

VTD: KC 21 Lib 5

VTD: KC 21 Lib 6

VTD: KC 21 Pl 1

Block: 290470213031000

Block: 290470213031001

Block: 290470213031002

Block: 290470213031003

Block: 290470213031004

Block: 290470213031005

Block: 290470213031006

Block: 290470213031007

Block: 290470213031008

Block: 290470213031009

Block: 290470213031010

Block: 290470213031011

Block: 290470213031012

Block: 290470213031013

Block: 290470213031014

Block: 290470213031015

Block: 290470213031016

Block: 290470213031017

Block: 290470213031020

Block: 290470213031021

Block: 290470213111000

Block: 290470213111001

Block: 290470213111002

Block: 290470213111003

Block: 290470213111004

Block: 290470213111005

Block: 290470213111006

Block: 290470213111009

Block: 290470213141000

Block: 290470213141001

Block: 290470213141002

Block: 290470213141003

Block: 290470213141004

Block: 290470213141005

Block: 290470213141006

Block: 290470213141007

Block: 290470213141008

Block: 290470213141009

Block: 290470213141015

Block: 290470213141016

Block: 290470213141018

Block: 290470213141020

Block: 290470213141021

Block: 290470213141029

Block: 290470213142000

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Block: 290470213142002

Block: 290470213142003

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Block: 290470213142005

Block: 290470213142006

Block: 290470213142007

Block: 290470213142008

Block: 290470213142009

Block: 290470213142010

Block: 290470213142011

Block: 290470213142012

Block: 290470213142013

Block: 290470213142017

Block: 290470213142018

Block: 290470213142019

Block: 290470213143000

Block: 290470213143001

Block: 290470213143002

Block: 290470213143003

Block: 290470213143004

Block: 290470213143005

Block: 290470213143006

Block: 290470213143007

Block: 290470213143008

Block: 290470213143009

Block: 290470213143010

Block: 290470213143011

Block: 290470213143012

Block: 290470213143013

Block: 290470213143014

Block: 290470213143015

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Block: 290470213143020

Block: 290470213143021

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Block: 290470213143036

Block: 290470213143037

Block: 290470213144000

Block: 290470213144001

Block: 290470219003037

Block: 290470219003038

Block: 290470219003039

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Block: 290470219003042

Block: 290470219003043

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Block: 290470219003045

Block: 290470219003046

Block: 290470219003047

Block: 290470219003051

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Block: 290470219003056

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Block: 290470219003058

Block: 290470219003061

Block: 290470219003062

Block: 290470219004039

Block: 290470219004040

Block: 290470219004042

Block: 290470219004043

Block: 290470219004044

Block: 290470219004048

Block: 290470219004049

Block: 290470219004050

Block: 290470219004051

Block: 290470219004052

Block: 290470219004053

Block: 290470219004054

Block: 290470219004055

Block: 290470219004059

Block: 290470219004064

Block: 290470219004065

VTD: KC 21-21

VTD: Kry 1

VTD: Kry 2

VTD: Kry 3

VTD: Kry 4

VTD: Lib 1

VTD: Lib 10

VTD: Lib 11

VTD: Lib 12

VTD: Lib 13

VTD: Lib 14

VTD: Lib 2

VTD: Lib 3

VTD: Lib 4

VTD: Lib 5

VTD: Lib 6

VTD: Lib 7

VTD: Lib 8

Block: 290470216021073

Block: 290470216021074

Block: 290470216021076

Block: 290470216021089

Block: 290470216021093

Block: 290470216021110

Block: 290470216021111

Block: 290470216021112

Block: 290470216021120

Block: 290470216022011

Block: 290470216022012

Block: 290470216022025

Block: 290470216022026

Block: 290470216022027

Block: 290470216022121

Block: 290470216022122

Block: 290470216022123

Block: 290470216022125

Block: 290470216022126

Block: 290470216022127

Block: 290470216022144

Block: 290470216022145

Block: 290470216022146

Block: 290470216022147

Block: 290470216022148

Block: 290470216022153

Block: 290470216022154

Block: 290470216022156

Block: 290470216022157

Block: 290470216022158

Block: 290470216022159

Block: 290470216022160

Block: 290470216022162

Block: 290470216022165

Block: 290470216022166

Block: 290470216022168

Block: 290470216022171

Block: 290470216022172

VTD: Lib 9

VTD: Pl 1

VTD: Pl 2

VTD: Pl 3

VTD: Wash 1

VTD: Wash 2

VTD: Wash 3

County: Clinton MO

County: Daviess MO

County: DeKalb MO

County: Gentry MO

County: Grundy MO

County: Harrison MO

County: Holt MO

County: Jackson MO

VTD: Blue 02-04

Block: 290950151002032

VTD: Blue 03-04

Block: 290950151002029

Block: 290950151002033

VTD: Blue 03-07

Block: 290950151001000

Block: 290950151001002

Block: 290950151001003

VTD: Blue 03-08

Block: 290950150001057

Block: 290950150001061

Block: 290950150001062

Block: 290950151001004

Block: 290950151001005

Block: 290950151001055

Block: 290950151001056

Block: 290950151001057

Block: 290950151001062

Block: 290950151001087

Block: 290950151001088

Block: 290950151001089

Block: 290950151001090

Block: 290950151002000

Block: 290950151002001

Block: 290950151002002

Block: 290950151002003

Block: 290950151002004

Block: 290950151002005

Block: 290950151002006

Block: 290950151002014

Block: 290950151002015

Block: 290950151002016

Block: 290950151002025

Block: 290950151002026

Block: 290950151002027

Block: 290950151002028

Block: 290950151002030

Block: 290950151002031

Block: 290950151003000

Block: 290950151003001

Block: 290950151003003

Block: 290950151003004

Block: 290950151003005

Block: 290950151003011

Block: 290950151003012

Block: 290950151003013

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Block: 290950151003015

Block: 290950151003016

Block: 290950151003018

Block: 290950151003019

Block: 290950151003020

Block: 290950151003021

Block: 290950151003022

VTD: Blue 03-09

VTD: Fort Osage 01

VTD: Fort Osage 02

VTD: Fort Osage 03

VTD: Fort Osage 04

VTD: Fort Osage 05

VTD: Fort Osage 06

VTD: Fort Osage 07

VTD: Fort Osage 08

VTD: Fort Osage 09

VTD: Fort Osage 10

VTD: Sni-A-Bar 05

Block: 290950149033005

Block: 290950149033007

Block: 290950149033008

Block: 290950149033009

Block: 290950149033010

Block: 290950149033012

VTD: Sni-A-Bar 06

VTD: Sni-A-Bar 07

VTD: Sni-A-Bar 08

Block: 290950148062002

VTD: Sni-A-Bar 09

VTD: Sni-A-Bar 10

VTD: Sni-A-Bar 11

VTD: Sni-A-Bar 12

VTD: Sni-A-Bar 13

VTD: Sni-A-Bar 14

VTD: Sni-A-Bar 16

Block: 290950141281001

Block: 290950141281002

Block: 290950141281003

Block: 290950141281004

Block: 290950141281005

Block: 290950141281008

Block: 290950141281009

Block: 290950141281010

Block: 290950141281017

Block: 290950141281018

Block: 290950141281019

Block: 290950141281020

Block: 290950141281024

Block: 290950141281025

Block: 290950141281026

Block: 290950141281027

Block: 290950141281029

Block: 290950141283000

VTD: Sni-A-Bar 32

Block: 290950141221009

VTD: Sni-A-Bar 39

Block: 290950140082009

Block: 290950140083000

VTD: Sni-A-Bar 40

VTD: Sni-A-Bar 41

VTD: Sni-A-Bar 42

VTD: Sni-A-Bar 43

VTD: Sni-A-Bar 46

VTD: Sni-A-Bar 50

VTD: Sni-A-Bar 51

VTD: Sni-A-Bar 83

County: Knox MO

County: Lafayette MO

VTD: Dover

Block: 291070902005024

Block: 291070902005025

VTD: Lexington Rural

Block: 291070901002053

Block: 291070901005016

Block: 291070901005017

Block: 291070901005018

Block: 291070901005019

Block: 291070901005020

Block: 291070901005021

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Block: 291070902004006

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Block: 291070902004014

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Block: 291070902004097

Block: 291070902004098

Block: 291070902004099

Block: 291070902004100

Block: 291070902004101

Block: 291070902004153

Block: 291070902004163

VTD: Lexington Wards No. 1 & 2

VTD: Lexington Wards No. 3 & 4

VTD: Napoleon

VTD: Wellington

Block: 291070901001000

Block: 291070901001001

Block: 291070901001002

Block: 291070901001003

Block: 291070901001004

Block: 291070901001005

Block: 291070901001006

Block: 291070901001007

Block: 291070901001008

Block: 291070901001009

Block: 291070901001010

Block: 291070901001011

Block: 291070901001012

Block: 291070901001013

Block: 291070901001014

Block: 291070901001015

Block: 291070901001016

Block: 291070901001017

Block: 291070901001018

Block: 291070901001019

Block: 291070901001020

Block: 291070901001021

Block: 291070901001022

Block: 291070901001023

Block: 291070901001024

Block: 291070901001025

Block: 291070901001026

Block: 291070901001027

Block: 291070901001028

Block: 291070901001029

Block: 291070901001030

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Block: 291070901001038

Block: 291070901001039

Block: 291070901001040

Block: 291070901001041

Block: 291070901001042

Block: 291070901001043

Block: 291070901001044

Block: 291070901001045

Block: 291070901001046

Block: 291070901001047

Block: 291070901001048

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Block: 291070901001058

Block: 291070901001059

Block: 291070901001060

Block: 291070901001061

Block: 291070901001062

Block: 291070901001063

Block: 291070901001064

Block: 291070901001065

Block: 291070901001066

Block: 291070901001067

Block: 291070901001068

Block: 291070901001069

Block: 291070901002000

Block: 291070901002001

Block: 291070901002002

Block: 291070901002003

Block: 291070901002004

Block: 291070901002005

Block: 291070901002006

Block: 291070901002007

Block: 291070901002008

Block: 291070901002009

Block: 291070901002010

Block: 291070901002011

Block: 291070901002012

Block: 291070901002013

Block: 291070901002014

Block: 291070901002015

Block: 291070901002016

Block: 291070901002017

Block: 291070901002018

Block: 291070901002019

Block: 291070901002020

Block: 291070901002021

Block: 291070901002022

Block: 291070901002023

Block: 291070901002024

Block: 291070901002025

Block: 291070901002026

Block: 291070901002044

Block: 291070901002048

Block: 291070901002049

Block: 291070901002050

Block: 291070901002051

Block: 291070901002065

Block: 291070901002066

Block: 291070901002067

Block: 291070901002068

Block: 291070901002069

Block: 291070901002070

Block: 291070901002071

Block: 291070901002072

Block: 291070901002073

Block: 291070901002074

Block: 291070901002075

Block: 291070901002076

Block: 291070901002084

Block: 291070901002085

Block: 291070901002106

Block: 291070901002107

Block: 291070901002108

Block: 291070901002126

Block: 291070901002127

Block: 291070901005038

Block: 291070901005084

Block: 291070901005089

County: Lewis MO

County: Lincoln MO

VTD: Birkhead

VTD: Briscoe

VTD: Brussels

VTD: Elsberry

VTD: Foley

VTD: Hawk Point

VTD: Millwood

VTD: New Hope

VTD: Old Monroe

VTD: Silex

VTD: Troy No. 1

Block: 291138103053000

Block: 291138103053001

Block: 291138103053002

Block: 291138103053003

Block: 291138103053004

Block: 291138103053005

Block: 291138103053006

Block: 291138103053007

Block: 291138103053008

Block: 291138103053009

Block: 291138103053010

Block: 291138103053011

Block: 291138103053012

Block: 291138103053013

Block: 291138103053014

Block: 291138103053015

Block: 291138103053016

Block: 291138103053017

Block: 291138103053018

Block: 291138103053019

Block: 291138103053020

Block: 291138103053021

Block: 291138103053022

Block: 291138103053023

Block: 291138103053024

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Block: 291138103053026

Block: 291138103053027

Block: 291138103053028

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Block: 291138103053030

Block: 291138103053031

Block: 291138103053032

Block: 291138103053033

Block: 291138103053034

Block: 291138103053035

Block: 291138103053036

Block: 291138103053037

Block: 291138103053039

Block: 291138103054000

Block: 291138103054001

Block: 291138103054003

Block: 291138103054004

Block: 291138103054005

Block: 291138103054006

Block: 291138103054012

Block: 291138103054013

Block: 291138103054014

Block: 291138103054015

Block: 291138103054016

Block: 291138103054017

Block: 291138103061035

Block: 291138103061036

Block: 291138103061042

Block: 291138103061043

Block: 291138103061045

Block: 291138103061046

Block: 291138103061047

Block: 291138103061053

Block: 291138103061056

Block: 291138103061057

Block: 291138103061059

Block: 291138103061060

Block: 291138103061061

Block: 291138103062000

Block: 291138103062001

Block: 291138103062002

Block: 291138103062003

Block: 291138103062004

Block: 291138103062005

Block: 291138103062006

Block: 291138103062009

Block: 291138103062012

Block: 291138103062013

Block: 291138103062014

Block: 291138103062015

Block: 291138103062016

Block: 291138103062017

Block: 291138103062018

Block: 291138103083000

Block: 291138103102002

Block: 291138103102003

Block: 291138103102004

Block: 291138103102005

Block: 291138103102010

Block: 291138103102011

Block: 291138103102012

VTD: Troy No. 2

VTD: Troy No. 3

Block: 291138102031009

Block: 291138102031010

Block: 291138102031011

Block: 291138102031012

Block: 291138102031013

Block: 291138102031014

Block: 291138102031027

Block: 291138102031029

Block: 291138102031030

Block: 291138102031031

Block: 291138102031032

Block: 291138102031033

Block: 291138102031035

Block: 291138102033000

Block: 291138102033001

Block: 291138102033002

Block: 291138102033003

Block: 291138102033004

Block: 291138102033005

Block: 291138102033006

Block: 291138102033007

Block: 291138102033008

Block: 291138102033009

Block: 291138102033010

Block: 291138102033011

Block: 291138102033012

Block: 291138102033013

Block: 291138102033014

Block: 291138102033015

Block: 291138102033016

Block: 291138102033017

Block: 291138103052012

Block: 291138103052013

Block: 291138103052014

Block: 291138103052015

Block: 291138103052016

Block: 291138103052017

Block: 291138103052018

Block: 291138103052019

Block: 291138103052020

Block: 291138103052023

Block: 291138103052024

Block: 291138103052025

Block: 291138103052026

Block: 291138103055032

Block: 291138103081000

Block: 291138103081001

Block: 291138103081002

Block: 291138103081009

Block: 291138103083001

Block: 291138103083002

Block: 291138103102006

VTD: Troy Rural

VTD: Whiteside

VTD: Winfield

County: Linn MO

County: Livingston MO

County: Macon MO

County: Marion MO

County: Mercer MO

County: Monroe MO

County: Nodaway MO

County: Pike MO

County: Platte MO

County: Putnam MO

County: Ralls MO

County: Randolph MO

County: Ray MO

County: Schuyler MO

County: Scotland MO

County: Shelby MO

County: Sullivan MO

County: Worth MO

Section 128.467. The seventh congressional district shall be composed of the following:

County: Barry MO

County: Barton MO

County: Christian MO

County: Dade MO

County: Greene MO

County: Jasper MO

County: Lawrence MO

County: McDonald MO

County: Newton MO

County: Stone MO

County: Taney MO

VTD: BOSTON CENTER

VTD: BRANSON 1

VTD: BRANSON 2

VTD: BRANSON 3

VTD: FORSYTH 1

Block: 292134802041000

Block: 292134802041001

Block: 292134802041002

Block: 292134802041003

Block: 292134802041034

Block: 292134802041035

Block: 292134804031000

Block: 292134804041029

Block: 292134804041030

VTD: HOLLISTER 1

VTD: HOLLISTER 2

Block: 292134803012036

Block: 292134803012037

Block: 292134803012038

Block: 292134803012039

Block: 292134803021038

Block: 292134803021039

Block: 292134803021040

Block: 292134803021041

Block: 292134803021042

Block: 292134803021043

Block: 292134803021044

Block: 292134803021045

Block: 292134803021046

Block: 292134803023000

Block: 292134803023001

Block: 292134803023002

Block: 292134803023003

Block: 292134803023006

Block: 292134803023007

Block: 292134803023008

Block: 292134803023009

Block: 292134803023010

Block: 292134803023011

Block: 292134803023012

Block: 292134803023013

Block: 292134803023014

Block: 292134803023015

Block: 292134803023016

Block: 292134803023017

Block: 292134803023018

Block: 292134803023019

Block: 292134803023020

Block: 292134803023021

Block: 292134803023022

Block: 292134803023023

Block: 292134803023024

Block: 292134803023025

Block: 292134803023026

Block: 292134803023029

Block: 292134803023030

Block: 292134803023031

Block: 292134803023032

Block: 292134803023035

Block: 292134803024001

Block: 292134803024002

Block: 292134803024003

Block: 292134803024004

Block: 292134803024005

Block: 292134803024007

Block: 292134803024008

Block: 292134803024009

Block: 292134803024010

Block: 292134803024011

Block: 292134803024012

Block: 292134803024013

Block: 292134803024014

Block: 292134803024015

Block: 292134803024017

Block: 292134803024018

Block: 292134803024019

Block: 292134803024020

Block: 292134803024021

Block: 292134803024022

Block: 292134803024023

Block: 292134803024024

Block: 292134803024025

Block: 292134803024026

Block: 292134803024027

Block: 292134803024028

Block: 292134803024029

Block: 292134803024030

Block: 292134803024031

Block: 292134803024032

Block: 292134803024033

Block: 292134803024034

Block: 292134803024035

Block: 292134805041000

Block: 292134805041001

Block: 292134805041002

Block: 292134805041003

Block: 292134805041004

Block: 292134805041005

Block: 292134805041006

Block: 292134805041007

Block: 292134805041008

Block: 292134805041009

Block: 292134805041010

Block: 292134805041011

Block: 292134805041012

Block: 292134805041013

Block: 292134805041014

Block: 292134805041015

Block: 292134805041016

Block: 292134805041017

Block: 292134805041018

Block: 292134805041019

Block: 292134805041020

Block: 292134805041021

Block: 292134805041022

Block: 292134805041023

Block: 292134805041024

Block: 292134805041025

Block: 292134805041026

Block: 292134805041027

Block: 292134805041028

Block: 292134805041029

Block: 292134805041030

Block: 292134805041031

Block: 292134805041032

Block: 292134805041033

Block: 292134805041034

Block: 292134805041035

Block: 292134805041036

Block: 292134805041037

Block: 292134805041038

Block: 292134805041039

Block: 292134805041040

Block: 292134805041041

Block: 292134805041042

Block: 292134805041043

Block: 292134805041044

Block: 292134805041045

Block: 292134805041046

Block: 292134805041047

Block: 292134805041048

Block: 292134805042000

Block: 292134805042001

Block: 292134805042002

Block: 292134805042003

Block: 292134805042004

Block: 292134805042005

Block: 292134805042006

Block: 292134805042007

Block: 292134805042008

Block: 292134805042009

Block: 292134805042010

Block: 292134805042011

Block: 292134805042012

Block: 292134805042013

Block: 292134805042014

Block: 292134805042015

Block: 292134805042016

Block: 292134805042017

Block: 292134805042018

Block: 292134805042019

Block: 292134805042020

Block: 292134805042021

Block: 292134805042022

Block: 292134805042023

Block: 292134805043000

Block: 292134805043007

Block: 292134805043015

Block: 292134805043016

Block: 292134805043035

Block: 292134805043036

Block: 292134805043037

Block: 292134805043038

Block: 292134805043039

Block: 292134805043040

VTD: HOLLISTER 3

VTD: KIRBYVILLE

Block: 292134803021054

Block: 292134803024000

VTD: MERRIAM WOODS

Block: 292134802032000

Block: 292134802032024

Block: 292134802033027

Block: 292134802041045

Block: 292134802041047

Block: 292134802041049

Block: 292134802041051

VTD: MT BRANSON

Block: 292134803012011

Block: 292134803012012

Block: 292134803012013

Block: 292134803012015

Block: 292134803012016

Block: 292134803012017

Block: 292134803012018

Block: 292134803012019

Block: 292134803012020

Block: 292134803012021

Block: 292134803012022

Block: 292134803012023

Block: 292134803012024

Block: 292134803012025

Block: 292134803012026

Block: 292134803012027

Block: 292134803012028

Block: 292134803012029

Block: 292134803012030

Block: 292134803012031

Block: 292134803012032

Block: 292134803012033

Block: 292134803012034

Block: 292134803012035

Block: 292134803012040

Block: 292134803012041

Block: 292134803012042

Block: 292134803012046

Block: 292134803012047

Block: 292134803012048

Block: 292134803012049

Block: 292134803012050

VTD: NORTH BRANSON

VTD: SKYLINE

VTD: WALNUT SHADE

Block: 292134802031085

Block: 292134802031086

Block: 292134802031087

Block: 292134802031088

Block: 292134802031089

Block: 292134802031090

Block: 292134802031091

Block: 292134802031092

Block: 292134802031093

Block: 292134802041004

Block: 292134802041005

Block: 292134802041006

Block: 292134802041007

Block: 292134802041008

Block: 292134802041009

Block: 292134802041010

Block: 292134802041011

Block: 292134802041012

Block: 292134802041013

Block: 292134802041014

Block: 292134802041015

Block: 292134802041016

Block: 292134802041017

Block: 292134802041018

Block: 292134802041019

Block: 292134802041020

Block: 292134802041021

Block: 292134802041022

Block: 292134802041023

Block: 292134802041024

Block: 292134802041025

Block: 292134802041026

Block: 292134802041027

Block: 292134802041028

Block: 292134802041029

Block: 292134802041030

Block: 292134802041031

Block: 292134802041032

Block: 292134802041033

Block: 292134802041037

Block: 292134802041038

Block: 292134802041039

Block: 292134802041042

Block: 292134802041043

Block: 292134802041044

Block: 292134802041046

Block: 292134802041048

Block: 292134802041050

Block: 292134802041052

Block: 292134802041053

Block: 292134802041054

Block: 292134802041055

Block: 292134802041056

Block: 292134802041057

Block: 292134802041058

Block: 292134802041059

Block: 292134802041060

Block: 292134802041061

Block: 292134802041062

Block: 292134802041063

Block: 292134802041064

Block: 292134802041065

Block: 292134802041066

Block: 292134802041067

Block: 292134802042000

Block: 292134802042001

Block: 292134802042002

Block: 292134802042003

Block: 292134802042004

Block: 292134802042005

Block: 292134802042006

Block: 292134802042007

Block: 292134802042008

Block: 292134802042009

Block: 292134802042010

Block: 292134802042011

Block: 292134802042012

Block: 292134802042013

Block: 292134802042014

Block: 292134802042015

Block: 292134802042016

Block: 292134802042017

Block: 292134802042018

Block: 292134802042019

Block: 292134802042020

Block: 292134802042021

Block: 292134802042022

Block: 292134802042023

Block: 292134802042024

Block: 292134802042038

Block: 292134802042039

Block: 292134802042040

Block: 292134802042041

Block: 292134802042042

Block: 292134802042046

Block: 292134802042047

Block: 292134802071006

Block: 292134802071008

County: Vernon MO

VTD: 1st Baptist Church

VTD: Bronaugh School

VTD: Courthouse

VTD: Deerfield Baptist Church

VTD: Harwood Town Hall

Block: 292179501002131

Block: 292179501002153

VTD: Home EC Building

VTD: Milo Fire Barn

VTD: Moundville Community Building

VTD: National Guard Armory

VTD: Sheldon Community Building

VTD: United Methodist Church

VTD: Virgil

VTD: Walker Community Building

Block: 292179501002092

Block: 292179501002116

Block: 292179501002117

Block: 292179501002118

Block: 292179501002123

Block: 292179501002124

Block: 292179501002125

Block: 292179501002126

Block: 292179501002128

Block: 292179501002129

Block: 292179501002130

Block: 292179501002150

Block: 292179501002160

VTD: YMCA

Section 128.468. The eighth congressional district shall be composed of the following:

County: Bollinger MO

County: Butler MO

County: Cape Girardeau MO

County: Carter MO

County: Crawford MO

County: Dent MO

County: Douglas MO

County: Dunklin MO

County: Howell MO

County: Iron MO

County: Madison MO

County: Mississippi MO

County: New Madrid MO

County: Oregon MO

County: Ozark MO

County: Pemiscot MO

County: Perry MO

County: Phelps MO

County: Pulaski MO

County: Reynolds MO

County: Ripley MO

County: Scott MO

County: Shannon MO

County: St. Francois MO

County: Ste. Genevieve MO

County: Stoddard MO

County: Taney MO

VTD: BRADLEYVILLE

VTD: CEDARCREEK

VTD: FORSYTH 1

Block: 292134802041036

Block: 292134802041040

Block: 292134802041041

Block: 292134804031001

Block: 292134804031002

Block: 292134804031003

Block: 292134804031004

Block: 292134804031005

Block: 292134804031006

Block: 292134804031007

Block: 292134804031008

Block: 292134804031009

Block: 292134804031010

Block: 292134804031011

Block: 292134804031012

Block: 292134804031013

Block: 292134804031014

Block: 292134804031015

Block: 292134804031016

Block: 292134804031020

Block: 292134804031021

Block: 292134804031023

Block: 292134804031024

Block: 292134804031027

Block: 292134804032000

Block: 292134804032001

Block: 292134804032002

Block: 292134804032003

Block: 292134804032004

Block: 292134804032005

Block: 292134804032006

Block: 292134804032007

Block: 292134804032009

Block: 292134804032010

Block: 292134804032013

Block: 292134804032015

Block: 292134804032017

Block: 292134804032020

Block: 292134804032021

Block: 292134804032022

Block: 292134804032043

Block: 292134804032047

Block: 292134804041010

Block: 292134804041011

Block: 292134804041012

Block: 292134804041013

Block: 292134804041022

Block: 292134804041025

Block: 292134804041026

Block: 292134804041027

Block: 292134804041028

Block: 292134804041032

Block: 292134804041038

Block: 292134804041055

Block: 292134804041059

Block: 292134804041060

Block: 292134804041062

Block: 292134804041065

Block: 292134804041067

Block: 292134804041069

Block: 292134804041073

Block: 292134804041074

Block: 292134804041075

Block: 292134804041076

Block: 292134804041077

Block: 292134804041078

Block: 292134804041079

Block: 292134804041080

Block: 292134804041081

Block: 292134804041082

Block: 292134804041083

Block: 292134804041084

Block: 292134804041085

Block: 292134804041093

Block: 292134804041094

Block: 292134804041095

Block: 292134804041096

Block: 292134804041097

Block: 292134804041098

Block: 292134804041104

Block: 292134804041105

Block: 292134804041106

Block: 292134804041109

VTD: FORSYTH 2

VTD: HOLLISTER 2

Block: 292134803023004

Block: 292134803023005

VTD: KIRBYVILLE

Block: 292134803011035

Block: 292134803011036

Block: 292134803011037

Block: 292134803011042

Block: 292134803011043

Block: 292134803011045

Block: 292134803011046

Block: 292134803011047

Block: 292134803011048

Block: 292134803011049

Block: 292134803011050

Block: 292134803011051

Block: 292134803011052

Block: 292134803011053

Block: 292134803011054

Block: 292134803011055

Block: 292134803011056

Block: 292134803011057

Block: 292134803011058

Block: 292134803011059

Block: 292134803011060

Block: 292134803011061

Block: 292134803011062

Block: 292134803012051

Block: 292134803013024

Block: 292134803013029

Block: 292134803013034

Block: 292134803013035

Block: 292134803013036

Block: 292134803013037

Block: 292134803013038

Block: 292134803013041

Block: 292134803013042

Block: 292134803013046

Block: 292134803013047

Block: 292134803013048

Block: 292134803013049

Block: 292134803013050

Block: 292134803021004

Block: 292134803021006

Block: 292134803021007

Block: 292134803021047

Block: 292134803021048

Block: 292134803021049

Block: 292134803021050

Block: 292134803021051

Block: 292134803021052

Block: 292134803021053

Block: 292134803021055

Block: 292134803021056

Block: 292134803021057

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Block: 292134803025001

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Block: 292134803025005

Block: 292134803025006

Block: 292134803025007

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Block: 292134803025010

Block: 292134803025011

Block: 292134803025012

Block: 292134803025013

Block: 292134803025014

Block: 292134803025015

Block: 292134803025016

Block: 292134803025017

VTD: KISSEE MILLS

VTD: Mark Twain

VTD: MERRIAM WOODS

Block: 292134802031000

Block: 292134802031001

Block: 292134802031002

Block: 292134802031003

Block: 292134802031005

Block: 292134802031007

Block: 292134802031009

Block: 292134802031010

Block: 292134802031011

Block: 292134802031012

Block: 292134802031013

Block: 292134802031014

Block: 292134802031015

Block: 292134802031016

Block: 292134802031017

Block: 292134802031018

Block: 292134802031019

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Block: 292134802031021

Block: 292134802031022

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Block: 292134802031025

Block: 292134802031026

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Block: 292134802031028

Block: 292134802031029

Block: 292134802031030

Block: 292134802031031

Block: 292134802031032

Block: 292134802031049

Block: 292134802031081

Block: 292134802031082

Block: 292134802031083

Block: 292134802032001

Block: 292134802032002

Block: 292134802032003

Block: 292134802032004

Block: 292134802032005

Block: 292134802032006

Block: 292134802032007

Block: 292134802032008

Block: 292134802032009

Block: 292134802032010

Block: 292134802032011

Block: 292134802032012

Block: 292134802032013

Block: 292134802032014

Block: 292134802032015

Block: 292134802032016

Block: 292134802032017

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Block: 292134802032019

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Block: 292134802032021

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Block: 292134802032026

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Block: 292134802032029

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Block: 292134802033044

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Block: 292134802033061

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Block: 292134802033067

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Block: 292134802033069

Block: 292134802033070

Block: 292134802033071

Block: 292134802033072

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Block: 292134802033074

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Block: 292134802033078

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Block: 292134802033080

Block: 292134802033081

Block: 292134802033082

Block: 292134802033083

Block: 292134802033084

Block: 292134802033085

Block: 292134802033086

Block: 292134802033087

Block: 292134802033091

Block: 292134802033092

Block: 292134802033102

VTD: MT BRANSON

Block: 292134802031075

Block: 292134802033103

Block: 292134803011000

Block: 292134803011001

Block: 292134803011002

Block: 292134803011003

Block: 292134803011004

Block: 292134803011005

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Block: 292134803011008

Block: 292134803011009

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Block: 292134803011011

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Block: 292134803011013

Block: 292134803011014

Block: 292134803011015

Block: 292134803011016

Block: 292134803011017

Block: 292134803011018

Block: 292134803011019

Block: 292134803011020

Block: 292134803011021

Block: 292134803011022

Block: 292134803011023

Block: 292134803011024

Block: 292134803011025

Block: 292134803011026

Block: 292134803011027

Block: 292134803011028

Block: 292134803011029

Block: 292134803011030

Block: 292134803011031

Block: 292134803011032

Block: 292134803011033

Block: 292134803011034

Block: 292134803011038

Block: 292134803011039

Block: 292134803011040

Block: 292134803011041

Block: 292134803011044

Block: 292134803012000

Block: 292134803012001

Block: 292134803012002

Block: 292134803012003

Block: 292134803012004

Block: 292134803012005

Block: 292134803012006

Block: 292134803012007

Block: 292134803012008

Block: 292134803012009

Block: 292134803012010

Block: 292134803012014

Block: 292134803012043

Block: 292134803012044

Block: 292134803012045

Block: 292134803013026

Block: 292134803013027

Block: 292134803013028

Block: 292134803013039

VTD: ROCKAWAY BEACH

VTD: TANEYVILLE

VTD: WALNUT SHADE

Block: 292134802031004

Block: 292134802031006

Block: 292134802031008

Block: 292134802031076

Block: 292134802032022

Block: 292134802032023

Block: 292134802033025

Block: 292134802033026

Block: 292134802033065

Block: 292134802071000

Block: 292134802071001

Block: 292134802071002

Block: 292134802071003

Block: 292134802071004

Block: 292134802071005

Block: 292134802071009

Block: 292134802071010

Block: 292134802071011

County: Texas MO

County: Washington MO

County: Wayne MO

County: Webster MO

County: Wright MO ".

Senator Rowden moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

Senator Schatz assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Crawford assumed the Chair.

Senator Bean assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Bean assumed the Chair.

Senator Cierpiot assumed the Chair.

Senator Bean assumed the Chair.

Senator Crawford assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

Senator Rowden moved that **SA 1** to **SA 2** be adopted, which motion prevailed on a standing division vote.

At the request of Senator Roberts, **SA 2** was withdrawn, rendering **SA 1** to **SA 2** moot.

Senator Roberts offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for House Committee Substitute for House Bill No. 2117, Pages 2-26, Section 128.461, by striking all of said section; and

Further amend said bill, Pages 26-66, Section 128.462, by striking all of said section and inserting in lieu thereof the following:

"**128.461. The first congressional district shall be composed of the following:**

County: St. Louis City MO

County: St. Louis MO

VTD: AP001

VTD: AP002

VTD: AP003

VTD: AP004

VTD: AP005

VTD: AP006

VTD: AP007

VTD: AP008

VTD: AP009

VTD: AP010

VTD: AP011

VTD: AP012

VTD: AP013

VTD: AP014

VTD: AP015

VTD: AP016

VTD: AP017

VTD: AP018

VTD: AP019

VTD: AP020

VTD: AP021

VTD: AP022

VTD: AP023

VTD: AP024

VTD: AP025

VTD: AP026

VTD: AP027

VTD: AP028

VTD: AP029

VTD: AP030

VTD: AP031

VTD: AP032

VTD: AP033

VTD: AP034

VTD: AP035

VTD: AP036

VTD: AP037

VTD: AP038

VTD: AP039

VTD: AP040

VTD: AP041

VTD: AP042

VTD: AP043

VTD: AP044

VTD: AP045

VTD: AP046

VTD: AP047

VTD: AP048

VTD: AP049

VTD: AP050

VTD: AP051

VTD: AP200

VTD: AP201

VTD: AP202

VTD: AP203

VTD: AP206

VTD: AP207

VTD: AP208

VTD: AP211

VTD: AP214

VTD: AP215

VTD: AP216

VTD: AP217

VTD: AP218

VTD: AP225

VTD: AP230

VTD: AP232

VTD: AP233

VTD: AP237

VTD: CC001

VTD: CC002

Block: 291892151021008

Block: 291892151023024

VTD: CC003

VTD: CC004

VTD: CC005

VTD: CC006

VTD: CC007

Block: 291892151021031

VTD: CC008

VTD: CC009

VTD: CC010

VTD: CC011

VTD: CC012

VTD: CC013

VTD: CC014

VTD: CC015

VTD: CC016

VTD: CC017

VTD: CC018

VTD: CC019

VTD: CC020

Block: 291892152012036

Block: 291892152012037

Block: 291892152012038

Block: 291892152012039

Block: 291892152012040

Block: 291892153021020

Block: 291892153021029

VTD: CC021

VTD: CC022

VTD: CC023

VTD: CC024

VTD: CC025

VTD: CC027

VTD: CC028

VTD: CC029

VTD: CC030

VTD: CC031

VTD: CC032

VTD: CC033

VTD: CC035

VTD: CC036

VTD: CC037

VTD: CC038

VTD: CC039

VTD: CC040

VTD: CC041

VTD: CC042

VTD: CC043

VTD: CC044

VTD: CC045

VTD: CC046

VTD: CC047

VTD: CC048

VTD: CC049

VTD: CC050

VTD: CC051

VTD: CC052

VTD: CC053

VTD: CC054

VTD: CC055

VTD: CC056

VTD: CC057

VTD: CC058

VTD: CC059

VTD: CC060

VTD: CC201

VTD: CC202

VTD: CC203

VTD: CC205

VTD: CC208

VTD: CC214

VTD: CC221

VTD: CLA001

VTD: CLA002

VTD: CLA003

VTD: CLA004

VTD: CLA005

VTD: CLA007

VTD: CLA008

VTD: CLA009

VTD: CLA011

VTD: CLA012

VTD: CLA013

VTD: CLA014

VTD: CLA016

VTD: CLA017

Block: 291892166003008

Block: 291892166003009

Block: 291892166003010

VTD: CLA019

Block: 291892166002001

Block: 291892166002002

Block: 291892166002003

Block: 291892166002004

Block: 291892166002005

Block: 291892166002015

Block: 291892166002016

Block: 291892166002017

Block: 291892166002018

Block: 291892166002019

Block: 291892166002020

Block: 291892166002021

Block: 291892166002022

Block: 291892166002023

Block: 291892166002024

Block: 291892166002025

VTD: CLA020

VTD: CLA024

VTD: CLA026

VTD: CLA027

Block: 291892166001006

VTD: CLA028

VTD: CLA029

VTD: CLA032

Block: 291892166001015

VTD: CLA043

VTD: CLA044

VTD: CLA047

VTD: CLA052

VTD: CLA203

VTD: FER001

VTD: FER002

VTD: FER003

VTD: FER004

VTD: FER005

VTD: FER006

VTD: FER007

VTD: FER008

VTD: FER009

VTD: FER010

VTD: FER011

VTD: FER012

VTD: FER013

VTD: FER014

VTD: FER015

VTD: FER016

VTD: FER017

VTD: FER018

VTD: FER019

VTD: FER020

VTD: FER021

VTD: FER022

VTD: FER023

VTD: FER024

VTD: FER025

VTD: FER026

VTD: FER027

VTD: FER028

VTD: FER029

VTD: FER030

VTD: FER031

VTD: FER032

VTD: FER033

VTD: FER034

VTD: FER035

VTD: FER036

VTD: FER037

VTD: FER038

VTD: FER039

VTD: FER040

VTD: FER041

VTD: FER042

VTD: FER043

VTD: FER044

VTD: FER045

VTD: FER046

VTD: FER206

VTD: FER207

VTD: FER208

VTD: FLO001

VTD: FLO002

VTD: FLO003

VTD: FLO004

VTD: FLO005

VTD: FLO006

VTD: FLO007

VTD: FLO008

VTD: FLO009

VTD: FLO010

VTD: FLO011

VTD: FLO012

VTD: FLO013

VTD: FLO014

VTD: FLO015

VTD: FLO016

VTD: FLO017

VTD: FLO018

VTD: FLO019

VTD: FLO020

VTD: FLO021

VTD: FLO022

VTD: FLO023

VTD: FLO024

VTD: FLO025

VTD: FLO026

VTD: FLO027

VTD: FLO028

VTD: FLO029

VTD: FLO030

VTD: FLO031

VTD: FLO200

VTD: FLO201

VTD: FLO205

VTD: FLO207

VTD: HAD001

VTD: HAD004

VTD: HAD005

VTD: HAD008

VTD: HAD009

VTD: HAD010

VTD: HAD011

VTD: HAD012

VTD: HAD013

VTD: HAD014

VTD: HAD015

VTD: HAD016

VTD: HAD017

VTD: HAD018

VTD: HAD020

VTD: HAD021

Block: 291892167001000

Block: 291892167001006

Block: 291892167001007

Block: 291892167001008

Block: 291892167001009

Block: 291892167001010

Block: 291892167001013

Block: 291892167002000

Block: 291892167002001

Block: 291892167002002

Block: 291892167002003

Block: 291892167002004

Block: 291892167002005

Block: 291892167002006

Block: 291892167002007

Block: 291892167002008

Block: 291892167002009

Block: 291892167002010

Block: 291892167002011

Block: 291892167002012

Block: 291892167002013

VTD: HAD022

Block: 291892168001018

Block: 291892168002004

Block: 291892168002005

VTD: HAD023

Block: 291892167001011

Block: 291892167001012

Block: 291892168001008

Block: 291892168001009

Block: 291892168001010

Block: 291892168001011

Block: 291892168001016

Block: 291892168001017

VTD: HAD026

Block: 291892167001001

Block: 291892167001002

Block: 291892167001003

Block: 291892167001004

Block: 291892167001005

VTD: HAD034

VTD: HAD035

VTD: LC001

VTD: LC002

VTD: LC003

VTD: LC004

VTD: LC005

VTD: LC006

VTD: LC007

VTD: LC008

VTD: LC009

VTD: LC010

VTD: LC011

VTD: LC012

VTD: LC013

VTD: LC014

VTD: LC015

VTD: LC016

VTD: LC017

VTD: LC018

VTD: LC019

VTD: LC020

VTD: LC021

VTD: LC022

VTD: LC023

VTD: LC024

VTD: LC025

VTD: LC026

VTD: LC027

VTD: LC028

VTD: LC029

VTD: LC030

VTD: LC031

VTD: LC032

VTD: LC033

VTD: LC200

VTD: LC203

VTD: LC204

VTD: LC209

VTD: MHT005

Block: 291892152332008

Block: 291892152332011

Block: 291892152332013

Block: 291892152332020

Block: 291892152333000

Block: 291892152333001

Block: 291892152333002

Block: 291892152333003

Block: 291892152333004

Block: 291892152333029

VTD: MHT006

VTD: MHT009

VTD: MHT012

VTD: MHT013

Block: 291892151021006

Block: 291892151023010

Block: 291892151023011

VTD: MHT014

Block: 291892150011007

Block: 291892150011008

Block: 291892150011009

Block: 291892150011010

Block: 291892150011011

Block: 291892150011012

Block: 291892150011013

Block: 291892150011014

Block: 291892150011015

Block: 291892150011016

Block: 291892150011017

Block: 291892150011018

Block: 291892150011019

Block: 291892150011022

Block: 291892150011023

Block: 291892150011024

Block: 291892150011025

Block: 291892150011052

Block: 291892150011053

Block: 291892150011054

Block: 291892150011057

Block: 291892150011058

Block: 291892150011059

Block: 291892150011062

Block: 291892150011063

Block: 291892150011064

Block: 291892150012000

Block: 291892150012002

Block: 291892150012003

Block: 291892150012004

Block: 291892150012005

Block: 291892150012006

Block: 291892150012009

Block: 291892150012010

Block: 291892150012011

Block: 291892150012012

Block: 291892150012013

Block: 291892150012014

Block: 291892150012015

Block: 291892150012016

Block: 291892150012017

Block: 291892150012018

Block: 291892150012019

Block: 291892150012020

Block: 291892150012021

Block: 291892150031002

Block: 291892150031003

Block: 291892150031004

Block: 291892151021000

Block: 291892151023000

VTD: MHT015

VTD: MHT017

VTD: MHT018

VTD: MHT020

VTD: MHT022

VTD: MHT025

Block: 291892151031014

Block: 291892151031022

Block: 291892151031024

VTD: MHT029

VTD: MHT030

Block: 291892151051010

Block: 291892151051023

Block: 291892151051032

Block: 291892151051033

Block: 291892151051035

Block: 291892151051037

Block: 291892151051038

Block: 291892151052000

Block: 291892151411012

Block: 291892151411013

Block: 291892151411016

Block: 291892151411017

Block: 291892151411037

Block: 291892151411043

Block: 291892151411044

VTD: MHT032

Block: 291892150011021

VTD: MHT035

Block: 291892152332012

Block: 291892152332014

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Block: 291892152333030

Block: 291892152333031

Block: 291892152341001

Block: 291892152341002

Block: 291892152341003

Block: 291892152341004

Block: 291892152341005

Block: 291892152341006

Block: 291892152341008

Block: 291892152341009

Block: 291892152341018

Block: 291892152341023

Block: 291892152341036

VTD: MHT036

Block: 291892151411009

Block: 291892151411010

Block: 291892151411011

Block: 291892151411021

Block: 291892151411022

Block: 291892151411023

Block: 291892151443004

Block: 291892151443005

Block: 291892151443007

Block: 291892151443008

Block: 291892151443009

Block: 291892151443010

Block: 291892151443011

Block: 291892151443012

Block: 291892151443014

VTD: MHT037

VTD: MHT038

Block: 291892151411018

Block: 291892151453001

Block: 291892151453002

Block: 291892151453003

Block: 291892151453004

Block: 291892151453005

Block: 291892151453016

Block: 291892151453017

VTD: MHT039

Block: 291892152341013

Block: 291892152341014

Block: 291892152341015

Block: 291892152341016

Block: 291892152341019

Block: 291892152341020

VTD: MHT041

VTD: MHT042

VTD: MHT046

VTD: MHT047

VTD: MHT048

VTD: MHT049

VTD: MHT050

VTD: MHT051

VTD: MHT052

Block: 291892151453008

Block: 291892151453014

Block: 291892151453015

VTD: MHT053

VTD: MHT054

VTD: MHT055

VTD: MHT056

Block: 291892152341022

Block: 291892152341024

Block: 291892152341025

Block: 291892152341026

Block: 291892152341027

Block: 291892152341031

Block: 291892152341032

Block: 291892152341033

Block: 291892152341034

Block: 291892152341035

Block: 291892152341037

VTD: MHT057

VTD: MHT058

Block: 291892151453010

Block: 291892151453013

VTD: MHT059

VTD: MHT200

VTD: MHT203

VTD: MHT206

VTD: MHT207

VTD: MHT208

VTD: MHT211

VTD: MHT212

VTD: MHT216

Block: 291892151411019

Block: 291892151411020

Block: 291892151453006

Block: 291892151453007

VTD: MHT219

VTD: MHT220

VTD: MHT223

VTD: MID001

VTD: MID002

VTD: MID003

VTD: MID004

VTD: MID005

VTD: MID006

VTD: MID007

VTD: MID008

VTD: MID009

VTD: MID010

VTD: MID011

VTD: MID012

VTD: MID013

VTD: MID014

VTD: MID015

VTD: MID016

VTD: MID017

VTD: MID018

VTD: MID019

VTD: MID020

VTD: MID021

VTD: MID022

VTD: MID023

VTD: MID024

VTD: MID025

VTD: MID026

VTD: MID027

VTD: MID028

VTD: MID029

VTD: MID030

VTD: MID031

VTD: MID032

VTD: MID033

VTD: MID034

VTD: MID035

VTD: MID036

VTD: MID037

VTD: MID038

VTD: MID039

VTD: MID040

VTD: MID041

VTD: MID042

VTD: MID043

VTD: MID044

VTD: MID045

VTD: MID046

VTD: MID047

VTD: MID048

VTD: MID049

VTD: MID050

VTD: MID051

VTD: MID052

VTD: MID053

VTD: MID054

VTD: MID055

VTD: MID056

VTD: MID057

VTD: MID058

VTD: MID059

VTD: MID060

VTD: MID061

VTD: MID200

VTD: MID201

VTD: MID202

VTD: MID204

VTD: MR056

Block: 291892153024013

Block: 291892153024020

VTD: NOR001

VTD: NOR002

VTD: NOR003

VTD: NOR004

VTD: NOR005

VTD: NOR006

VTD: NOR007

VTD: NOR008

VTD: NOR009

VTD: NOR010

VTD: NOR011

VTD: NOR012

VTD: NOR013

VTD: NOR014

VTD: NOR015

VTD: NOR016

VTD: NOR017

VTD: NOR018

VTD: NOR019

VTD: NOR020

VTD: NOR021

VTD: NOR022

VTD: NOR023

VTD: NOR024

VTD: NOR025

VTD: NOR026

VTD: NOR027

VTD: NOR028

VTD: NOR029

VTD: NOR030

VTD: NOR031

VTD: NOR032

VTD: NOR033

VTD: NOR034

VTD: NOR035

VTD: NOR036

VTD: NOR037

VTD: NOR038

VTD: NOR039

VTD: NOR040

VTD: NOR041

VTD: NOR042

VTD: NOR043

VTD: NOR044

VTD: NOR045

VTD: NOR046

VTD: NOR047

VTD: NOR048

VTD: NOR049

VTD: NOR050

VTD: NOR051

VTD: NOR052

VTD: NOR053

VTD: NOR054

VTD: NOR055

VTD: NOR056

VTD: NOR200

VTD: NOR201

VTD: NOR202

VTD: NOR203

VTD: NOR204

VTD: NOR208

VTD: NOR213

VTD: NOR218

VTD: NOR222

VTD: NRW001

VTD: NRW002

VTD: NRW003

VTD: NRW004

VTD: NRW005

VTD: NRW006

VTD: NRW007

VTD: NRW008

VTD: NRW009

VTD: NRW010

VTD: NRW011

VTD: NRW012

VTD: NRW013

VTD: NRW014

VTD: NRW015

VTD: NRW016

VTD: NRW017

VTD: NRW018

VTD: NRW019

VTD: NRW020

VTD: NRW021

VTD: NRW022

VTD: NRW023

VTD: NRW024

VTD: NRW025

VTD: NRW026

VTD: NRW027

VTD: NRW028

VTD: NRW029

VTD: NRW030

VTD: NRW031

VTD: NRW032

VTD: NRW033

VTD: NRW034

VTD: NRW035

VTD: NRW036

VTD: NRW037

VTD: NRW038

VTD: NRW039

VTD: NRW040

VTD: NRW041

VTD: NRW042

VTD: NRW043

VTD: NRW044

VTD: NRW045

VTD: NRW046

VTD: NRW047

VTD: NRW048

VTD: NRW049

VTD: NRW050

VTD: NRW051

VTD: NRW200

VTD: NRW201

VTD: NRW202

VTD: NRW203

VTD: NRW204

VTD: NRW205

VTD: NW001

VTD: NW002

VTD: NW003

VTD: NW004

VTD: NW005

VTD: NW006

VTD: NW007

VTD: NW008

VTD: NW009

VTD: NW010

VTD: NW011

VTD: NW012

VTD: NW013

VTD: NW014

VTD: NW015

VTD: NW016

VTD: NW017

VTD: NW018

VTD: NW019

VTD: NW020

VTD: NW021

VTD: NW022

VTD: NW023

VTD: NW024

VTD: NW025

VTD: NW026

VTD: NW027

VTD: NW028

VTD: NW029

VTD: NW030

VTD: NW031

VTD: NW032

VTD: NW033

VTD: NW034

VTD: NW035

VTD: NW036

VTD: NW037

VTD: NW038

VTD: NW039

VTD: NW040

VTD: NW041

VTD: NW042

VTD: NW043

VTD: NW044

VTD: NW045

VTD: NW046

VTD: NW047

VTD: NW048

VTD: NW049

VTD: NW050

VTD: NW051

VTD: NW052

VTD: NW200

VTD: NW201

VTD: NW202

VTD: NW203

VTD: NW204

VTD: NW205

VTD: NW206

VTD: NW207

VTD: NW208

VTD: NW209

VTD: NW210

VTD: NW211

VTD: NW212

VTD: NW213

VTD: NW214

VTD: NW215

VTD: NW216

VTD: NW217

VTD: NW219

VTD: NW220

VTD: NW224

VTD: NW225

VTD: NW226

VTD: NW227

VTD: NW229

VTD: SF001

VTD: SF002

VTD: SF003

VTD: SF004

VTD: SF005

VTD: SF006

VTD: SF007

VTD: SF008

VTD: SF009

VTD: SF010

VTD: SF011

VTD: SF012

VTD: SF013

VTD: SF014

VTD: SF015

VTD: SF016

VTD: SF017

VTD: SF018

VTD: SF019

VTD: SF020

VTD: SF021

VTD: SF022

VTD: SF023

VTD: SF024

VTD: SF025

VTD: SF026

VTD: SF027

VTD: SF028

VTD: SF029

VTD: SF030

VTD: SF031

VTD: SF032

VTD: SF033

VTD: SF034

VTD: SF035

VTD: SF200

VTD: SPL001

VTD: SPL002

VTD: SPL003

VTD: SPL004

VTD: SPL005

VTD: SPL006

VTD: SPL007

VTD: SPL008

VTD: SPL009

VTD: SPL010

VTD: SPL011

VTD: SPL012

VTD: SPL013

VTD: SPL014

VTD: SPL015

VTD: SPL016

VTD: SPL017

VTD: SPL018

VTD: SPL019

VTD: SPL020

VTD: SPL021

VTD: SPL022

VTD: SPL023

VTD: SPL024

VTD: SPL025

VTD: SPL026

VTD: SPL027

VTD: SPL028

VTD: SPL201

VTD: SPL202

VTD: SPL207

VTD: SPL208

VTD: UNV001

VTD: UNV002

VTD: UNV003

VTD: UNV004

VTD: UNV005

VTD: UNV006

VTD: UNV007

VTD: UNV008

VTD: UNV009

VTD: UNV010

VTD: UNV011

VTD: UNV012

VTD: UNV013

VTD: UNV014

VTD: UNV015

VTD: UNV016

VTD: UNV017

VTD: UNV018

VTD: UNV019

VTD: UNV020

VTD: UNV021

VTD: UNV022

VTD: UNV023

VTD: UNV024

VTD: UNV025

VTD: UNV026

VTD: UNV027

VTD: UNV028

VTD: UNV029

VTD: UNV030

VTD: UNV031

VTD: UNV032

VTD: UNV033

VTD: UNV034

VTD: UNV035

VTD: UNV036

VTD: UNV037

VTD: UNV038

VTD: UNV039

VTD: UNV040

VTD: UNV041

VTD: UNV042

VTD: UNV043

VTD: UNV045

VTD: UNV201

VTD: UNV202

VTD: UNV205

VTD: UNV206

VTD: UNV208

128.462. The second congressional district shall be composed of the following:

County: St. Charles MO

VTD: All Saints

VTD: Amber Meadows

VTD: Arlington

Block: 291833111462017

Block: 291833111484000

VTD: Aspen

VTD: Augusta

VTD: Bayfield

VTD: Bryan

VTD: Callaway

VTD: Canvas Cove

VTD: Carriage Hills

VTD: Civic

VTD: Claybrook

VTD: Coachman

VTD: Community

Block: 291833121922012

Block: 291833121922035

Block: 291833121922036

Block: 291833121922037

Block: 291833121922038

Block: 291833121922040

Block: 291833121922043

Block: 291833121922044

Block: 291833121922045

Block: 291833121922046

VTD: Cottleville

VTD: Country Hill

Block: 291833113111000

Block: 291833113111001

Block: 291833113111002

Block: 291833113111003

Block: 291833113111006

Block: 291833113111007

Block: 291833113111008

Block: 291833113111009

Block: 291833113111010

Block: 291833113111011

Block: 291833113111012

Block: 291833113111014

Block: 291833113111015

Block: 291833113111016

Block: 291833113111017

Block: 291833113111018

Block: 291833113111019

Block: 291833113111020

Block: 291833113111025

Block: 291833113111026

Block: 291833113111027

Block: 291833113111028

Block: 291833113111029

Block: 291833113111030

Block: 291833113111031

Block: 291833113111032

Block: 291833113111033

Block: 291833113112010

Block: 291833113112011

VTD: Delmar

VTD: Discovery

VTD: DuVall

VTD: Elks

VTD: Fairmount

Block: 291833112941013

Block: 291833113912000

Block: 291833113912001

Block: 291833113912002

Block: 291833113912003

Block: 291833113912004

Block: 291833113913000

Block: 291833113913001

Block: 291833113913002

Block: 291833113913003

Block: 291833113913004

Block: 291833113913005

Block: 291833113913006

Block: 291833113913007

Block: 291833113913008

Block: 291833113913009

Block: 291833113913010

Block: 291833113913011

VTD: Feise

VTD: Fieldcrest

VTD: Fox

VTD: Freymuth

VTD: Glengate

VTD: Graybridge

Block: 291833112942021

Block: 291833112942023

Block: 291833112942024

Block: 291833112942025

Block: 291833112942026

VTD: Green Forest

VTD: Harmony

VTD: Harvester

VTD: Hawk Ridge

VTD: Heritage

Block: 291833111462010

Block: 291833111462011

Block: 291833111462014

Block: 291833111462015

VTD: Highgrove

Block: 291833116031000

Block: 291833116031007

Block: 291833116031008

Block: 291833116032008

Block: 291833116032009

Block: 291833116032010

Block: 291833116041000

Block: 291833116041001

Block: 291833116041002

Block: 291833116041003

Block: 291833116041004

Block: 291833116041005

Block: 291833116041006

Block: 291833116041007

Block: 291833116041008

Block: 291833116041009

Block: 291833116041010

Block: 291833116041011

Block: 291833116043000

Block: 291833116043001

Block: 291833116043002

Block: 291833116043003

Block: 291833116043004

Block: 291833116043005

Block: 291833116043006

Block: 291833116043007

Block: 291833116043008

Block: 291833118011000

Block: 291833118011001

Block: 291833118011002

Block: 291833118011003

Block: 291833118011004

Block: 291833118011005

Block: 291833118011025

Block: 291833118011026

Block: 291833118013021

Block: 291833118013030

Block: 291833118024003

VTD: Hillcrest

VTD: Hopewell

VTD: Katy Trail

Block: 291833110011043

Block: 291833110011044

Block: 291833110011045

Block: 291833110011053

Block: 291833110011055

Block: 291833110011056

Block: 291833111451008

Block: 291833111451009

Block: 291833111451010

Block: 291833111451011

Block: 291833111451012

Block: 291833111451013

Block: 291833111451014

Block: 291833111451016

Block: 291833111452002

Block: 291833111452004

Block: 291833111452009

Block: 291833111453001

Block: 291833111453003

Block: 291833111453004

Block: 291833111453005

Block: 291833111453006

Block: 291833111453007

Block: 291833111453010

Block: 291833111453011

Block: 291833111453013

Block: 291833111453014

Block: 291833111453015

Block: 291833111453016

Block: 291833111453017

Block: 291833111453018

Block: 291833111461008

Block: 291833111462020

Block: 291833111471009

Block: 291833111471010

Block: 291833111471011

Block: 291833111472002

Block: 291833111472003

Block: 291833111472004

Block: 291833111472005

Block: 291833111472006

Block: 291833111472007

Block: 291833111472008

Block: 291833111472009

Block: 291833111472013

Block: 291833111481000

Block: 291833111481001

Block: 291833111481002

Block: 291833111481003

Block: 291833111481006

Block: 291833111481007

Block: 291833111482000

Block: 291833111482001

Block: 291833111482002

Block: 291833111482003

Block: 291833111483012

Block: 291833111484001

Block: 291833111484002

Block: 291833111484003

Block: 291833111484007

Block: 291833111484008

VTD: Keystone

VTD: Lakes

VTD: Laura Hill

VTD: Meadow Valley

VTD: Montbrook

VTD: Monticello

VTD: Morningside

Block: 291833116023000

Block: 291833116023001

Block: 291833116023002

Block: 291833116023003

Block: 291833116023004

Block: 291833116023005

Block: 291833116023008

Block: 291833116023009

Block: 291833116023011

Block: 291833116023012

Block: 291833116031002

Block: 291833116031003

Block: 291833116031004

Block: 291833116031005

Block: 291833116031006

Block: 291833116031009

Block: 291833116031010

Block: 291833116031011

Block: 291833116031017

Block: 291833116031018

Block: 291833118024000

Block: 291833118024001

Block: 291833118024002

Block: 291833118024004

Block: 291833118024005

Block: 291833118024006

Block: 291833118024007

Block: 291833118024008

Block: 291833118024009

Block: 291833118024010

Block: 291833118024011

VTD: Mount Hope

VTD: New Melle

VTD: Normandy

Block: 291833119031002

Block: 291833119031004

Block: 291833119031005

Block: 291833119031006

Block: 291833119031007

Block: 291833119031008

Block: 291833119031009

Block: 291833119031011

Block: 291833119031012

Block: 291833119031013

Block: 291833119031027

Block: 291833119032000

Block: 291833119032001

Block: 291833119032002

Block: 291833119032003

Block: 291833119032004

Block: 291833119032005

Block: 291833119032006

Block: 291833119032007

Block: 291833119032008

Block: 291833119032009

Block: 291833119032010

Block: 291833119032011

Block: 291833119033002

Block: 291833119033003

Block: 291833119033004

Block: 291833119033005

Block: 291833119033006

Block: 291833119033007

Block: 291833119033008

Block: 291833119033009

Block: 291833119033010

Block: 291833119033011

Block: 291833119034020

Block: 291833119034021

Block: 291833119034022

Block: 291833119034023

Block: 291833119034026

Block: 291833119091007

Block: 291833119092000

Block: 291833119092002

VTD: Oaks

VTD: Parkwood

VTD: Patriot

VTD: Phoenix

VTD: Pioneer

Block: 291833120032075

Block: 291833120032078

Block: 291833120032082

Block: 291833120032083

Block: 291833120032093

Block: 291833120032094

Block: 291833120032095

Block: 291833121921034

Block: 291833121921035

Block: 291833121921036

Block: 291833121921037

Block: 291833121921038

Block: 291833121921039

Block: 291833121921040

Block: 291833121921041

Block: 291833121921042

Block: 291833121921043

Block: 291833121921044

Block: 291833121921045

Block: 291833121921046

Block: 291833121921047

Block: 291833121921048

Block: 291833121921049

Block: 291833121922025

Block: 291833121922026

Block: 291833121922027

Block: 291833121922028

Block: 291833121922029

Block: 291833121922030

Block: 291833121922033

Block: 291833121922034

Block: 291833121922039

Block: 291833121922041

Block: 291833121922042

Block: 291833121922047

VTD: Pitman

VTD: Rabbit Run

VTD: Regatta Bay

VTD: Ridgepoint

VTD: River Bend

VTD: Salt Lick

VTD: Shadow Creek

VTD: Shoshone

VTD: St. Jude

VTD: St. Marys

Block: 291833124002007

Block: 291833124002027

Block: 291833124002028

Block: 291833124002029

Block: 291833124002030

VTD: Starbuck

VTD: Summerset

VTD: Sunny Hill

VTD: Sycamore

VTD: Timberwood

VTD: Turtle Creek

VTD: Twin Chimneys

VTD: Twin Oaks

VTD: Washington

Block: 291833111462016

VTD: Weldon Spring

VTD: Westfield

VTD: Wheatfield

VTD: Whitmoor

VTD: Windcastle

VTD: Winds

VTD: Wolfrum

VTD: Woodcliff

VTD: Woodglen

VTD: Woodstream

County: St. Louis MO

VTD: BON001

VTD: BON002

VTD: BON003

VTD: BON004

VTD: BON005

VTD: BON006

VTD: BON007

VTD: BON008

VTD: BON009

VTD: BON010

VTD: BON011

VTD: BON012

VTD: BON013

VTD: BON014

VTD: BON015

VTD: BON016

VTD: BON017

VTD: BON018

VTD: BON019

VTD: BON020

VTD: BON021

VTD: BON022

VTD: BON023

VTD: BON024

VTD: BON025

VTD: BON026

VTD: BON027

VTD: BON028

VTD: BON029

VTD: BON030

VTD: BON031

VTD: BON032

VTD: BON033

VTD: BON034

VTD: BON035

VTD: BON036

VTD: BON037

VTD: BON038

VTD: BON039

VTD: BON040

VTD: BON200

VTD: BON202

VTD: BON203

VTD: BON205

VTD: BON206

VTD: BON207

VTD: BON208

VTD: BON210

VTD: BON211

VTD: CC002

Block: 291892151021009

Block: 291892151021011

Block: 291892151021012

Block: 291892151021014

Block: 291892151021016

Block: 291892151021017

Block: 291892151021027

VTD: CC007

Block: 291892151021010

Block: 291892151021013

Block: 291892151021015

Block: 291892151021018

Block: 291892151021026

Block: 291892151021032

Block: 291892151021033

Block: 291892151021034

Block: 291892151021035

Block: 291892151021040

VTD: CC020

Block: 291892153024014

Block: 291892153024015

Block: 291892153024016

Block: 291892153024017

Block: 291892153024018

Block: 291892153024019

Block: 291892153024024

Block: 291892153024029

Block: 291892177011000

Block: 291892177011001

Block: 291892177011005

Block: 291892177011010

Block: 291892177011011

Block: 291892177011012

Block: 291892177011013

Block: 291892177011018

Block: 291892177011021

Block: 291892177011028

Block: 291892177011029

Block: 291892177012000

Block: 291892177012001

Block: 291892177012002

Block: 291892177012003

Block: 291892177012004

Block: 291892177012005

Block: 291892177012006

VTD: CC026

VTD: CC034

VTD: CHE001

VTD: CHE002

VTD: CHE003

VTD: CHE004

VTD: CHE005

VTD: CHE006

VTD: CHE007

VTD: CHE008

VTD: CHE009

VTD: CHE010

VTD: CHE011

VTD: CHE012

VTD: CHE013

VTD: CHE014

VTD: CHE015

VTD: CHE016

VTD: CHE017

VTD: CHE018

VTD: CHE019

VTD: CHE020

VTD: CHE021

VTD: CHE022

VTD: CHE023

VTD: CHE024

VTD: CHE025

VTD: CHE026

VTD: CHE027

VTD: CHE028

VTD: CHE029

VTD: CHE030

VTD: CHE031

VTD: CHE032

VTD: CHE033

VTD: CHE034

VTD: CHE035

VTD: CHE036

VTD: CHE037

VTD: CHE038

VTD: CHE039

VTD: CHE040

VTD: CHE041

VTD: CHE042

VTD: CHE043

VTD: CHE044

VTD: CHE045

VTD: CHE046

VTD: CHE047

VTD: CHE048

VTD: CHE049

VTD: CHE050

VTD: CHE051

VTD: CHE052

VTD: CHE053

VTD: CHE054

VTD: CHE055

VTD: CHE057

VTD: CHE200

VTD: CHE203

VTD: CHE212

VTD: CHE214

VTD: CHE215

VTD: CLA006

VTD: CLA010

VTD: CLA015

VTD: CLA017

Block: 291892173002000

Block: 291892173002005

VTD: CLA019

Block: 291892166002013

Block: 291892166002014

Block: 291892173002001

Block: 291892173002002

Block: 291892173002003

Block: 291892173002004

VTD: CLA021

VTD: CLA022

VTD: CLA023

VTD: CLA025

VTD: CLA027

Block: 291892166001011

Block: 291892166001012

Block: 291892166001013

Block: 291892166002010

Block: 291892166002011

Block: 291892166002012

Block: 291892174001004

Block: 291892174001011

Block: 291892174001012

VTD: CLA030

VTD: CLA031

VTD: CLA032

Block: 291892174001002

Block: 291892174001003

Block: 291892174001005

Block: 291892174001006

Block: 291892174001007

Block: 291892174001008

Block: 291892174001009

Block: 291892174001010

Block: 291892174001013

Block: 291892174001017

Block: 291892174001018

Block: 291892174001019

VTD: CLA033

VTD: CLA034

VTD: CLA035

VTD: CLA036

VTD: CLA037

VTD: CLA038

VTD: CLA039

VTD: CLA040

VTD: CLA041

VTD: CLA042

VTD: CLA045

VTD: CLA046

VTD: CLA049

VTD: CLA050

VTD: CLA051

VTD: CLA200

VTD: CLA201

VTD: CLA202

VTD: CLA205

VTD: CLA206

VTD: CON001

VTD: CON002

VTD: CON003

VTD: CON004

VTD: CON005

VTD: CON006

VTD: CON007

VTD: CON008

VTD: CON009

VTD: CON010

VTD: CON011

VTD: CON012

VTD: CON013

VTD: CON014

VTD: CON015

VTD: CON016

VTD: CON017

VTD: CON018

VTD: CON019

VTD: CON020

VTD: CON021

VTD: CON022

VTD: CON023

VTD: CON024

VTD: CON025

VTD: CON026

VTD: CON027

VTD: CON028

VTD: CON029

VTD: CON030

VTD: CON031

VTD: CON032

VTD: CON033

VTD: CON034

VTD: CON035

VTD: CON036

VTD: CON037

VTD: CON038

VTD: CON039

VTD: CON040

VTD: CON041

VTD: CON042

VTD: CON043

VTD: CON044

VTD: CON045

VTD: CON046

VTD: CON047

VTD: CON048

VTD: CON049

VTD: CON050

VTD: CON051

VTD: CON052

VTD: CON053

VTD: CON200

VTD: CON202

VTD: CON204

VTD: CON205

VTD: CON206

VTD: CON212

VTD: CON213

VTD: GRA001

VTD: GRA002

VTD: GRA003

VTD: GRA004

VTD: GRA005

VTD: GRA006

VTD: GRA007

VTD: GRA008

VTD: GRA009

VTD: GRA010

VTD: GRA011

VTD: GRA012

VTD: GRA013

VTD: GRA014

VTD: GRA015

VTD: GRA016

VTD: GRA017

VTD: GRA018

VTD: GRA019

VTD: GRA020

VTD: GRA021

VTD: GRA022

VTD: GRA023

VTD: GRA024

VTD: GRA025

VTD: GRA026

VTD: GRA027

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VTD: GRA209

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VTD: HAD002

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VTD: HAD021

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VTD: HAD022

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Block: 291892168001019

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Block: 291892168002006

Block: 291892168002007

Block: 291892168002008

Block: 291892168002009

Block: 291892168002010

Block: 291892168003010

Block: 291892168003011

VTD: HAD023

Block: 291892167003000

Block: 291892167003001

Block: 291892167003002

Block: 291892168001012

Block: 291892168001015

VTD: HAD024

VTD: HAD025

VTD: HAD026

Block: 291892167004002

VTD: HAD027

VTD: HAD028

VTD: HAD029

VTD: HAD030

VTD: HAD031

VTD: HAD032

VTD: HAD033

VTD: HAD200

VTD: JEF001

VTD: JEF002

VTD: JEF003

VTD: JEF004

VTD: JEF005

VTD: JEF006

VTD: JEF007

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VTD: JEF036

VTD: JEF037

VTD: JEF200

VTD: JEF202

VTD: LAF001

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VTD: LAF003

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VTD: MER006

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Block: 291892152333010

Block: 291892152333011

Block: 291892152333012

Block: 291892152333013

Block: 291892152333014

Block: 291892152333015

Block: 291892152333016

Block: 291892152333018

Block: 291892152333019

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Block: 291892152333021

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VTD: MHT010

VTD: MHT011

VTD: MHT013

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VTD: MHT019

VTD: MHT021

VTD: MHT023

VTD: MHT024

VTD: MHT025

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Block: 291892151031008

Block: 291892151031009

Block: 291892151031010

Block: 291892151031011

Block: 291892151031012

Block: 291892151031013

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Block: 291892151031018

Block: 291892151031019

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Block: 291892151031021

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Block: 291892151413005

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VTD: MHT027

VTD: MHT028

VTD: MHT030

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Block: 291892151051012

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Block: 291892151051014

Block: 291892151051015

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Block: 291892151051036

Block: 291892151052006

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VTD: MHT032

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Block: 291892151461006

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Block: 291892151462002

VTD: MHT033

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VTD: MHT035

Block: 291892152333008

Block: 291892152333017

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Block: 291892152333027

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VTD: MHT038

Block: 291892151454004

VTD: MHT039

Block: 291892152341012

Block: 291892152341021

VTD: MHT040

VTD: MHT043

VTD: MHT044

VTD: MHT045

VTD: MHT052

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VTD: MHT056

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Block: 291892152362023

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Block: 291892178533000

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VTD: MHT213

VTD: MHT214

VTD: MHT216

Block: 291892151411025

Block: 291892151454000

VTD: MHT222

VTD: MR001

VTD: MR002

VTD: MR003

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VTD: MR057

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VTD: MR213

VTD: OAK001

VTD: OAK002

VTD: OAK003

VTD: OAK004

VTD: OAK005

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VTD: OAK007

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Senator Roberts moved that the above amendment be adopted.

Senator Bean assumed the Chair.

At the request of Senator Bernskoetter, **HCS** for **HB 2117**, with **SS** and **SA 3** (pending), was placed on the Informal Calendar.

On motion of Senator Rowden, the Senate recessed until 7:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

Senator Bean assumed the Chair.

Senator Bernskoetter moved that **HCS** for **HB 2117**, with **SS** and **SA 3** (pending), be called from the Informal Calendar, which motion prevailed.

At the request of Senator Bernskoetter, **SS** for **HCS** for **HB 2117** was withdrawn, rendering **SA 3** moot.

Senator Hough assumed the Chair.

Senator Onder offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend House Committee Substitute for House Bill No. 2117, Page 2, Section 128.348, Line 4, by inserting after "2." the following: "**Beginning on August 28, 2022, and**".

Senator Onder moved that the above amendment be adopted.

RESOLUTIONS

Senator Hough offered Senate Resolution No. 541, regarding Karen Kramer, Springfield, which was adopted.

INTRODUCTION OF GUESTS

Senator Burlison introduced to the Senate, John Battaglia, Ozark.

On motion of Senator Rowden, the Senate adjourned until 12:00 p.m., Wednesday, February 9, 2022, which placed **HCS** for **HB 2117**, with **SA 1** (pending), on the Informal Calendar.

SENATE CALENDAR

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SEVENTEENTH DAY–WEDNESDAY, FEBRUARY 9, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean

SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel

SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin

SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel

HOUSE BILLS ON SECOND READING

HCS for HB 1720
HB 2162-Deaton

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel

SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 31-Bean
SCR 32-Eigel

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTEENTH DAY—WEDNESDAY, FEBRUARY 9, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Meet the world with the fullness of your being and you shall meet God." (Martin Buber)

Heavenly Father, we pray this day that we use our whole being in the work we do this day. We pray that we embrace the joy of living fully that all we encounter will know we are truly people who know You, our God. And we pray that our actions are in keeping with Your teaching and that they may be part of our code of honor by which we seek to live. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read in part.

Senator Onder offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Journal of the Senate, Second Regular Session, Sixteenth Day, Monday, February 7, 2022, Page 216, Line 5, by inserting after "President" the following: "Michael".

Senator Onder moved that the above amendment be adopted.

Senator Onder offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to the Journal of the Senate, Page 1, Line 2, by striking "Michael" and inserting in lieu thereof the following: "Mike".

Senator Onder moved that the above amendment be adopted.

Senator Eslinger assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Rowden assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Hough assumed the Chair.

Photographers from KOMU 8, Nexstar Media Group, and ABC 17 News were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Hough offered Senate Resolution No. 542, regarding Emily Fessler, which was adopted.

Senator Eslinger offered Senate Resolution No. 543, regarding Morgan Spoor, Gainesville, which was adopted.

Senator Rizzo offered Senate Resolution No. 544, regarding the death of Sandra Ann "Sandy" Querry, Independence, which was adopted.

Senator Hough offered Senate Resolution No. 545, regarding Weston Phipps, Houston, which was adopted.

Senator Hough offered Senate Resolution No. 546, regarding Cole Howerton, Conway, which was adopted.

Senators White and Moon offered Senate Resolution No. 547, regarding Sergeant Walter L. "Corky" Burr, Neosho, which was adopted.

Senators White and Moon offered Senate Resolution No. 548, regarding Corporal Kotter J. Kasischke, Stella, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 549, regarding the One Hundredth Birthday of F. A.

"Fiddle" Teter, Macon, which was adopted.

Senator Burlison offered Senate Resolution No. 550, regarding Diana Dudenhoeffer, Springfield, which was adopted.

Senator Burlison offered Senate Resolution No. 551, regarding Manuel Jose Elivo-Jerez, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 552, regarding the death of Harold E. "Whitey" Owens Jr., Jefferson City, which was adopted.

INTRODUCTION OF GUESTS

Senator Brown introduced to the Senate, Kennedy Brown; Molly Kell; Gracie Marz; Olivia Hunter; Isabelle Crowell; Gracie Skyles; Hailey Lucas; and their instructors: Cord Jenkins; Gracie Miller; Stephanie Broyles; Janelle Dunkin; and Lucas Chapman, Rolla, Missouri.

Senator Mosley introduced to the Senate, Parent Action Council Chair, Emily Kelso; Director of Family and Community Engagement; Alana Parks; Parent Liaison, Gloria Nolan; Board members; Matt Davis; Donna Jones; and Toni Cousins.

Senator May introduced to the Senate, Board of Education members; Matt Davis; Toni Cousins; Lenore and Karin Upwood; Michelle Odle; Tracy and Sophia Spies; and Hannah Rainhart; St. Louis.

Senator Washington introduced to the Senate, Spencer Hardwick, Kansas City; Elizabeth Bleier, St. Louis; and Julie Gronquist, Kansas City.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

———

EIGHTEENTH DAY– THURSDAY, FEBRUARY 10, 2022

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur

SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot

SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot

SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel

HOUSE BILLS ON SECOND READING

HCS for HB 1720

HB 2162-Deaton

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 31-Bean

SCR 32-Eigel

✓

Journal of the Senate

SECOND REGULAR SESSION

EIGHTEENTH DAY—THURSDAY, FEBRUARY 10, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I call upon You, for You will answer me, O God; incline Your ear to me, hear my words." (Psalm 17:6)

Heavenly Father, help me have a meaningful life as a person rich in integrity and love. Please continue to help me be the person You created me to be and follow Your ways in all I do and speak. And may I faithfully show who I truly am to loved ones and people I meet this weekend. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Rowden moved that further reading of the Journal for the Sixteenth Day, Monday, February 7, 2022, be dispensed with and the same be approved as having been fully read.

SA 1 to **SA 1** to the Journal of the Senate for the Sixteenth Day, Monday, February 7, 2022, was again taken up.

Senator Hough assumed the Chair.

At the request of Senator Onder, **SA 1** to **SA 1** was withdrawn.

At the request of Senator Onder, **SA 1** was withdrawn.

The Journals for Monday, February 7, 2022, and Wednesday, February 9, 2022, were read and approved.

Photographers from KY3, KOMU 8 News, and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

Absent—Senators—None

Absent with leave—Senators
Gannon Riddle—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Luetkemeyer offered Senate Resolution No. 553, regarding Eagle Scout Logan Allen Lasater, Lake Waukomis, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 554, regarding Eagle Scout Jared Evan Blahnik, Parkville, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 555, regarding Eagle Scout Andres "Cayo" Dominguez-Heithoff IV, Parkville, which was adopted.

Senator Eigel offered Senate Resolution No. 556, regarding the Strickland family, St. Charles, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1133—By White.

An Act to repeal section 338.055, RSMo, and to enact in lieu thereof one new section relating to pharmacist dispensation of certain medications.

SB 1134—By Eslinger and Bean.

An Act to repeal section 563.031, RSMo, and to enact in lieu thereof one new section relating to self-defense.

SB 1135—By Hegeman.

An Act to repeal sections 610.010, 610.011, 610.021, 610.023, 610.024, and 610.026, RSMo, and to enact in lieu thereof six new sections relating to public records and meetings.

SB 1136—By Roberts.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for providing educational assistance to employees.

SB 1137—By Roberts.

An Act to amend chapter 290, RSMo, by adding thereto one new section relating to inquiries of wage ranges, with penalty provisions.

SB 1138—By Hough.

An Act to amend chapter 143, RSMo, by adding thereto one new section relating to income taxes, with

an emergency clause.

SB 1139—By Crawford.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to the determination of assessed values of certain motor vehicles, with an emergency clause.

SB 1140—By Schupp.

An Act to repeal section 167.031, RSMo, and to enact in lieu thereof one new section relating to compulsory age for school attendance.

SB 1141—By Razer.

An Act to repeal sections 135.110 and 135.155, RSMo, and to enact in lieu thereof two new sections relating to a tax credit for new business facilities.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Ericka Baxter, Independent, 115 Hoot Owl Point, Highlandville, Christian County, Missouri 65669, as a member of the Air Conservation Commission, for a term ending October 13, 2025, and until her successor is duly appointed and qualified; vice, Ericka Baxter, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Kristina "Tina" Bernskoetter, 727 Weatherhill Road, Jefferson City, Cole County, Missouri 65109, as a member of the Children's Trust Fund, for a term ending September 15, 2024, and until her successor is duly appointed and qualified; vice, Kristina "Tina" Bernskoetter, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Lori Kramer Clark, 2505 Corona Road, Columbia, Boone County, Missouri 65203, as a member of the Organ Donation Advisory Committee,

for a term ending February 6, 2027, and until her successor is duly appointed and qualified; vice, Lori Kramer Clark, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Dr. Kimberly Anne Eisenstein, 4808 Andrew Geoffrey Court, Columbia, Boone County, Missouri 65201, as a member of the Drug Utilization Review Board, for a term ending October 15, 2024, and until her successor is duly appointed and qualified; vice, Dr. Kimberly Anne Eisenstein, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Andrew Evans, Democrat, 3611 Northeast State Route 92, Smithville, Clay County, Missouri 64089, as a member of the Amusement Ride Safety Board, for a term ending April 17, 2024, and until his successor is duly appointed and qualified; vice, Andrew Evans, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Dr. Julie Renee Ferguson, 269 Pointe Lansing Court, Ballwin, Saint Louis County, Missouri 63021, as a member of the Drug Utilization Review Board, for a term ending October 15, 2024, and until her successor is duly appointed and qualified; vice, Dr. Julie Renee Ferguson, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Astra Ferris, 407 East Central Road, Lamar, Barton County, Missouri 64759, as a member of the Missouri Workforce Development Board,

for a term ending March 3, 2022, and until her successor is duly appointed and qualified; vice, Astra Ferris, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Florence L. Hill, Democrat, 10068 Tappan Drive, Bellefontaine, Saint Louis County, Missouri 63137, as a member of the Saint Louis County Board of Election Commissioners, for a term ending January 10, 2025, and until her successor is duly appointed and qualified; vice, Florence L. Hill, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Daniel C. Wenzel, 8153 North Lawn Avenue, Kansas City, Clay County, Missouri 64119, as a member of the Missouri Board of Examiners for Hearing Instrument Specialists, for a term ending January 11, 2025, and until his successor is duly appointed and qualified; vice, Daniel C. Wenzel, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Schatz referred the above appointments to the Committee on Gubernatorial Appointments.

On motion of Senator Rowden, the Senate recessed until 1:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Hough.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HJR 79**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 50 and 51 of Article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to constitutional amendments, with a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3014**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Cierpiot introduced to the Senate, Blue Springs class leaders, Carman Booker; Lisa LaCombe; Jamie Russell; Trish Totta; and Blue Springs class: Becca Blake; Kyle Davis; Rachel Grist; Courtney Heines; Adam Hilgedick; Sgt. Keegan Hughes; David Johnson; Brandon Keller; Cortney Lemke; Tammy McDaniel; Peggy Paul; Russell Propp; Dusti Roberts; Blake Whitney.

Senator Eigel introduced to the Senate, Sarah Skogen; Jack Skogen; Ellie Allen; Whitaker Allen; Pierce Allen.

Senator Crawford introduced to the Senate, Aidan Huddleston; Pettis county.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

NINETEENTH DAY–FRIDAY, FEBRUARY 11, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel

SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot

SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins

SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel

HOUSE BILLS ON SECOND READING

HCS for HB 1720
HB 2162-Deaton
HCS for HJR 79
HCS for HB 3014

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 31-Bean
SCR 32-Eigel

✓

Amended

Journal of the Senate

SECOND REGULAR SESSION

NINETEENTH DAY—FRIDAY, FEBRUARY 11, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

Senator Hegeman offered the following prayer:

"In You our ancestors trusted; they trusted, and You delivered them." (Psalm 22:4)

Almighty God, let us remember how our founding fathers placed their trust in You and believed in Your providence to begin a new nation. Let us have such a trust in You also while seeking the wisdom that comes from knowing You, our God. May the bills we bring forth reflect that wisdom so that they may be most helpful and needed by the people we seek to assist as we hope to guide the future pathways of this state. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator White moved that further reading of the Journal for the Eighteenth Day, Thursday, February 10, 2022, be dispensed with and the same be approved as having been fully read.

Senator Hough assumed the Chair.

The Journal of the previous day was read and approved.

Photographers from KY3 and KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	Moon	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Gannon May Riddle Schupp—4

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 557, regarding Kevin Flick, Scott City, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 558, regarding Douglas Winter, Whitewater, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1142—By Hough.

An Act to repeal sections 170.048 and 173.1200, RSMo, and to enact in lieu thereof two new sections relating to suicide awareness and prevention.

SB 1143—By Brown.

An Act to repeal sections 190.100, 190.134, 650.320, and 650.340, RSMo, and to enact in lieu thereof three new sections relating to emergency medical dispatchers.

SB 1144—By Crawford.

An Act to repeal sections 140.170 and 140.190, RSMo, and to enact in lieu thereof two new sections relating to the sale of lands with delinquent property taxes.

SB 1145—By Washington.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to sickle cell awareness week.

SB 1146—By Washington.

An Act to repeal sections 194.210, 194.255, 194.265, 194.285, 194.290, 194.297, 194.299, 194.304, 301.020, and 302.171, RSMo, and to enact in lieu thereof ten new sections relating to organ donation, with an existing penalty provision.

SB 1147—By Washington.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to sickle cell disease.

HOUSE BILLS ON SECOND READING

The following Bill was read the 2nd time and referred to the Committee indicated:

HCS for **HB 3014**—Appropriations.

On motion of Senator Rowden, the Senate recessed until 5:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kehoe.

RESOLUTIONS

Senators Schatz and Schupp offered Senate Resolution No. 559, regarding the Ninetieth Birthday of JoAnn Fox Hughes, Chesterfield, which was adopted.

INTRODUCTION OF GUESTS

Senator Hoskins introduced to the Senate, Matt and Mindy Sergent, Warrensburg, MO.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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TWENTIETH DAY–SATURDAY, FEBRUARY 12, 2022

_____

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin

SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon

SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman

SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SJR 47-Moon

SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel

HOUSE BILLS ON SECOND READING

HCS for HB 1720
HB 2162-Deaton
HCS for HJR 79

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 31-Bean

SCR 32-Eigel

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Journal of the Senate

SECOND REGULAR SESSION

TWENTIETH DAY—SATURDAY, FEBRUARY 12, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Senator Crawford offered the following prayer:

"I can do all things through Christ which strengtheneth me." (Philippians 4:13)

Father in heaven. Thank You for the opportunity You have given us to serve in this body. Please let us not think of ourselves, but put others first. Help us to unite for the good of the great state of Missouri. Father, we need You as we work through this process. We clearly cannot do it in our own strength. Please help us. In Jesus' Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read in part.

Senator Cierpiot offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Journal of the Senate, Second Regular Session, Nineteenth Day, Friday, February 11, 2022, Page 763, Lines 16-29, by striking all of said lines; and

Further amend said journal, page 764, lines 2-13, by striking all of said lines.

Senator Cierpiot moved that the above amendment be adopted.

Senator Onder raised the point of order that the above amendment is out of order as it strikes language from the Journal for Friday, February 11, 2022, that should not be removed.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Cierpiot requested a roll call vote be taken and was joined in his request by Senators Arthur, Crawford, Luetkemeyer, and Razer.

SA 1 was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot

Crawford	Eigel	Eslinger	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schatz	Thompson Rehder	Washington	White	Williams—26		

NAYS—Senators

Brattin	Moon	Onder—3

Absent—Senator May—1

Absent with leave—Senators

Gannon	Riddle	Schupp	Wieland—4

Vacancies—None

Senator Thompson Rehder assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

Senator Hoskins offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Journal of the Senate, Second Regular Session, Nineteenth Day, Friday, February 11, 2022, Page 763, Line 5, by inserting after the word "Senator" the following: "Caleb".

Senator Hoskins moved that the above amendment be adopted.

Senator Hoskins offered **SA 1** to **SA 2**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 1 to the Journal of the Senate, Page 1, Line 2, by inserting after the word ""Caleb"" the following: "; and further amend line 6 by inserting after the word "Senator" the following: "Dan"".

Senator Hoskins moved that the above amendment be adopted.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

Senator Bean assumed the Chair.

Senator Thompson Rehder assumed the Chair.

President Kehoe assumed the Chair.

Senator Hough assumed the Chair.

Photographers from KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington
White	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Gannon	Riddle	Schupp	Wieland—4

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Onder offered Senate Resolution No. 560, regarding Tin Trung Tran, O'Fallon, which was adopted.

On motion of Senator Rowden, the Senate adjourned until 2:00 p.m., Tuesday, February 15, 2022.

SENATE CALENDAR

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TWENTY-FIRST DAY–TUESDAY, FEBRUARY 15, 2022

_____

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger

SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter

SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White

SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 113.4-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel

HOUSE BILLS ON SECOND READING

HCS for HB 1720
HB 2162-Deaton
HCS for HJR 79

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS
SJR 33-Koenig

SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 31-Bean
SCR 32-Eigel

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FIRST DAY—TUESDAY, FEBRUARY 15, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"For you who revere my name the sun of righteousness shall rise, with healing in its wings, says the Lord of host." (Malachi 4:2)

Gracious God as the sun rose this day and we rejoice in clear weather and rising temperature, even if for a short time, we give You thanks for all that comes from Your gracious hand. We are thankful for the opportunity to serve and lead those who need our help throughout this state. We would ask as many still suffer from Covid and its variances that Your guidance be given to those who provide comfort and healing and Your people recover and be well. So, we pray for all those who call upon You for help that it be given. And we pray that You will bless us in our work this week and help us find ways to work together. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Hough assumed the Chair.

Senator Rowden moved that further reading of the Journal for the Nineteenth Day, Friday, February 11, 2022, be dispensed with and the same be approved as having been fully read.

SA 1 to **SA 2** to the Journal of the Senate for the Nineteenth Day, Friday, February 11, 2022, was again taken up.

At the request of Senator Hoskins, **SA 1** to **SA 2** was withdrawn.

At the request of Senator Hoskins, **SA 2** was withdrawn.

The Journals for Friday, February 11, 2022, and Saturday, February 12, 2022, were read and approved.

Senator Rowden announced photographers from KRCG-TV, ABC 17 News, and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins

Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Eigel offered Senate Resolution No. 561, regarding James Adkins, St. Peters, which was adopted.

Senator Crawford offered Senate Resolution No. 562, regarding the One Hundredth Anniversary of the Sedalia Kiwanis Club, which was adopted.

Senator Razer offered the following resolution:

SENATE RESOLUTION NO. 563

Whereas, Missouri and the United Kingdom have long been trade partners and trade nearly two billion dollars in goods and services annually; and

Whereas, over fifty United Kingdom companies are currently invested in Missouri, and over twenty-five Missouri companies are currently invested in the United Kingdom; and

Whereas, Missouri and the United Kingdom have many historical connections, including:

(1) One million Missourians who can trace their ancestry to the British Isles;

(2) America's National Churchill Museum in Fulton, Missouri, which is located at the site of Sir Winston Churchill's famous 1946 Iron Curtain speech and is housed beneath a chapel built by Sir Christopher Wren that was relocated from London; and

(3) The first state-level Friends of the United Kingdom caucus in the United States; and

Whereas, a free trade agreement would create employment opportunities for Missouri residents as a direct result of removing and reducing barriers to trade and to free markets and would increase Missouri exports to the United Kingdom; and

Whereas, Missouri would benefit greatly from the ratification of a comprehensive free trade agreement, especially in the shared industries of manufacturing, agriculture, health innovation, and next-generation energy sources; and

Whereas, trade and investment between Missouri and the United Kingdom would be mutually beneficial, especially in the areas of AgTech and agriculture, license reciprocity, apprenticeships, energy innovation, medical research, and geospatial analysis; and

Whereas, the United States Constitution grants the United States Congress exclusive authority to regulate commerce with foreign nations; and

Whereas, the negotiation of a successful free trade agreement between the United States and the United Kingdom will require bipartisan cooperation between state, federal, and foreign governments; and

Whereas, increasing global trade, especially with the United Kingdom, is of vital importance to the growth of the United States' economy, to small business participation in the international marketplace, and to job creation:

Now Therefore Be It Resolved that we, the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, hereby urge:

(1) The United States Congress to grant trade promotion authority to the executive branch;

(2) The executive branch of the United States to complete a timely and successful negotiation of a comprehensive and mutually beneficial free trade agreement between the United States and the United Kingdom; and

(3) The United States Congress to ratify such agreement; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for President Joe Biden, Senate Majority Leader Chuck Schumer, House Speaker Nancy Pelosi, each member of Missouri's congressional delegation, and Governor Mike Parson.

Senator Hoskins offered Senate Resolution No. 564, regarding Eagle Scout Parker Savage, Chillicothe, which was adopted.

Senator Hoskins offered Senate Resolution No. 565, regarding Eagle Scout Clayton Savage, Chillicothe, which was adopted.

CONCURRENT RESOLUTIONS

Senator Bean offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 33

Whereas, the cultivation and harvesting of peaches in Campbell, Missouri has long been an integral part of the city and region; and

Whereas, with a mild climate and soil that is good for producing quality peaches, Campbell is the perfect growing spot for peaches; and

Whereas, almost eighty-five percent of the state's peach harvest is grown in Campbell; and

Whereas, local peach growers have over 125,000 peach trees on more than 1,000 acres; and

Whereas, local peach growers employ local teenagers and seasonal workers each season to harvest the peaches, in addition to year round staff; and

Whereas, from its annual Missouri Peach Fair to the peach basket water tower, the city of Campbell has long been known as the peach capital of the state of Missouri:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, that the city of Campbell, Missouri, shall be known as the Peach Capital of Missouri; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the city of Campbell.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1148—By Roberts.

An Act to repeal section 435.014, RSMo, and to enact in lieu thereof five new sections relating to alternative dispute resolution.

SB 1149—By White.

An Act to repeal sections 142.803 and 142.822, RSMo, and to enact in lieu thereof one new section relating to the motor fuel tax.

SB 1150—By Rowden.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to certain experimental or investigational medical treatments.

Senator Bean assumed the Chair.

SENATE BILLS FOR PERFECTION

Senator Hough moved that **SB 672**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 672**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 672

An Act to repeal section 173.2553, RSMo, and to enact in lieu thereof one new section relating to workforce development.

Was taken up.

Senator Hough moved that **SCS** for **SB 672** be adopted.

Senator Hough offered **SS** for **SCS** for **SB 672**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 672

An Act to repeal sections 173.2553 and 173.2554, RSMo, and to enact in lieu thereof three new sections relating to workforce development.

Senator Hough moved that **SS** for **SCS** for **SB 672** be adopted.

Senator Moon offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 672, Page 10, Section 173.2553, Line 237, by inserting after all of said line the following:

"**12. Students enrolled in the fast track workforce incentive grant program shall not be enrolled in any institution of higher education that enrolls any individual who is unlawfully present in this country.**"; and further amend said section by renumbering the remaining subsections accordingly.

Senator Moon moved that the above amendment be adopted.

President Kehoe assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Moon offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 672, Page 1, Line 5, by striking "institution of higher education" and inserting in lieu thereof the following: "**approved public, private, or virtual institution**"; and further amend said line by inserting after "that" the following: "**knowingly**"; and further amend line 6 by inserting immediately after "country." the following: "**If an approved public, private, or virtual institution finds that it is enrolling a student who is unlawfully present in this country, such institution shall have sixty days to remove such student from enrollment at the institution. No eligible student currently participating in the fast track workforce incentive grant program at an approved public, private, or virtual institution that is in violation of this subsection shall be disqualified from participating in the fast track workforce**

incentive grant program at such institution. An approved public, private, or virtual institution that is found to be in violation of this subsection shall not enroll any new eligible students until such institution is in compliance with this subsection.".

Senator Moon moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Eigel, Hoskins, and Onder.

SA 1 to **SA 1** failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Luetkemeyer	Moon
O'Laughlin	Onder	Thompson Rehder	Wieland—11			

NAYS—Senators

Arthur	Bean	Beck	Bernskoetter	Crawford	Eslinger	Gannon
Hegeman	Hough	Mosley	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Washington	White	Williams—19		

Absent—Senators

Brown	Cierpiot	May—3

Absent with leave—Senator Schupp—1

Vacancies—None

At the request of Senator Moon, **SA 1** was withdrawn.

Senator Moon offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 672, Page 10, Section 173.2553, Line 237, by inserting after all of said line the following:

"**12. Students enrolled in the fast track workforce incentive grant program shall not be enrolled in any approved public, private, or virtual institution that allows students of the male sex as assigned at birth to participate on any athletic team or sport of that is designated for females.** "; and further amend said section by renumbering the remaining subsections accordingly.

Senator Moon moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Burlison, Eigel, Hoskins, and Onder.

Senator Cierpiot moved that **SA 2** lay on the table.

Senator Onder requested a roll call vote be taken and was joined in his request by Senators Burlison, Eigel, Hoskins, and Moon.

The motion to lay **SA 2** on the table prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Luetkemeyer	Mosley	O'Laughlin
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder

Washington White Williams—24

NAYS—Senators

Burlison Eigel Hoskins Koenig Moon Onder Wieland—7

Absent—Senators

Brattin May—2

Absent with leave—Senator Schupp—1

Vacancies—None

Senator Hoskins offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 672, Page 10, Section 173.2553, Line 237, by inserting after all of said line the following:

"**12. No institution or training provider shall be considered to have an eligible undergraduate program of study if said institution or training provider teaches divisive concepts, as such term is defined in section 173.2556. For the purposes of the provisions of this subsection, "divisive concepts" shall mean concepts that:**

(1) One race or sex is inherently superior to another race or sex;

(2) The United States is fundamentally racist or sexist;

(3) An individual, by virtue of his or her race or sex, is inherently racist, sexist, or oppressive, whether consciously or unconsciously;

(4) An individual should be discriminated against or receive adverse treatment solely or partly because of his or her race or sex;

(5) Members of one race or sex cannot avoid treating others differently with respect to race or sex;

(6) An individual's moral character is necessarily determined by his or her race or sex;

(7) An individual, by virtue of his or her race or sex, bears responsibility for actions committed in the past by other members of the same race or sex;

(8) Any individual should feel discomfort, guilt, anguish, or any other form of psychological distress on account of his or her race or sex;

(9) Meritocracy or traits such as a hard work ethic are racist or sexist, or were created by a particular race to oppress another race;

(10) Promote any form of race or sex stereotyping, including ascribing character traits, values, moral and ethical codes, privileges, status, or beliefs to a race, sex, or an individual because of his or her race or sex; or

(11) Promote any form of race or sex scapegoating, including assigning fault, blame, or conscious or unconscious bias to one or more members of a race or sex and including claims that, consciously

or unconsciously, any person is inherently racist, sexist, or inclined to oppress others by virtue of their race or sex."; and further amend said section by renumbering the remaining subsections accordingly.

Senator Hoskins moved that the above amendment be adopted.

Senator Hough moved that **SA 3** lay on the table and requested a roll call vote be taken. He was joined in his request by Senators Arthur, Beck, Rizzo, and Washington.

The motion to lay **SA 3** on the table prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Mosley	O'Laughlin	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington
White	Williams—23					

NAYS—Senators

Burlison	Eigel	Hoskins	Koenig	Moon	Onder	Wieland—7

Absent—Senators

Brattin	Luetkemeyer	May—3

Absent with leave—Senator Schupp—1

Vacancies—None

Senator Bean assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Hoskins offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 672, Page 5, Section 173.2553, Line 58, by inserting immediately after "board" the following: "**, unless such individual is an active member of the Armed Forces of the United States**"; and

Further amend said bill and section, page 9, line 192, by striking the opening bracket "**[**"; and

Further amend said bill and section, page 10, line 220, by striking the closing bracket "**]**"; and further amend said section by renumbering the remaining subsections accordingly; and

Further amend said bill, page 18-20, section 173.2554, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Eigel, Moon, and Onder.

Senator Hoskins offered **SA 1** to **SA 4**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 4

Amend Senate Amendment No. 4 to Senate Substitute for Senate Committee Substitute for Senate Bill

No. 672, Page 1, Lines 3-4, by striking all of the underlined words on said lines and inserting in lieu thereof the following: "**unless such individual is an active duty member of the Armed Forces of the United States who has been transferred to the state of Missouri, or his or her spouse**".

Senator Hoskins moved that the above amendment be adopted, which motion prevailed on a standing division vote.

SA 4, as amended, failed of adoption by the following vote:

YEAS—Senators

Bernskoetter	Brattin	Burlison	Eigel	Hoskins	Koenig	Moon
Onder	Thompson Rehder	Wieland—10				

NAYS—Senators

Arthur	Bean	Beck	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hegeman	Hough	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Washington	White	Williams—21

Absent—Senators

Luetkemeyer	May—2

Absent with leave—Senator Schupp—1

Vacancies—None

Senator Bean assumed the Chair.

INTRODUCTION OF GUESTS

Senator Williams introduced to the Senate, Douglas Greene, Hayberhill LLC.

Senator May introduced to the Senate, Mayor of Brentwood, David Dimmitt, Alderman Brandon Wegge; and Bola Akande.

Senator Eigel introduced to the Senate, Alderman Terri Violet; Judy Bateman; Rocky Reitmeyer; Gregg Sartorius; and Students, Ella Mateja; Suzanne Mateja and Marcos Rodriguez; and Mark Rodriguez, St. Peters.

Senator Luetkemeyer introduced to the Senate, Kristie Arthur; Natalie Redman; Tamra Wagner, St. Joseph.

Senator Washington introduced to the Senate, Loretha Hayden; and Damion Hodges, Raytown, Missouri.

Senator Bernskoetter introduced to the Senate, Lonnie Schneider, Jefferson City; and his son Brian Schneider, Portland, Oregon.

Senator Bean introduced to the Senate, Missouri Rice Council, Mollie Buckler; David Martin; Blake Davis; Mitchell Thomas; and nephew Eric Hover.

On motion of Senator Rowden, the Senate adjourned under the rules, which placed **SB 672**, with **SCS** and **SS** for **SCS** (pending), on the Informal Calendar.

SENATE CALENDAR

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TWENTY-SECOND DAY–WEDNESDAY, FEBRUARY 16, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 902-Onder
SB 903-Onder
SB 904-Hoskins
SB 905-Hoskins
SB 906-Hoskins
SB 907-Koenig
SB 908-Koenig
SB 909-Koenig
SB 910-Eigel
SB 911-Eigel
SB 912-Eigel
SB 913-Arthur
SB 914-Arthur
SB 915-Arthur
SB 916-Bernskoetter
SB 917-Burlison
SB 918-Burlison
SB 919-Burlison
SB 920-White
SB 921-White and Eslinger
SB 922-White
SB 923-Brattin
SB 924-Beck
SB 925-Beck
SB 926-Mosley
SB 927-Mosley
SB 928-Mosley
SB 929-Koenig
SB 930-Koenig
SB 931-Koenig
SB 932-Eigel
SB 933-Eigel
SB 934-Arthur
SB 935-Arthur
SB 936-Arthur
SB 937-White
SB 938-White
SB 939-White
SB 940-Mosley
SB 941-Mosley
SB 942-Mosley
SB 943-Koenig
SB 944-Koenig
SB 945-Koenig
SB 946-White
SB 947-White
SB 948-White
SB 949-Mosley
SB 950-Mosley
SB 951-Mosley
SB 952-White
SB 953-White
SB 954-Mosley
SB 955-Mosley
SB 956-Moon
SB 957-Bean

SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel

SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin

SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel

HOUSE BILLS ON SECOND READING

HCS for HB 1720
HB 2162-Deaton (Hegeman)
HCS for HJR 79

SENATE BILLS FOR PERFECTION

SJR 33-Koenig
SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 672-Hough, with SCS & SS for SCS
(pending)

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 31-Bean
SCR 32-Eigel
SCR 33-Bean
SR 563-Razer

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SECOND DAY—WEDNESDAY, FEBRUARY 16, 2022

The Senate met pursuant to adjournment.

Senator Bernskoetter in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I have taught you the way of wisdom; I have led you in the paths of uprightness. When you walk your step will not be hampered; and if you run, you will not stumble." (Proverbs 4:11-12)

My God, the ups and downs of life are often confusing and challenging for us and so we ask that You give to us Your blessings and inspiration so that we may grow wiser and more disciplined in our daily lives and the work we must be about. Help us to learn to live in peace and our minds renewed by Your word every day. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Schupp—1

Vacancies—None

The Lieutenant Governor was present.

Senator Rowden requested unanimous consent of the Senate to allow members of the Missouri State Highway Patrol to enter the Chamber with side arms, which request was granted.

Senator Hough assumed the Chair.

Senator Bernskoetter assumed the Chair.

RESOLUTIONS

Senator Rowden offered the following resolution:

SENATE RESOLUTION NO. 566

WHEREAS, the Administration Committee is required by law to establish the rates of pay each year, and

WHEREAS, such rates of pay are to be the same as those established under the policies of the Personnel Division of the Office of Administration for comparable duties after examination of the rates of pay then in effect, and

WHEREAS, the rates of pay established shall become effective in January.

NOW, THEREFORE, BE IT RESOLVED by the Committee on Administration that the number, classification and rates of pay authorized for employees of the Senate shall include one department director and seven division level directors to be compensated according to Office of Administration guidelines; and the following authorized employees at rates of pay within the ranges hereby established.

FTE	CLASSIFICATION	MONTHLY SALARY RANGE
1	Administrative Assistant	3,432 - 5,100
2	Security Specialist	3,469 - 4,985
0.5	Accounting Executive	2,950 - 3,800
1	Accounting Specialist	3,750 - 4,985
1	Human Resources Specialist	4,500 - 5,800
5	Administrative/Office Support	3,300 - 4,800
4	Budget Research Analyst II	4,500 - 6,900
1	Budget Research Analyst III	5,875 - 7,150
1	Budget Staff Secretary	3,000 - 3,985
1	Assistant Director - CIS	4,995 - 6,085
3	Computer Information Technologist II	3,300 - 4,500
1	Computer Information Technology Specialist I	3,325 - 4,399
4	Computer Information Technology Specialist II	4,400 - 5,525
2	Computer Information Technology Specialist III	5,000 - 6,625
1	Assistant Director - Communications	4,250 - 5,424
4	Public Information Specialist I	3,300 - 4,250
2	Resolution Writer	3,300 - 4,100
1	Multimedia Specialist	3,300 - 4,100
1	Photographer	3,500 - 4,850
1	Assistant Director - Research	7,000 - 8,250
7	Staff Attorney	5,000 - 7,000
4	Research Staff Secretary	3,300 - 5,800
1	Assistant Secretary of Senate	5,000 - 7,250
2	Deputy Secretary of Senate	3,300 - 4,800
1	Enrolling & Engrossing Supervisor	4,432 - 5,556
4	Enrolling & Engrossing Clerk	3,300 - 4,500
3	Journal Production Clerk	3,330 - 4,250

1	Billroom Supervisor	3,330 - 3,865
1	Billroom Clerk	3,330 - 3,550
0.5	Sergeant-at-Arms (Elected)	3,200 - 3,700
3.5	Doorkeeper	2,400 - 2,850
0.5	Reading Clerk	2,400 - 2,850
0.25	Chaplain	1,150 - 1,550
1	Network/Communications Specialist	3,500 - 4,685
3	Mailroom/Print Shop Technician I/II/III	3,300 - 4,120
3	Printing Services Technician I/II/III/IV	3,300 - 4,120
1	Maintenance Supervisor	3,500 - 4,850
3	Maintenance Worker I/II/III	3,300 - 4,120
0.5	Investigator	3,432 - 5,007
1	Library Administrator	3,800 - 5,800
1	Legislative Research Clerk	3,300 - 3,799

BE IT FURTHER RESOLVED the Senate Administration Committee is authorized to establish a formula setting forth the maximum amount which may be expended by each Senator and each caucus for the employment of Administrative and Clerical Assistants. Each Senator plus the President Pro Tem and The Minority Leader on behalf of their caucus will be notified of the funds available, and shall thereafter certify to the Senate Administrator the names and addresses of Administrative and Clerical Assistants. The compensation paid to the Senators' and caucus administrative and clerical assistants shall be within the limits of the categories set forth hereinabove.

BE IT FURTHER RESOLVED the Senate Administrator, with the approval of the Senate Administration Committee, shall have the authority to cooperate and coordinate with the Chief Clerk of the House in the selection of employees, who shall be assigned to the garage, Joint Committee Staffs and the rotunda area, and who will be paid from the Joint House and Senate Contingent Fund, within the limits of the categories set out above.

BE IT FURTHER RESOLVED the Senate Administrator, on behalf of the Committee on Administration, has the authority to reduce, increase, combine or consolidate positions and salaries where necessary to meet changed conditions or circumstances which arise, and the Committee on Administration may enter into contracts with consultants, provided such consultant's contract fee does not exceed the salary for the comparable position, and such consultant shall count as an employee of the Senate.

BE IT FURTHER RESOLVED the Senate Administration Committee is authorized to adjust the foregoing pay ranges to reflect implementation of the state pay plan.

Administrator	Operations Director
Accounting Director	Research Director
Appropriations Director	Secretary of Senate
Communications Director	
Computer Info. Systems Director	

Senator Rowden requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 566** up for adoption, which request was granted.

On motion of Senator Rowden, **SR 566** was adopted.

President Kehoe assumed the Chair.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1151—By Roberts.

An Act to amend chapter 650, RSMo, by adding thereto one new section relating to grants to not-for-

profit organizations for physical security measures.

SB 1152—By Eslinger.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for certain farm machinery.

SB 1153—By Eslinger.

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to exemptions for professional licensing, with an emergency clause.

On motion of Senator Rowden, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

SENATE BILLS FOR PERFECTION

Senator Hough moved that **SB 672**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection.

SS for **SCS** for **SB 672** was again taken up.

Senator Thompson Rehder assumed the Chair.

President Kehoe assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Hough offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 672, Page 5, Section 173.2553, Line 57, by inserting immediately after "resident" the following: "**for at least two years prior to receiving a grant pursuant to the fast track workforce incentive grant program**"; and further amend line 58 by inserting immediately after "board" the following: "**, provided that this paragraph shall not apply to an individual who is an active duty member of the Armed Forces of the United States who has been transferred to the state of Missouri, or his or her spouse**"; and

Further amend said bill and section, page 10, line 226, by striking the opening bracket: "**[**"; and further amend line 228-229 by striking "three years after August 28, 2019" and inserting in lieu thereof the following: "**on August 28, 2029**"; and further amend line 237 by striking the closing bracket: "**]**"; and further renumber the remaining subsections accordingly.

Senator Hough moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 672, Page 1, Section 21.915, Line 4, by inserting immediately after "senate," the following: "**no more than three of which shall be from the majority party,**"; and further amend line 6 by inserting immediately after "representatives,"

the following: "**no more than three of which shall be from the majority party,**".

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Senator Hough moved that **SS** for **SCS** for **SB 672**, as amended, be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **SB 672**, as amended, was declared perfected and ordered printed.

Senator Koenig moved that **SJR 33** be taken up for perfection, which motion prevailed.

Senator Koenig offered **SS** for **SJR 33**, entitled:

SENATE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 33

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

Senator Koenig moved that **SS** for **SJR 33** be adopted.

Senator Luetkemeyer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Joint Resolution No. 33, Page 1, Section A, Line 4, by inserting after all of said line the following:

"Section 4(b). **1.** Property in classes 1 and 2 and subclasses of those classes, shall be assessed for tax purposes at its value or such percentage of its value as may be fixed by law for each class and for each subclass. Property in class 3 and its subclasses shall be taxed only to the extent authorized and at the rate fixed by law for each class and subclass, and the tax shall be based on the annual yield and shall not exceed eight percent thereof. Property in class 1 shall be subclassed in the following classifications:

(1) Residential property;

(2) Agricultural and horticultural property;

(3) Utility, industrial, commercial, railroad, and all other property not included in subclasses (1) and (2) of class 1.

Property in the subclasses of class 1 may be defined by law, however subclasses (1), (2), and (3) shall not be further divided, provided, land in subclass (2) may by general law be assessed for tax purposes on its productive capability. The same percentage of value shall be applied to all properties within any subclass. No classes or subclass shall have a percentage of its true value in money in excess of thirty-three and one-third percent.

2. Notwithstanding the provisions of subsection 1 of this section and section 3 of this article to the contrary, the amount by which the assessed value of class 1 property may increase over the assessed value of such property from the previous assessment may be limited by law."; and

Further amend said joint resolution, page 1, section 4(d), line 13, by inserting after all of said line the

following:

"Section 6. 1. All property, real and personal, of the state, counties and other political subdivisions, and nonprofit cemeteries, **[**and**]** all real property used as a homestead as defined by law of any citizen of this state who is a former prisoner of war, as defined by law, and **[**who has a total service-connected disability,**]** **all real property used as a homestead as defined by law of any disabled veteran** shall be exempt from taxation; all personal property held as industrial inventories, including raw materials, work in progress and finished work on hand, by manufacturers and refiners, and all personal property held as goods, wares, merchandise, stock in trade or inventory for resale by distributors, wholesalers, or retail merchants or establishments shall be exempt from taxation; and all property, real and personal, not held for private or corporate profit and used exclusively for religious worship, for schools and colleges, for purposes purely charitable, for agricultural and horticultural societies, or for veterans' organizations may be exempted from taxation by general law. In addition to the above, household goods, furniture, wearing apparel and articles of personal use and adornment owned and used by a person in his home or dwelling place may be exempt from taxation by general law but any such law may provide for approximate restitution to the respective political subdivisions of revenues lost by reason of the exemption. All laws exempting from taxation property other than the property enumerated in this article, shall be void. The provisions of this section exempting certain personal property of manufacturers, refiners, distributors, wholesalers, and retail merchants and establishments from taxation shall become effective, unless otherwise provided by law, in each county on January 1 of the year in which that county completes its first general reassessment as defined by law.

2. All revenues lost because of the exemption of certain personal property of manufacturers, refiners, distributors, wholesalers, and retail merchants and establishments shall be replaced to each taxing authority within a county from a countywide tax hereby imposed on all property in subclass 3 of class 1 in each county. For the year in which the exemption becomes effective, the county clerk shall calculate the total revenue lost by all taxing authorities in the county and extend upon all property in subclass 3 of class 1 within the county, a tax at the rate necessary to produce that amount. The rate of tax levied in each county according to this subsection shall not be increased above the rate first imposed and will stand levied at that rate unless later reduced according to the provisions of subsection 3. The county collector shall disburse the proceeds according to the revenue lost by each taxing authority because of the exemption of such property in that county. Restitution of the revenues lost by any taxing district contained in more than one county shall be from the several counties according to the revenue lost because of the exemption of property in each county. Each year after the first year the replacement tax is imposed, the amount distributed to each taxing authority in a county shall be increased or decreased by an amount equal to the amount resulting from the change in that district's total assessed value of property in subclass 3 of class 1 at the countywide replacement tax rate. In order to implement the provisions of this subsection, the limits set in section 11(b) of this article may be exceeded, without voter approval, if necessary to allow each county listed in section 11(b) to comply with this subsection.

3. Any increase in the tax rate imposed pursuant to subsection 2 of this section shall be decreased if such decrease is approved by a majority of the voters of the county voting on such decrease. A decrease in the increased tax rate imposed under subsection 2 of this section may be submitted to the voters of a county by the governing body thereof upon its own order, ordinance, or resolution and shall be submitted upon the petition of at least eight percent of the qualified voters who voted in the immediately preceding gubernatorial election.

4. **(1)** As used in this section, the terms "revenues lost" and "lost revenues" shall mean that revenue which each taxing authority received from the imposition of a tangible personal property tax on all personal property held as industrial inventories, including raw materials, work in progress and finished work on hand, by manufacturers and refiners, and all personal property held as goods, wares, merchandise, stock in trade or inventory for resale by distributors, wholesalers, or retail merchants or establishments in the last full tax year immediately preceding the effective date of the exemption from taxation granted for such property under subsection 1 of this section, and which was no longer received after such exemption became effective.

(2) As used in this section, the term "disabled veteran" shall mean an individual who:

(a) Is a resident of this state;

(b) Has been separated under honorable conditions from active service in:

a. Any branch of the Armed Forces of the United States;

b. Any reserve component of the Armed Forces of the United States;

c. The National Guard of this state as defined in 32 U.S.C. Section 101, as amended; or

d. Any defense force of this state as described in 32 U.S.C. Section 109, as amended; and

(c) Has been certified by the United States Department of Veterans Affairs or its successor agency to be in receipt of disability compensation at the one hundred percent rate as a result of a service-connected disability claim allowed by the United States Department of Veterans Affairs, with such disability being permanent and sustained through military action or accident or resulting from disease contracted while in such active service."; and

Further amend the title and enacting clause accordingly.

Senator Luetkemeyer moved that the above amendment be adopted.

Senator Eigel offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Joint Resolution No. 33, Page 2, Section 6, Line 41, by inserting immediately after "veteran" the following: "**, or such disabled veteran's surviving spouse,**".

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

At the request of Senator Luetkemeyer, **SA 1** was withdrawn, rendering **SA 1** to **SA 1** moot.

Senator Koenig moved that **SS** for **SJR 33** be adopted, which motion prevailed.

On motion of Senator Koenig, **SS** for **SJR 33** was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointment, begs leave to report that it has considered the same and recommends that

the Senate do give its advice and consent to the following:

Dr. Kimberly Anne Eisenstein, as a member of the Drug Utilization Review Board;

Also,

Lori Kramer Clark, as a member of the Organ Donation Advisory Committee;

Also,

Chrissy Nardini, Independent, and David R. Spence, Republican, as members of the Regional Convention and Sports Complex Authority;

Also,

Daniel C. Wenzel, as a member of the Missouri Board of Examiners for Hearing Instrument Specialists;

Also,

Kristina "Tina" Bernskoetter, as a member of the Children's Trust Fund Board;

Also,

Ericka Baxter, Independent, and Kevin Rosenbohm, Republican, as members of the Air Conservation Commission;

Also,

Rabbi Yosef Landa, as a member of the Holocaust Education and Awareness Commission;

Also,

John Schoen, Republican, as a member of the State Milk Board;

Also,

Astra Ferris, as a member of the Missouri Workforce Development Board; and

Florence L. Hill, Democrat, as a member of the St. Louis County Board of Election Commissioners.

Senator Schatz requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments and reappointment, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

On behalf of Senator Hegeman, Chairman of the Committee on Appropriations, Senator Rowden submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3014**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Schupp, Chairman of the Committee on Progress and Development, Senator Williams submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 652**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Koenig, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **SJR 39**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SJR 41**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SBs 698** and **639**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **SB 648**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 869**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SBs 681** and **662**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Thompson Rehder assumed the Chair.

REFERRALS

President Pro Tem Schatz referred **SCR 32**, **SCR 33**, and **SR 563** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 31—Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 902—Ways and Means.

SB 903—Health and Pensions.

SB 904—Insurance and Banking.

SB 905—Agriculture, Food Production and Outdoor Resources.

SB 906—Appropriations.

SB 907—Local Government and Elections.

SB 908—Ways and Means.

SB 909—Small Business and Industry.

SB 910—Commerce, Consumer Protection, Energy and the Environment.

SB 911—Ways and Means.

SB 912—Insurance and Banking.

SB 913—Transportation, Infrastructure and Public Safety.

SB 914—Seniors, Families, Veterans & Military Affairs.

SB 915—Professional Registration.

SB 916—Seniors, Families, Veterans & Military Affairs.

SB 917—Professional Registration.

SB 918—Commerce, Consumer Protection, Energy and the Environment.

SB 919—Judiciary and Civil and Criminal Jurisprudence.

SB 920—Insurance and Banking.

SB 921—Insurance and Banking.

SB 922—Insurance and Banking.

SB 923—Commerce, Consumer Protection, Energy and the Environment.

SB 924—General Laws.

SB 925—Small Business and Industry.

SB 926—Rules, Joint Rules, Resolutions and Ethics.

SB 927—General Laws.

SB 928—Local Government and Elections.

SB 929—Professional Registration.

SB 930—Governmental Accountability and Fiscal Oversight.

SB 931—Ways and Means.

SB 932—Appropriations.

SB 933—Seniors, Families, Veterans & Military Affairs.

SB 934—Small Business and Industry.

SB 935—Seniors, Families, Veterans & Military Affairs.

SB 936—General Laws.

SB 937—Judiciary and Civil and Criminal Jurisprudence.

SB 938—Professional Registration.

SB 939—Small Business and Industry.

SB 940—Judiciary and Civil and Criminal Jurisprudence.

SB 941—Seniors, Families, Veterans & Military Affairs.

SB 942—Professional Registration.

SB 943—Ways and Means.

SB 944—Commerce, Consumer Protection, Energy and the Environment.

SB 945—Ways and Means.

SB 946—General Laws.

SB 947—Insurance and Banking.

SB 948—Judiciary and Civil and Criminal Jurisprudence.

SB 949—Local Government and Elections.

SB 950—Education.

SB 951—Education.

SB 952—Commerce, Consumer Protection, Energy and the Environment.

SB 953—Commerce, Consumer Protection, Energy and the Environment.

SB 954—Local Government and Elections.

SB 955—Judiciary and Civil and Criminal Jurisprudence.

HOUSE BILLS ON SECOND READING

The following Bills and Joint Resolution were read the 2nd time and referred to the Committees indicated:

HCS for **HB 1720**—Agriculture, Food Production and Outdoor Resources.

HB 2162—Appropriations.

HCS for **HJR 79**—Local Government and Elections.

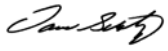
RESOLUTIONS

Senators May and Washington offered Senate Resolution No. 567, regarding the death of Pastor Wilbur Lee Smith Sr., which was adopted.

COMMUNICATIONS

President Pro Tem Schatz submitted the following:

February 15, 2022
Adriane Crouse
Secretary of the Senate
201 W. Capitol Ave. Rm 325
Jefferson City, MO
Dear Mrs. Crouse,
Pursuant to Rule 12, I am removing Senator Mike Moon from the following Committees:
Gubernatorial Appointments
Professional Registration
Small Business and Industry
Ways and Means
Sincerely,



Dave Schatz
President Pro Tem

INTRODUCTION OF GUESTS

Senator Gannon introduced to the Senate, Dustin Murray; Carter Murray, Farmington; and Joseph Blount, Potosi Mayor.

Senator Crawford introduced to the Senate, Skyline High School coach Shawna Bybee; Assistant coach Jamie Dampier; and team members Alexa Curtis; Angelina Curtis; Ella Dougherty; Grace Edge; Kalli Eidson; Jadyn Foster; Abagail Hammer; Jorden Hodges; Keelie Holmes; Lilly Whiiten; Makenna Dahl; Taylor Hunt; Mariah Pitts; and Chayla Tuning.

Senator Rehder introduced to the Senate, John and Teri Schoen, Jackson.

Senator Arthur introduced to the Senate, Dan Wenzel, Kansas City.

Senator White introduced to the Senate, Sgt. Walter Burr; Corporal Kotter Kasischke; and Captain Justin McCallough.

Senator Moon introduced to the Senate, Sgt. Walter L. Burr, Neosho; and Corporal Kotter J. Kasischke, Stella; Tina Burr; and Leslie Kasischke.

Senator Mosley introduced to the Senate, St. Louis County Board of Elections Commissioners Florence Hill, Bellefontaine; Jeanne Smith, Spanish Lake; and Cynthia Gibson, Godfrey, IL.

Senator Crawford introduced to the Senate, Sheriffs Scott Rice, Dallas; James McCrary, Cedar; and Max Huffman, Dade.

Senator Brattin introduced to the Senate, Astra Ferris; and Teresa Wood, Lamar.

Senator Onder introduced to the Senate, Vision St. Charles Leadership Program, St. Charles.

Senator Burlison introduced to the Senate, Ericka Baxter, Highlandville; Susan Klotz; and Lindsey Clark, Ash Grove.

On motion of Senator Rowden, the Senate adjourned until 2:00 p.m., Tuesday, February 22, 2022.

SENATE CALENDAR

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TWENTY-THIRD DAY–TUESDAY, FEBRUARY 22, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter

SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden

SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel

SENATE BILLS FOR PERFECTION

1. SB 649-Eigel, with SCS
2. SB 678-Luetkemeyer
3. SJR 38-Luetkemeyer
4. SB 631-Hegeman, with SCS
5. SB 663-Bernskoetter, with SCS
6. SB 652-Rizzo
7. SJR 39-Luetkemeyer
8. SJR 41-Roberts and Mosley
9. SBs 698 & 639-Gannon and White, with SCS
10. SB 648-Rowden
11. SB 869-Koenig
12. SBs 681 & 662-O'Laughlin, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 3014, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-THIRD DAY—TUESDAY, FEBRUARY 22, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I do the very best I know how; the very best I can; and I mean to keep doing it to the end. If the end brings me out all right, what is said against me will not amount to anything…" (Abraham Lincoln)

Gracious God, we come together to begin a new week and we are mindful of those who have gone before us and led this country faithfully. Make us mindful to care for what is before us and always seek to do that which is right and good for Your purpose for us. As we put forth the effort to do what is right and necessary in leading our people and providing a necessary legacy for our children and grandchildren, may it be done as You lead us to do what is most helpful. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Wednesday, February 16, 2022, was read in part.

Photographers from Nexstar Media Group and Missouri Independent were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	White	Wieland	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Riddle	Washington—2

Vacancies—None

The Senate observed a moment of silence in memory of the late Katherine Johnson.

Senator Moon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Journal of the Senate, Second Regular Session, Twenty-Second Day, Wednesday, February 16, 2022, Page 802, Line 10, by inserting after the word "to" the following: "all encompassing authority vested in me and".

Senator Moon moved that the above amendment be adopted.

Senator Moon offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to the Journal of the Senate, Page 1, Line 3, by inserting after the word "and"" the following: "; and further amend such line by inserting after the word "Committees" the following: "for the offense of wearing overalls in the Senate Chamber during session".

Senator Moon moved that the above amendment be adopted, which motion failed.

Senator Rowden assumed the Chair.

Senator Hough assumed the Chair.

Senator Schatz assumed the Chair.

Senator Hough assumed the Chair.

RESOLUTIONS

Senator May offered Senate Resolution No. 568, regarding Dr. Mary Anne Tuggle Tillman, which was adopted.

Senator Moon offered Senate Resolution No. 569, regarding Darrin Newbold, Monett, which was adopted.

Senator Moon offered Senate Resolution No. 570, regarding Jerry Dierker, Monett, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 571, regarding the Blair Oaks Lady Falcons volleyball team, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 572, regarding Robert "Bob" Idel, Owensville, which was adopted.

On behalf of Senator Washington, Senator Rizzo offered Senate Resolution No. 573, regarding Eagle Scout Joseph "Joe" Phillip Tartaglia, Raytown, which was adopted.

INTRODUCTION OF GUESTS

Senator Bean introduced to the Senate, Troop 166 and Troop 3; Leaders Bob Summers; Shannon Todd; and Marissa Risner, Poplar Bluff. Larry and Lora Emmons, Holcomb; Jeff and Susan Richardson, Clarkton.

Senator White introduced to the Senate, Thomas Booker.

Senator Rizzo introduced to the Senate, Congressman Emanuel Cleaver, Kansas City.

Senator Hough introduce to the Senate, former Senator Jay Wasson, Nixa.

Senator Burlison introduced to the Senate, Kaitlynn Nuebert; McKenzie Wheatley; and Kendra Betz, Springfield.

Senator Eslinger introduced to the Senate, Lucas Alexander, Seymour.

Senator Brown introduced to the Senate, Brody Brown, Rolla; Trinity Crouch, Olean; Heath Brandt, New Bloomfield; Jocob Krobel, Westphalia; Sydney Sturdebeck, Salisbury; Hailey Schepers, California; Korrin Zerr, Montgomery; Blake Wright, Monett; Adam Slayton, Memphis; Bryce Himmelberg, Glasgow; Anderson Rogers, Bethany; and Nick Althoff, California.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

———

TWENTY-FOURTH DAY–WEDNESDAY, FEBRUARY 23, 2022

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown
SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean

SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot

SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp

SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel

SENATE BILLS FOR PERFECTION

SB 649-Eigel, with SCS
SB 678-Luetkemeyer
SJR 38-Luetkemeyer
SB 631-Hegeman, with SCS
SB 663-Bernskoetter, with SCS
SB 652-Rizzo
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley
SBs 698 & 639-Gannon and White, with SCS
SB 648-Rowden
SB 869-Koenig
SBs 681 & 662-O'Laughlin, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 3014, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

✓

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FOURTH DAY—WEDNESDAY, FEBRUARY 23, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Owe no one anything, except to love one another; for the one who loves another has fulfilled the law." (Romans 13:8)

Merciful Father, we are constantly confronted with various difficulties, complex issues, varied opinions and bills that need us to do our very best to address. Help us Lord, to make the soundest decisions we can as each of us is called to decide "yea or nay" and in doing so with the hope it provides the very best response on what is right and most useful. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Rowden moved that further reading of the Journal for the Twenty-Second Day, Wednesday, February 16, 2022, be dispensed with and the same be approved as having been fully read.

SA 1 to the Journal of the Senate for the Twenty-Second Day, Wednesday, February 16, 2022, was again taken up.

Senator Rowden requested unanimous consent of the Senate to allow Clay County Sheriff Will Akin to enter the Chamber with side arms, which request was granted.

Senator Hough assumed the Chair.

At the request of Senator Moon, **SA 1** was withdrawn.

The Journals for Wednesday, February 16, 2022, and Tuesday, February 22, 2022, were read and approved.

Senator Rowden announced photographers from Nexstar Media Group and The Kansas City Star were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins

Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Eslinger offered Senate Resolution No. 574, regarding the One Hundredth Birthday of Pauline Miller, Oregon County, which was adopted.

Senator Eslinger offered Senate Resolution No. 575, regarding Eagle Scout Ethan John Wilson, Alton, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 576, regarding Major Gregory K. Smith, Jefferson City, which was adopted.

Senator Brown offered Senate Resolution No. 577, regarding Corrections Officer I Brittany Odum, St. Robert, which was adopted.

Senator Brown offered Senate Resolution No. 578, regarding Corrections Officer I Nicole Ellzey, Lake Ozark, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2358** & **1485**, entitled:

An Act to repeal sections 213.055, 287.067, 288.030, and 452.400, RSMo, and to enact in lieu thereof five new sections relating to COVID-19 vaccine mandates, with an emergency clause for certain sections.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1686**, entitled:

An Act to amend chapters 191 and 292, RSMo, by adding thereto two new sections relating to refusal of medical procedures or treatment.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1667**, entitled:

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to kratom products, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1555**, entitled:

An Act to repeal sections 334.100, 334.506, and 334.613, RSMo, and to enact in lieu thereof three new sections relating to the scope of practice for physical therapists.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1590**, entitled:

An Act to repeal sections 143.022 and 143.071, RSMo, and to enact in lieu thereof four new sections relating to incentives for new businesses.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2149**, entitled:

An Act to repeal sections 334.530 and 334.655, RSMo, and to enact in lieu thereof two new sections relating to the practice of physical therapy.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1697**, entitled:

An Act to repeal section 196.298, RSMo, and to enact in lieu thereof one new section relating to cottage food production operations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

CONCURRENT RESOLUTIONS

Senator White offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 34

Whereas, the Newtonia Battlefields, located in the village of Newtonia, in Newton County, Missouri, was the site of two Civil War battles; and

Whereas, the First Battle of Newtonia, occurring on September 30, 1862, was the first battle in which organized Union and Confederate regiments of American Indian soldiers were directed to fight against each other; and

Whereas, the Second Battle of Newtonia, occurring on October 28, 1864, was the final battle and defeat of Confederate General Sterling Price's Missouri Expedition of 1864; and

Whereas, the Second Battle of Newtonia was the final battle of the Civil War in the highly contested state of Missouri and ensured that the state of Missouri remained under Union control; and

Whereas, the historical importance of the Newtonia Battlefields is exemplified by its designation on the National Register of Historic Places; and

Whereas, it has been a priority of the local community to maintain a high level of integrity of the site of the Newtonia Battlefields; and

Whereas, the inclusion of the Newtonia Battlefields as a part of the National Park Service will continue the preservation of the site; and

Whereas, the history of the Newtonia Battlefields is important to gaining a better understanding of the deadliest war in United States history; and

Whereas, the expansion of the neighboring Wilson's Creek National Battlefield to include the Newtonia Battlefields will protect and enhance opportunities for the public to learn about the historical significance of Missouri and its citizens during the Civil War; and

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby call on the United States Congress to enact legislation allowing the United States Department of Interior to increase the size of Wilson's Creek National Battlefields to include the land containing the site of the Newtonia Battlefields in order to preserve the history of the Civil War; and

Be It Further Resolved that the members of the Missouri General Assembly, hereby call on all members of the Missouri Congressional delegation to lend their influence to the enactment of legislation allowing for the addition of the Newtonia Battlefields to the National Park System; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional delegation.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and ordered printed:

SB 1154—By Koenig.

An Act to amend chapter 143, RSMo, by adding thereto one new section relating to the taxation of pass-through entities.

SB 1155—By Luetkemeyer.

An Act to repeal section 104.1091, RSMo, and to enact in lieu thereof one new section relating to public employee retirement systems.

SB 1156—By Brown.

An Act to repeal section 304.022, RSMo, and to enact in lieu thereof one new section relating to

emergency vehicles, with an existing penalty provision.

SB 1157—By Brown.

An Act to amend chapter 348, RSMo, by adding thereto two new sections relating to specialty agricultural crops.

SB 1158—By Brown.

An Act to repeal sections 407.925, 407.926, 407.927, 407.929, 407.931, 407.932, 407.933, and 407.934, RSMo, and to enact in lieu thereof eight new sections relating to tobacco products, with penalty provisions.

SB 1159—By Eslinger.

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to promoting Missouri hardwood.

SB 1160—By Eslinger.

An Act to amend chapter 178, RSMo, by adding thereto one new section relating to the imagination library of Missouri program.

SB 1161—By Eslinger.

An Act to repeal sections 166.400, 166.410, 166.415, 166.420, and 166.435, RSMo, and to enact in lieu thereof six new sections relating to savings accounts for education expenses.

SB 1162—By Rowden.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of infrastructure.

SB 1163—By Hegeman.

An Act to amend chapter 226, RSMo, by adding thereto one new section relating to transportation funding.

SB 1164—By Eigel.

An Act to repeal section 260.200, RSMo, and to enact in lieu thereof one new section relating to solid waste management.

SB 1165—By Roberts.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of infrastructure.

SB 1166—By Gannon.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to coverage of diagnostic examinations for breast cancer under certain health benefit plans.

SB 1167—By Gannon.

An Act to repeal sections 136.055, 302.178, and 302.181, RSMo, and to enact in lieu thereof three new sections relating to licenses issued by the department of revenue.

SB 1168—By Gannon.

An Act to repeal sections 630.015 and 630.055, RSMo, and to enact in lieu thereof three new sections relating to the state mental health commission.

SB 1169—By Razer.

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to child custody.

SB 1170—By Schupp.

An Act to repeal section 167.630, RSMo, and to enact in lieu thereof one new section relating to epinephrine administration.

SB 1171—By Moon.

An Act to amend chapters 34, 347, and 351, RSMo, by adding thereto three new sections relating to prohibiting discrimination against businesses based on environmental, social, and governance scores.

SJR 51—By Cierpiot.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 50 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to initiative petitions.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SJR 33** and **SS** for **SCS** for **SB 672**, begs leave to report that it has examined the same and finds that the bill and joint resolution have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred **SS** for **SJR 33** and **SS** for **SCS** for **SB 672** to the Committee on Governmental Accountability and Fiscal Oversight.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 1172—By Washington.

An Act to repeal section 92.418, RSMo, and to enact in lieu thereof one new section relating to sales tax revenues appropriated for certain interstate transportation authorities.

CONCURRENT RESOLUTIONS

Senator Washington offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 35

Relating to sickle cell awareness week.

Whereas, sickle cell disease is an inherited blood disorder that affects red blood cells. People with sickle cell disease have red blood cells that contain an abnormal type of hemoglobin; and

Whereas, normal red blood cells contain hemoglobin A. Hemoglobin S and hemoglobin C are abnormal types of hemoglobin; and

Whereas, red blood cells containing mostly hemoglobin S do not live as long as normal red blood cells and have difficulty passing through the body's small vessels. These hemoglobin S red blood cells can block small blood vessels, resulting in tissue damage due to less blood reaching that portion of the body; and

Whereas, sickle cell trait is an inherited condition in which both hemoglobin A and S are produced in the red blood cells, always more A than S. Sickle cell trait is not a type of sickle cell disease; and

Whereas, sickle cell conditions are inherited from parents in much the same way as blood type, hair color and texture, eye color, and other physical traits. The types of hemoglobin a person makes in their red blood cells depends upon what hemoglobin genes the person inherits from his or her parents; and

Whereas, since sickle cell conditions are inherited from parents, it is important for people to be aware if they are a carrier before having children; and

Whereas, more than 90,000 people in the United States have sickle cell disease, affecting mostly persons of African heritage according to the National Institute of Health. Currently, there is no universal cure for sickle cell disease; and

Whereas, sickle cell disease results in a shortened life expectancy, with the average life expectancy being 42 years for men and 48 years for women; and

Whereas, sickle cell disease impacts 1 out of every 400 African Americans, and based on Missouri's population of 6.1 million, there are approximately 2,052 sickle cell disease patients in the state of Missouri; and

Whereas, based on population numbers, approximately 446 African American sickle cell disease patients reside in Jackson County, 661 in St. Louis County, and 370 in St. Louis City; and

Whereas, health maintenance for persons with sickle cell disease starts with early diagnosis, preferably as a newborn; and

Whereas, treatment of complications often includes antibiotics, pain management, intravenous fluids, blood transfusions, and surgery in combination with psychosocial support; and

Whereas, sickle cell disease patients face notable health disparities that impact their care and quality of life. Patients with sickle cell disease have a higher rate of returning to the hospital within 30 days of discharge compared to other health conditions. Since the disease and its symptoms are often poorly understood, many sickle cell disease patients experience longer wait times to see a doctor and to receive needed pain medication in the emergency department; and

Whereas, there are promising new treatments being developed which can prevent red blood cells from sickling without causing harm to other parts of the body, reduce the frequency of severe pain and acute chest syndrome, reduce the need for blood transfusions, and provide options to eliminate iron overload caused by repeated blood transfusions; and

Whereas, increased patient education is key to ensuring individuals understand sickle cell disease, its impacts, and possible treatments; and

Whereas, public awareness about sickle cell trait and disease and the numerous programs and screenings available is vital to reduce the pervasiveness of sickle cell conditions:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate the third full week in September as "Sickle Cell Awareness Week" in Missouri; and

Be It Further Resolved that the General Assembly encourages and urges all citizens of this state to participate in activities during Sickle Cell Awareness Week to address the pervasiveness of sickle cell trait and disease and the need to increase public awareness of the available programs and screenings, as well as increase public awareness of the health disparities impacting sickle cell disease patients; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
February 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Abigail Bidwell, Democrat, 509 South Florence Street, Kirksville, Adair County, Missouri 63501, as a member of the Missouri Community

Service Commission, for a term ending December 15, 2023, and until her successor is duly appointed and qualified; vice, Sarah Amanda Shelton, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

February 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Thomas L. Brown, 1306 Northwest 47th Street, Kansas City, Clay County, Missouri 64116, as a member of the Clay County Board of Election Commissioners, for a term ending June 15, 2023, and until his successor is duly appointed and qualified; vice, Blake Sherer, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

February 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Mike Keeven, 4700 Highway EE, Beaufort, Franklin County, Missouri 63013, as a member of the Well Installation Board, for a term ending February 24, 2024, and until his successor is duly appointed and qualified; vice, Fred Schoen, deceased.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

February 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Samantha Ferguson Knight, Democrat, 5471 Goethe Avenue, Saint Louis, Saint Louis City, Missouri 63109, as a member of the Missouri Community Service Commission, for a term ending December 15, 2024, and until her successor is duly appointed and qualified; vice, Nina North Murphy, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

February 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Katy McCutcheon, 511 Marshall Street, Fredericktown, Madison County, Missouri 63645, as a member of the Coroner Standards and Training Commission, for a term ending February 22, 2024, and until her successor is duly appointed and qualified; vice, RSMO 58.035.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

February 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Mark Pierce, Independent, 4345 Southwest State Route HH, DeKalb, Buchanan County, Missouri 64440, as a member of the Clean Water Commission, for a term ending April 12, 2024, and until his successor is duly appointed and qualified; vice, John Benton Hurst, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

February 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Robin L. Smith, Republican, 2391 Providence Drive, Jackson, Cape Girardeau County, Missouri 63755, as a member of the Missouri Community Service Commission, for a term ending December 15, 2025, and until her successor is duly appointed and qualified; vice, RSMO 620.586.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

February 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Michael P. Taylor, 192 Farnsworth Lane, Marshfield, Webster County, Missouri 65706, as a member of the Coroner Standards and Training Commission, for a term ending February 22, 2024, and until his successor is duly appointed and qualified; vice, RSMO 58.035.

Respectfully submitted,

Michael L. Parson

Governor

On motion of Senator Rowden, the Senate recessed until 2:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kehoe.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1173—By Schupp.

An Act to repeal section 478.437, RSMo, and to enact in lieu thereof one new section relating to circuit judges of the twenty-first judicial circuit.

SB 1174—By Eslinger.

An Act to amend chapter 537, RSMo, by adding thereto three new sections relating to civil actions for public nuisances.

SB 1175—By Eslinger.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to a patriotic and civics training program for teachers.

SB 1176—By Schupp.

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to child custody.

SB 1177—By Cierpiot.

An Act to repeal section 393.1715, RSMo, and to enact in lieu thereof one new section relating to ratemaking for electrical corporations.

REFERRALS

President Pro Tem Schatz referred the gubernatorial appointments to the Committee on Gubernatorial Appointments.

HOUSE BILLS ON THIRD READING

HCS for **HB 3014**, with **SCS**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3014**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3014

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article

IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3014** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 3014**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3014

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3014** be adopted.

Senator Schupp offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3014, Page 17, Section 14.277, Lines 1-10, by striking all of said section from the bill; and

Further amend said bill, page 24, Section 14.2030, Lines 1-8, by striking all of said section from the bill.

Senator Schupp moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Arthur, Beck, Onder, and Washington.

Senator Crawford assumed the Chair.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

NAYS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Moon	O'Laughlin	Onder	Rowden	Schatz	Thompson Rehder
White	Wieland—23					

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3014** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 3014** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Washington	White	Wieland	Williams—25			

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Moon	Onder—7

Absent—Senator Thompson Rehder—1

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

RESOLUTIONS

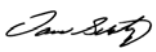
Senator Hoskins offered Senate Resolution No. 579, regarding Eagle Scout Noah Meservey, Chula, which was adopted.

Senator May offered Senate Resolution No. 580, regarding the One Hundredth Birthday of Eugenia Verdelle Ransom Young, St. Louis, which was adopted.

COMMUNICATIONS

President Pro Tem Schatz submitted the following:

February 23, 2022
Adriane Crouse
Secretary of the Senate
201 W. Capitol Ave. Rm 325
Jefferson City, MO
Dear Mrs. Crouse,
Pursuant to Rule 12, I am appointing Senator Mike Moon to the following Committees:
Gubernatorial Appointments
Professional Registration
Small Business and Industry
Ways and Means
Sincerely,



Dave Schatz
President Pro Tem

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, American Foundation of Suicide Prevention: Joshua Hodge, St. Louis; Carol Gans, Creve Coeur; Alicia Perales, Overland; Nicole Ludwinski, St. Ann; and The brAvery Foundation: Carol Cantor, Wildwood; Teresa Glaubitz; and Sam Glaubitz, Springfield.

Senator Hegeman introduced to the Senate, Madelyn Derks, King City.

Senator Washington introduced to the Senate, Dr. Marion Pierson, Lee's Summit; and Tracy Lewis, Kansas City.

Senator Razer introduced to the Senate, Brian Platt, Kansas City.

Senator Bean introduced to the Senate, former Senator Doug Libla, Poplar Bluff.

Senator Williams introduced to the Senate, St. Louis County NAACP President, John Bowman.

Senator Hegeman introduced to the Senate, Sheriff Will Akin, Liberty.

Senator Bernskoetter introduced to the Senate, The Lady Falcons volleyball team, head coach Megan Distler; assistant coaches Tori Martin; and Ali Juergensmeyer; student assistant Emily Tellman; Team: Autumn Bax; Bailey Braun; Libby Juergensmeyer; Aubrey Hardwick; Kenley Mitchell; Tayla Prenger; Anna Wekenborg; Abbi Wieberg; Kennedy Flanner; Sarah Girard; Sam Laughlin; Payton Mitchell; and Madi Rissmiller.

Senator Hegeman introduced to the Senate, Lesa Eiberger; Chloe Eiberger; and Taryn Hunter, King City.

Senator White introduced to the Senate, Dr. Ramesh Shah; and Dr. Heeral Shah, Joplin.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

TWENTY-FIFTH DAY–THURSDAY, FEBRUARY 24, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 956-Moon
SB 957-Bean
SB 958-Bean
SB 959-Beck
SB 960-Beck
SB 961-Beck
SB 962-Luetkemeyer
SB 963-Brown

SB 964-Brown and Eslinger
SB 965-Roberts
SB 966-Hough
SB 967-Hough
SB 968-Burlison
SB 969-Burlison
SB 970-Eslinger
SB 971-Brown
SB 972-Schupp
SB 973-Schupp and Roberts
SB 974-Schupp
SB 975-Burlison
SB 976-Hough
SB 977-Eslinger
SB 978-Eslinger
SB 979-Beck
SB 980-Beck
SB 981-Hoskins
SB 982-Hoskins
SB 983-Williams
SB 984-Hegeman
SB 985-Thompson Rehder
SB 986-Bean
SB 987-Bean
SB 988-Cierpiot
SB 989-Cierpiot
SB 990-Cierpiot
SB 991-Hough
SB 992-Beck
SB 993-Eslinger
SB 994-Washington
SB 995-Washington
SB 996-Bernskoetter
SB 997-Bernskoetter
SB 999-Gannon
SB 1000-Gannon
SB 1001-Bernskoetter
SB 1002-Bernskoetter
SB 1003-Bernskoetter
SB 1004-Bernskoetter
SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison

SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts

SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown
SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger
SB 1161-Eslinger
SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington
SB 1173-Schupp
SB 1174-Eslinger
SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot

HOUSE BILLS ON SECOND READING

HCS for HBs 2358 & 1485
HCS for HB 1686
HB 1667-Christofanelli
HB 1555-Gregory (96)

HCS for HB 1590
HB 2149-Shields
HB 1697-Baker

THIRD READING OF SENATE BILLS

SS for SJR 33-Koenig
(In Fiscal Oversight)

SS for SCS for SB 672-Hough
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 649-Eigel, with SCS
2. SB 678-Luetkemeyer
3. SJR 38-Luetkemeyer
4. SB 631-Hegeman, with SCS
5. SB 663-Bernskoetter, with SCS
6. SB 652-Rizzo
7. SJR 39-Luetkemeyer
8. SJR 41-Roberts and Mosley
9. SBs 698 & 639-Gannon, et al, with SCS
10. SB 648-Rowden
11. SB 869-Koenig
12. SBs 681 & 662-O'Laughlin, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

To be Referred

SCR 34-White
SCR 35-Washington

✓

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FIFTH DAY—THURSDAY, FEBRUARY 24, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Senator Rowden offered the following prayer:

Father, we thank You for today and for the honor we have been given to serve the people of Missouri here in the Missouri Senate.

Watch over us today. Give us wisdom to recognize the moments You provide to bless Missourians through our work here. And give us a supernatural outpouring of grace and compassion, both for our colleagues here in the capitol, and for our neighbors back home.

May we heed the words of the prophet Micah, who told us to "Act justly, love mercy, and walk humbly before You our God."

Watch over our families back home and grant us safety as we return to them today.

We ask all of this in the Name of Jesus. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

Senator Eslinger assumed the Chair.

The Senate observed a moment of silence for the invasion of Ukraine.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1178—By White and Cierpiot.

An Act to repeal sections 338.270 and 338.337, RSMo, and to enact in lieu thereof three new sections relating to abortion, with penalty provisions.

SB 1179—By Hough.

An Act to repeal section 208.798, RSMo, and to enact in lieu thereof one new section relating to the Missouri Rx plan.

SB 1180—By Hough.

An Act to repeal section 376.427, RSMo, and to enact in lieu thereof one new section relating to prepaid dental plans.

SB 1181—By Luetkemeyer.

An Act to amend chapter 143, RSMo, by adding thereto one new section relating to an income tax deduction for certain law enforcement officers.

SB 1182—By Gannon.

An Act to repeal sections 192.2405 and 210.115, RSMo, and to enact in lieu thereof six new sections relating to reporting of abuse and neglect, with penalty provisions.

SB 1183—By Gannon.

An Act to repeal sections 260.225, 260.273, 260.325, and 260.335, RSMo, and to enact in lieu thereof four new sections relating to solid waste management.

SB 1184—By Thompson Rehder.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

SB 1185—By Thompson Rehder.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Rush Limbaugh day.

SB 1186—By Thompson Rehder.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of memorial infrastructure.

SB 1187—By Thompson Rehder.

An Act to repeal section 32.300, RSMo, and to enact in lieu thereof one new section relating to remote systems for the performance of transportation functions by the department of revenue.

SB 1188—By Beck and Gannon.

An Act to repeal sections 287.120, 287.240, and 537.610, RSMo, and to enact in lieu thereof three new sections relating to liability of employers.

SB 1189—By Cierpiot.

An Act to amend chapter 163, RSMo, by adding thereto one new section relating to residency of children in state custody.

SB 1190—By Roberts.

An Act to repeal sections 59.310, 92.720, 92.740, 92.750, 92.760, 92.765, 92.770, 92.775, 92.810, 92.815, 92.825, 92.835, 92.840, 92.852, 92.855, and 442.130, RSMo, and to enact in lieu thereof seventeen new sections relating to property regulations in certain cities and counties, with penalty provisions.

SB 1191—By Crawford.

An Act to repeal sections 50.815 and 50.820, RSMo, and to enact in lieu thereof two new sections relating to county financial statements.

SB 1192—By Crawford.

An Act to repeal section 208.030, RSMo, and to enact in lieu thereof one new section relating to supplemental welfare assistance.

SB 1193—By Washington.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to electric vehicle tax credits.

SB 1194—By Washington.

An Act to repeal sections 115.158 and 115.221, RSMo, and to enact in lieu thereof two new sections relating to voter registration, with an existing penalty provision.

SB 1195—By Washington.

An Act to repeal sections 620.484, 620.490, 620.511, 620.512, and 620.513, RSMo, and to enact in lieu thereof six new sections relating to the department of higher education and workforce development.

SB 1196—By Washington.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for providing services to homeless persons.

Senator Hough assumed the Chair.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 3014** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 3014**.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
February 24, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jim C. Arnott, 5121 South River Road, Springfield, Greene County, Missouri 65804, as a member of the Peace Officer Standards and Training Commission, for a term ending October 3, 2023, and until his successor is duly appointed and qualified; vice, Dwight Diehl, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 24, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Michael A. Wiegand, 17020 Elm Trail Drive, Eureka, Saint Louis County, Missouri 63025, as a member of the Peace Officer Standards and Training Commission, for a term ending October 3, 2024, and until his successor is duly appointed and qualified; vice, Charles A. (Drew) Juden, resigned.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Schatz referred the above appointments to the Committee on Gubernatorial Appointments.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Onder, Chairman of the Committee on Health and Pensions, submitted the following report:

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 655**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hoskins, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **SB 732**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 845**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Cierpiot, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 745**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 820**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 823**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS** for **SJR 33** and **SS** for **SCS** for **SB 672**, begs leave to report that it has considered the same and recommends that the bill and resolution do pass.

Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 762**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 850**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 664**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 775**, **SB 751**, and **SB 640**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 799**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

THIRD READING OF SENATE BILLS

SS for **SJR 33**, introduced by Senator Koenig, entitled:

SENATE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 33

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

Was taken up.

On motion of Senator Koenig, **SS** for **SJR 33** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	White
Wieland	Williams—30					

NAYS—Senator Schupp—1

Absent—Senators

Arthur	Washington—2

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 672**, introduced by Senator Hough, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 672

An Act to repeal sections 173.2553 and 173.2554, RSMo, and to enact in lieu thereof three new sections relating to workforce development.

Was taken up.

President Kehoe assumed the Chair.

On motion of Senator Hough, **SS** for **SCS** for **SB 672** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hegeman	Hough	Luetkemeyer	May	Mosley	O'Laughlin
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Washington
White	Wieland	Williams—24				

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Moon	Onder
Thompson Rehder—8						

Absent—Senator Arthur—1

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

REFERRALS

President Pro Tem Schatz referred **SCR 34** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 35—Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 956—Governmental Accountability and Fiscal Oversight.

SB 957—Education.

SB 958—Education.

SB 959—Insurance and Banking.

SB 960—Economic Development.

SB 961—Economic Development.

SB 962—Transportation, Infrastructure and Public Safety.

SB 963—Insurance and Banking.

SB 964—Judiciary and Civil and Criminal Jurisprudence.

SB 965—Health and Pensions.

SB 966—Local Government and Elections.

SB 967—Transportation, Infrastructure and Public Safety.

SB 968—Small Business and Industry.

SB 969—Commerce, Consumer Protection, Energy and the Environment.

SB 970—Transportation, Infrastructure and Public Safety.

SB 971—Transportation, Infrastructure and Public Safety.

SB 972—Transportation, Infrastructure and Public Safety.

SB 973—Health and Pensions.

SB 974—Insurance and Banking.

SB 975—Judiciary and Civil and Criminal Jurisprudence.

SB 976—Local Government and Elections.

SB 977—Education.

SB 978—Professional Registration.

SB 979—Agriculture, Food Production and Outdoor Resources.

SB 980—Agriculture, Food Production and Outdoor Resources.

SB 981—Commerce, Consumer Protection, Energy and the Environment.

SB 982—Seniors, Families, Veterans & Military Affairs.

SB 983—Progress and Development.

SB 984—Agriculture, Food Production and Outdoor Resources.

SB 985—Governmental Accountability and Fiscal Oversight.

SB 986—Agriculture, Food Production and Outdoor Resources.

SB 987—Governmental Accountability and Fiscal Oversight.

SB 988—Education.

SB 989—Commerce, Consumer Protection, Energy and the Environment.

SB 990—Commerce, Consumer Protection, Energy and the Environment.

SB 991—Professional Registration.

SB 992—Judiciary and Civil and Criminal Jurisprudence.

SB 993—Professional Registration.

SB 994—Progress and Development.

SB 995—Judiciary and Civil and Criminal Jurisprudence.

SB 996—Governmental Accountability and Fiscal Oversight.

SB 997—Governmental Accountability and Fiscal Oversight.

SB 999—Education.

SB 1000—Health and Pensions.

SB 1001—Professional Registration.

SB 1002—Professional Registration.

SB 1003—Commerce, Consumer Protection, Energy and the Environment.

SB 1004—Professional Registration.

On motion of Senator Rowden, the Senate recessed until 11:45 a.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Schatz.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HJR 117**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 36(c) of Article IV of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to MO HealthNet.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 74**.

HOUSE CONCURRENT RESOLUTION NO. 74

BE IT RESOLVED, by the House of Representatives of the One Hundred First General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:15 a.m., Tuesday, March 8, 2022, to receive a message from the Honorable Paul C. Wilson, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and the Senate of the One Hundred First General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

In which the concurrence of the Senate is respectfully requested.

SIGNING OF BILLS

The President Pro Tem Schatz announced that all other business would be suspended and **SS** for **SCS** for **HCS** for **HB 3014**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

RESOLUTIONS

Senator Bean offered Senate Resolution No. 581, regarding the Stoddard County Gospel Mission, which was adopted.

Senator Bean offered Senate Resolution No. 582, regarding Brenda Mason, Dexter, which was adopted.

INTRODUCTION OF GUESTS

Senator Cierpiot introduced to the Senate, Annalynn Denise Jones, Jefferson City.

Senator Hoskins introduced to the Senate, Edie Bauer, Loose Creek.

Senator Thompson Rehder introduced to the Senate, Kaitlyn Schallhorn, Jefferson City.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, February 28, 2022.

SENATE CALENDAR

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TWENTY-SIXTH DAY–MONDAY, FEBRUARY 28, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin
SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown

SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison

SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown
SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger
SB 1161-Eslinger
SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington
SB 1173-Schupp
SB 1174-Eslinger

SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SB 1178-White and Cierpiot
SB 1179-Hough
SB 1180-Hough
SB 1181-Luetkemeyer
SB 1182-Gannon
SB 1183-Gannon
SB 1184-Thompson Rehder
SB 1185-Thompson Rehder
SB 1186-Thompson Rehder
SB 1187-Thompson Rehder
SB 1188-Beck and Gannon
SB 1189-Cierpiot
SB 1190-Roberts
SB 1191-Crawford
SB 1192-Crawford
SB 1193-Washington
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot

HOUSE BILLS ON SECOND READING

HCS for HBs 2358 & 1485
HCS for HB 1686
HB 1667-Christofanelli
HB 1555-Gregory (96)
HCS for HB 1590
HB 2149-Shields
HB 1697-Baker
HCS for HJR 117

SENATE BILLS FOR PERFECTION

1. SB 649-Eigel, with SCS
2. SB 678-Luetkemeyer
3. SJR 38-Luetkemeyer
4. SB 631-Hegeman, with SCS
5. SB 663-Bernskoetter, with SCS
6. SB 652-Rizzo
7. SJR 39-Luetkemeyer
8. SJR 41-Roberts and Mosley
9. SBs 698 & 639-Gannon, et al, with SCS
10. SB 648-Rowden
11. SB 869-Koenig
12. SBs 681 & 662-O'Laughlin, with SCS
13. SB 655-Crawford
14. SB 732-Hoskins, with SCS
15. SB 745-Cierpiot, with SCS
16. SB 820-Burlison
17. SB 823-White
18. SB 762-Brown
19. SB 850-Bean, with SCS
20. SB 664-Bernskoetter
21. SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS
22. SB 799-Hegeman, with SCS

INFORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)
HCR 74-Plocher

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SIXTH DAY—MONDAY, FEBRUARY 28, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"God is our refuge and strength, a very present help in trouble." (Psalm 46:1)

O God, we are grateful for our sunny, safe travel here today and those who cleared the road for us as we traveled home last Thursday. And Lord, You are our refuge and strength who has bound us together in a common life. We see violence and war in Ukraine and our world and conflict that challenges us and stresses our lives. Help us to listen to Your word and help us not fail to be those who seek peace. And help us find ways to confront those who seek to destroy and work to stop such actions. We pray that You heal the hurting and console the grieving and provide protection for the innocent and helpless. And Lord, give wisdom to our leaders to find a path towards peace. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, February 24, 2022, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Brattin—1

Vacancies—None

RESOLUTIONS

Senator Bernskoetter offered Senate Resolution No. 583, regarding Corrections Officer I Morris Holt, Jefferson City, which was adopted.

Senator Hegeman offered Senate Resolution No. 584, regarding Elisa E. H. Vinyard, DO, Cameron, which was adopted.

Senator Bean offered Senate Resolution No. 585, regarding Dexter Cinema, Dexter, which was adopted.

Senator Bean offered Senate Resolution No. 586, regarding Rick Shipman Construction, Inc., Dexter, which was adopted.

Senator Bean offered Senate Resolution No. 587, regarding Scott Kruse, Dexter, which was adopted.

Senator Washington offered Senate Resolution No. 588, regarding the death of Reverend Robert Louis Baynham, Kansas City, which was adopted.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read the 1st time and ordered printed:

SB 1197—By Mosley.

An Act to amend chapter 334, RSMo, by adding thereto thirteen new sections relating to the regulation and licensing of the practice of naturopathic medicine, with penalty provisions.

SB 1198—By Mosley.

An Act to repeal section 510.120, RSMo, and to enact in lieu thereof one new section relating to automatic stays of proceedings for members of the general assembly.

SB 1199—By Mosley.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the department of transportation's fiber network.

SB 1200—By Gannon.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to pet breeders week.

SB 1201—By Rizzo.

An Act to amend chapter 547, RSMo, by adding thereto one new section relating to post conviction release.

SB 1202—By Koenig.

An Act to amend chapter 188, RSMo, by adding thereto one new section relating to abortion.

SB 1203—By Koenig.

An Act to repeal sections 67.265, 67.308, 167.029, 167.181, 167.191, 171.011, and 192.290, RSMo, and to enact in lieu thereof seven new sections relating to public health, with penalty provisions.

SB 1204—By Eigel.

An Act to amend chapter 566, RSMo, by adding thereto one new section relating to the offense of sexual

exploitation by a clergyperson, with penalty provisions.

SB 1205—By Washington.

An Act to repeal section 211.071, RSMo, and to enact in lieu thereof one new section relating to certification of juveniles for trial as an adult, with penalty provisions.

SB 1206—By Onder.

An Act to repeal sections 160.518, 160.545, 161.092, 163.023, 168.021, and 168.110, RSMo, and to enact in lieu thereof seven new sections relating to school operations.

SB 1207—By Onder.

An Act to repeal sections 67.265, 67.308, 167.029, 167.181, 167.191, 171.011, and 192.290, RSMo, and to enact in lieu thereof eight new sections relating to public health, with penalty provisions.

SB 1208—By Moon.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Constitutution day.

SB 1209—By May.

An Act to repeal section 488.426, RSMo, and to enact in lieu thereof one new section relating to court filing surcharges.

SB 1210—By May.

An Act to repeal section 167.630, RSMo, and to enact in lieu thereof one new section relating to epinephrine administration.

SB 1211—By Bean.

An Act to repeal sections 393.170, 523.010, 523.039, 523.040, and 523.060, RSMo, and to enact in lieu thereof five new sections relating to eminent domain for certain utilities.

SB 1212—By Crawford.

An Act to repeal section 143.455, RSMo, and to enact in lieu thereof two new sections relating to the apportionment of income for financial institutions.

SB 1213—By Crawford.

An Act to amend chapter 285, RSMo, by adding thereto twelve new sections relating to workplace retirement savings plans.

SJR 52—By Koenig.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to the protection of children.

SJR 53—By Onder.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to abortion.

SENATE BILLS FOR PERFECTION

Senator Eigel moved that **SB 649**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 649**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 649

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to personal property taxes.

Was taken up.

Senator Eigel moved that **SCS** for **SB 649** be adopted.

Senator Eigel offered **SS** for **SCS** for **SB 649**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 649

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to personal property taxes.

Senator Eigel moved that **SS** for **SCS** for **SB 649** be adopted.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 649, Page 1, In the Title, Line 3, by striking "personal"; and further amend said bill and page, Section A, line 3, by inserting after all of said line the following:

"**137.103. 1. For the purposes of this section, the following terms shall mean:**

(1) "Eligible credit amount", the difference between an eligible taxpayer's real property tax liability on such taxpayer's homestead for a given tax year, minus the real property tax liability on such homestead in the year that the eligible taxpayer turned sixty-five years of age;

(2) "Eligible taxpayer", a Missouri resident who:

(a) Is at least sixty-five years of age;

(b) Is an owner of record of a homestead or has a legal or equitable interest in such property as evidenced by a written instrument;

(c) Has an income that does not exceed sixty-five thousand dollars if the taxpayer's filing status is single, married filing separate, or head of household, or one hundred thirty thousand dollars if filing married combined; and

(d) Is liable for the payment of real property taxes on such homestead;

(3) "Homestead", real property actually occupied by an eligible taxpayer as a primary residence.

2. Pursuant to article X, section 6(a) of the Missouri Constitution, any taxing jurisdiction authorized to impose a property tax may grant a property tax credit to eligible taxpayers residing in such taxing jurisdiction, provided that:

(1) Such taxing jurisdiction adopts an ordinance authorizing such credit; or

(2) (a) A petition in support of a referendum on such a credit is signed by at least five percent of the registered voters in the taxing jurisdiction and the petition is delivered to the governing body of the taxing jurisdiction; and

(b) The taxing jurisdiction subsequently holds a referendum on such credit and the credit is approved by a majority of the qualified voters voting thereon.

3. A taxing jurisdiction granting an exemption pursuant to this section shall apply such exemption when calculating the eligible taxpayer's property tax liability for the tax year. The amount of the credit shall be noted on the statement of tax due sent to the eligible taxpayer by the county collector."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted.

Senator Luetkemeyer offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 649, Page 1, Line 16, by inserting at the end of said line the following: "**and**"; and further amend lines 17-21 by striking all of said lines; and further renumber the remaining paragraph accordingly; and

Further amend said amendment, page 2, line 28, by striking "may" and inserting in lieu thereof the following: "**shall**"; and further amend lines 29-40, by striking all of said lines and inserting in lieu thereof the following:

"**taxpayers residing in such taxing jurisdiction.**"; and further amend line 46 by inserting after all of said line the following:

"Further amend said bill, section 137.115, page 3, line 71, by inserting immediately after the word "year" the following:

"**, provided that no real residential property shall be assessed at a value that exceeds the previous assessed value for such property, exclusive of new construction and improvements, by more than the percentage increase in the consumer price index or ten percent, whichever is greater**"; and".

Senator Luetkemeyer moved that the above amendment be adopted.

Senator Roberts requested a division of the question on **SA 1** to **SA 1**, asking that a vote be taken on lines 2-9 and that a second vote be taken on the remainder of the amendment.

Senator Luetkemeyer requested a roll call vote be taken on the adoption of Part II of **SA 1** to **SA 1**. He was joined in his request by Senators Cierpiot, Eigel, Gannon, and Rowden.

Senator Luetkemeyer moved that Part I of **SA 1** to **SA 1** be adopted, which motion prevailed.

Senator Luetkemeyer moved that Part II of **SA 1** to **SA 1** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Bernskoetter	Brown	Burlison	Cierpiot	Crawford

Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	O'Laughlin	Onder	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Thompson Rehder	Washington	White	Wieland—27	

NAYS—Senators

Beck	May	Moon	Mosley	Schupp	Williams—6

Absent—Senators—None

Absent with leave—Senator Brattin—1

Vacancies—None

Senator Roberts moved that **SA 1**, as amended, be adopted, which motion prevailed.

At the request of Senator Eigel, **SB 649**, with **SCS** and **SS** for **SCS**, as amended (pending), was placed on the Informal Calendar.

HOUSE BILLS ON SECOND READING

The following Bills and Joint Resolution were read the 2nd time and referred to the Committees indicated:

HCS for **HBs 2358** & **1485**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 1686**—Commerce, Consumer Protection, Energy and the Environment.

HB 1667—General Laws.

HB 1555—Professional Registration.

HCS for **HB 1590**—Economic Development.

HB 2149—Professional Registration.

HB 1697—Small Business and Industry.

HCS for **HJR 117**—Appropriations.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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TWENTY-SEVENTH DAY–TUESDAY, MARCH 1, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1005-Bernskoetter
SB 1006-Bernskoetter
SB 1007-Eigel
SB 1008-O'Laughlin

SB 1009-O'Laughlin
SB 1010-O'Laughlin
SB 1011-O'Laughlin
SB 1012-Eigel
SB 1013-Roberts
SB 1014-Cierpiot
SB 1015-Hough
SB 1016-Roberts
SB 1017-Bernskoetter
SB 1018-Bernskoetter
SB 1019-Bernskoetter
SB 1020-Brown
SB 1021-Brown
SB 1022-Brown
SB 1023-Gannon
SB 1024-Gannon
SB 1025-Bernskoetter
SB 1026-Brown
SB 1027-Moon
SB 1028-Moon
SB 1029-White
SB 1030-Bean
SB 1031-Beck
SB 1032-Hegeman
SB 1033-Rizzo
SB 1034-Eigel
SB 1035-Moon
SB 1036-Moon
SB 1037-Thompson Rehder
SB 1038-Brown
SB 1039-Arthur
SB 1040-Burlison
SB 1041-Razer
SB 1042-Crawford
SB 1043-Gannon
SB 1044-Koenig
SB 1045-Schupp
SB 1046-Hegeman
SB 1047-Brattin
SB 1048-Brattin
SB 1049-Brattin
SB 1050-Brattin
SB 1051-Brattin
SB 1052-Bean
SB 1053-Bernskoetter
SB 1054-Bernskoetter
SB 1055-Arthur
SB 1056-Williams
SB 1057-May
SB 1058-Brown
SB 1059-Brown
SB 1060-Brown
SB 1061-Luetkemeyer
SB 1062-Crawford
SB 1063-Crawford
SB 1064-Cierpiot
SB 1065-Hoskins
SB 1066-Hoskins
SB 1067-Hoskins
SB 1068-Hoskins
SB 1069-Hoskins
SB 1070-Brown
SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden

SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown

SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger
SB 1161-Eslinger
SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington
SB 1173-Schupp
SB 1174-Eslinger
SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SB 1178-White and Cierpiot
SB 1179-Hough
SB 1180-Hough
SB 1181-Luetkemeyer
SB 1182-Gannon
SB 1183-Gannon
SB 1184-Thompson Rehder
SB 1185-Thompson Rehder
SB 1186-Thompson Rehder
SB 1187-Thompson Rehder
SB 1188-Beck and Gannon
SB 1189-Cierpiot
SB 1190-Roberts
SB 1191-Crawford
SB 1192-Crawford
SB 1193-Washington
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder

SENATE BILLS FOR PERFECTION

1. SB 678-Luetkemeyer
2. SJR 38-Luetkemeyer
3. SB 631-Hegeman, with SCS
4. SB 663-Bernskoetter, with SCS

5. SB 652-Rizzo
6. SJR 39-Luetkemeyer
7. SJR 41-Roberts and Mosley
8. SBs 698 & 639-Gannon, et al, with SCS
9. SB 648-Rowden
10. SB 869-Koenig
11. SBs 681 & 662-O'Laughlin, with SCS
12. SB 655-Crawford
13. SB 732-Hoskins, with SCS
14. SB 745-Cierpiot, with SCS
15. SB 820-Burlison
16. SB 823-White
17. SB 762-Brown
18. SB 850-Bean, with SCS
19. SB 664-Bernskoetter
20. SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS
21. SB 799-Hegeman, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 649-Eigel, with SCS & SS for SCS (pending)

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)
HCR 74-Plocher

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SEVENTH DAY—TUESDAY, MARCH 1, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Bless the Lord, O my soul; O Lord my God, You are very great." (Psalm 104:1)

Almighty God, You created us with many talents and abilities that differ from each other yet such gifts complement and supplement each other as we work together to frame and refine the bills that are before us. Keep us aware of our differences yet see them as useful in the process of legislating the many issues facing us this session. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group, MissouriNet, and KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 589, regarding Shawn A. and Ashley N. Wallis, Piedmont, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1214—By White.

An Act to repeal sections 192.006 and 192.020, RSMo, and to enact in lieu thereof two new sections relating to the rulemaking authority of the department of health and senior services.

SB 1215—By Schupp.

An Act to amend chapter 565, RSMo, by adding thereto one new section relating to a cyber crimes task force.

SB 1216—By Cierpiot.

An Act to repeal sections 210.146 and 210.183, RSMo, and to enact in lieu thereof four new sections relating to child protection.

SB 1217—By Hegeman.

An Act to repeal section 512.020, RSMo, and to enact in lieu thereof one new section relating to civil actions.

SB 1218—By Hegeman.

An Act to amend supreme court rule 52.08, relating to class actions.

SB 1219—By Gannon.

An Act to repeal section 537.528, RSMo, and to enact in lieu thereof one new section relating to civil actions based on public expression.

SB 1220—By Gannon.

An Act to amend chapters 34 and 226, RSMo, by adding thereto three new sections relating to standards for public projects.

SB 1221—By Eslinger.

An Act to repeal section 210.211, RSMo, and to enact in lieu thereof one new section relating to child care facilities.

SB 1222—By Eslinger.

An Act to repeal section 407.020, RSMo, and to enact in lieu thereof one new section relating to unlawful merchandising practices, with penalty provisions.

SB 1223—By Brattin.

An Act to amend chapter 252, RSMo, by adding thereto one new section relating to hunting and fishing permits for veterans.

SB 1224—By Brattin.

An Act to amend chapter 573, RSMo, by adding thereto one new section relating to the offense of

providing obscene material to a student, with penalty provisions.

SB 1225—By Brattin.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to training, instructional, and curricular materials on a school website.

SB 1226—By Brattin.

An Act to amend chapter 33, RSMo, by adding thereto one new section relating to the state budget.

SB 1227—By Brattin.

An Act to repeal sections 67.307, 285.530, and 577.675, RSMo, and to enact in lieu thereof three new sections relating to illegal aliens, with existing penalty provisions.

SB 1228—By Bernskoetter.

An Act to repeal section 400.9-102, RSMo, and to enact in lieu thereof one new section relating to secured transactions.

SB 1229—By Brown.

An Act to repeal sections 563.011 and 563.031, RSMo, and to enact in lieu thereof two new sections relating to the use of self-defense.

SB 1230—By Washington.

An Act to repeal sections 610.120 and 610.140, RSMo, and to enact in lieu thereof two new sections relating to criminal records.

SB 1231—By O'Laughlin.

An Act to amend chapter 231, RSMo, by adding thereto one new section relating to subcontracts for work on the highways of this state.

SB 1232—By O'Laughlin.

An Act to repeal section 67.2691, RSMo, section 67.2677 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and section 67.2677 as enacted by house bill no. 1965, ninety-fifth general assembly, second regular session, and to enact in lieu thereof three new sections relating to video service providers, with an effective date for a certain section.

SB 1233—By Roberts.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for contributions made to refugee resource centers.

SB 1234—By Roberts.

An Act to repeal section 542.276, RSMo, and to enact in lieu thereof one new section relating to warrants.

Senator Bean assumed the Chair.

On motion of Senator White, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kehoe.

CONCURRENT RESOLUTIONS

Senator Bernskoetter offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 36

Relating to the Missouri USA Semiquincentennial Commission.

Whereas, the 250th anniversary of the Declaration of Independence and 250th anniversary of the United States of America are approaching in the coming years; and

Whereas, such anniversaries are worthy of celebration at both the federal and state levels; and

Whereas, in order to effect such a celebration in Missouri, there needs to be a coordinated effort at the state level:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby create the Missouri USA Semiquincentennial Commission; and

Be it Further Resolved that the principal purpose of the Commission shall be to plan, promote, and implement where appropriate public celebrations and commemorations of the 250th anniversary of the Declaration of Independence on July 4, 2026, and the 250th anniversary of the United States of America; and

Be it Further Resolved that the Commission is authorized to cooperate with the United States Semiquincentennial Commission created by Public Law 114-196, other national and state organizations engaged in commemoration and celebration of the United States Semiquincentennial, and other national, regional, state, and local public and private organizations having compatible purposes. It shall encourage various state agencies and organizations to work cooperatively to promote the Semiquincentennial; and

Be it Further Resolved that the Commission shall consider promoting and encouraging as part of its celebratory and commemorative events, electronic media, printed products, symposia, and educational outreach all of the following:

(1) Awareness and understanding of the principles of the Declaration of Independence, of the winning of American independence in the American Revolutionary War, and of the establishment of America's system of constitutional self-government;

(2) Teaching students and increasing public knowledge and appreciation of the breadth of American history and the centuries-long quest for "liberty and justice for all". This includes sharing the stories and contributions of the various people who have populated the land, from indigenous peoples, explorers, British colonists, seekers of religious freedom, enslaved African Americans, and many others who are part of America's stories;

(3) Advancing the cause of liberty and American self-government and of the meaning of "E Pluribus Unum" ("From many, one"), through promoting civic knowledge and practice, including America's "Charters of Freedom" (the Declaration of Independence, the Constitution, and the Bill of Rights), and the constitutional features of self-government which emphasize the roles of active and engaged good citizens;

(4) Emphasizing the service and sacrifices of veterans of all generations who have secured and preserved American independence and freedom and encouraging Missourians to honor them;

(5) Celebratory and commemorative events and activities throughout the State of Missouri; and

Be it Further Resolved that the membership of the Commission shall consist of eleven voting members as follows:

(1) The Governor of Missouri who shall serve as chair of the commission;

(2) Two members appointed by the Lieutenant Governor;

(3) Two members appointed by the President Pro Tempore of the Senate and two members appointed by the Speaker of the House of Representatives;

(4) Two members who are Missourians serving on the United States Semiquincentennial Commission as certified by the executive officer of that Commission;

(5) Two citizens at large, appointed by the Governor; and

Be it Further Resolved that members shall serve for the life of the Commission, provided any public official's expiration of his or her term shall create a vacancy, and all vacancies shall be filled in the same manner as originally appointed; and

Be it Further Resolved that the appointing authorities shall coordinate their appointments so that diversity of gender, race, and geographical areas is reflective of the makeup of this state; and

Be it Further Resolved that the Commission shall elect its chair, vice chair and any other officers it deems necessary. A majority of the members shall constitute a quorum to conduct business; and

Be it Further Resolved that the Office of Administration shall provide administrative support for the Commission; and

Be it Further Resolved that the Commission, its members, and any staff assigned to the Commission shall receive reimbursement for their actual and necessary expenses in attending meetings of the Commission, with such reimbursement for the legislative members only coming from the Joint Contingent Fund; and

Be it Further Resolved that the Commission shall terminate by either a majority of the members voting for termination, or by December 31, 2027, whichever occurs first; and

Be It Further Resolved that the Secretary of the Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

Senator Bernskoetter assumed the Chair.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read the 1st time and ordered printed:

SB 1235—By May.

An Act to repeal section 195.758, RSMo, and to enact in lieu thereof one new section relating to industrial hemp, with penalty provisions.

SB 1236—By Schatz.

An Act to amend chapter 319, RSMo, by adding thereto one new section relating to underground damage prevention, with penalty provisions.

SB 1237—By Schatz.

An Act to repeal sections 311.660, 311.680, 311.710, 311.720, 313.004, 313.255, 572.010, 572.015, and 572.100, RSMo, and to enact in lieu thereof nine new sections relating to illegal gambling, with penalty provisions and an emergency clause.

SB 1238—By Schatz.

An Act to amend chapter 226, RSMo, by adding thereto one new section relating to the reporting of transportation information.

SB 1239—By Rizzo.

An Act to amend chapter 30, RSMo, by adding thereto one new section relating to the investment policies of public entities, with a referendum clause.

SB 1240—By Brattin.

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to the organized retail crime task force.

SB 1241—By Brattin.

An Act to repeal sections 590.040 and 590.050, RSMo, and to enact in lieu thereof two new sections relating to peace officer training requirements.

SB 1242—By Brattin.

An Act to repeal sections 334.100 and 338.055, RSMo, and to enact in lieu thereof three new sections

relating to certain COVID-19 medications.

SB 1243—By Hegeman.

An Act to repeal sections 516.120, 516.140, 537.060, 537.067, and 537.1035, RSMo, and to enact in lieu thereof seven new sections relating to civil actions.

SJR 54—By Bernskoetter.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 14 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to court fees for the funding of retirement benefits of elected sheriffs.

SJR 55—By Schatz.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 30(a) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to expenses of the department of transportation.

SJR 56—By Schatz.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 30(b) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to employment of personnel for state highway system purposes.

SJR 57—By Schatz.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 30(b) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to employment of personnel for state highway system purposes.

SJR 58—By Schatz.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 30(b) of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to employment of personnel for state highway system purposes.

SJR 59—By Brattin.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the taxation of real property.

SENATE BILLS FOR PERFECTION

Senator Luetkemeyer moved that **SB 678** be taken up for perfection, which motion prevailed.

Senator Luetkemeyer offered **SS** for **SB 678**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 678

An Act to repeal section 84.730, RSMo, and to enact in lieu thereof one new section relating to the Kansas City board of police, with an emergency clause.

Senator Luetkemeyer moved that **SS** for **SB 678** be adopted.

Senator Washington offered **SA 1**, which was read.

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 678, Page 2, Section 84.730, Line 30, by striking "twenty-six percent" and inserting in lieu thereof the following: "**one-fourth**"; and further amend lines 31-35, by striking said lines and inserting in lieu thereof the following: "revenue fund of such year.".

Senator Washington moved that the above amendment be adopted, which motion prevailed.

Senator Bean assumed the Chair.

Senator Luetkemeyer moved that **SS** for **SB 678**, as amended, be adopted, which motion prevailed on a standing division vote.

On motion of Senator Luetkemeyer, **SS** for **SB 678**, as amended, was declared perfected and ordered printed.

Senator Luetkemeyer moved that **SJR 38** be taken up for perfection, which motion prevailed.

Senator Luetkemeyer offered **SS** for **SJR 38**, entitled:

SENATE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 38

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 21 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the funding of law enforcement agencies.

Senator Luetkemeyer moved that **SS** for **SJR 38** be adopted.

President Kehoe assumed the Chair.

Senator May offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Joint Resolution No. 38, Page 1, Section 21, Line 1, by inserting after "Section 21." the following: "**1.**"; and further amend line 10 by striking all of said line and inserting in lieu thereof the following: "subdivision for any increased costs.

2. Notwithstanding the"; and further amend line 12 by striking all of said line and inserting in lieu thereof the following: "**establish minimum funding for the police force of Kansas City established by sections 84.350 to 84.860 of the Revised Statutes of Missouri to**"; and

Further amend said resolution and section, page 2, lines 13-14 by striking all of said lines and inserting in lieu thereof the following: "**ensure such force has additional resources to serve its community. The provisions of this subsection shall expire on December 31, 2028.**"; and

Further amend said resolution and page, section B, lines 9-10 by striking all of said lines and inserting in lieu thereof the following: "for the police force of Kansas City until December 31, 2028, to ensure such force has additional resources to serve its community?"".

Senator May moved that the above amendment be adopted.

Senator Bean assumed the Chair.

At the request of Senator Luetkemeyer, **SJR 38**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 678**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 1005—Judiciary and Civil and Criminal Jurisprudence.

SB 1006—Judiciary and Civil and Criminal Jurisprudence.

SB 1007—Commerce, Consumer Protection, Energy and the Environment.

SB 1008—Insurance and Banking.

SB 1009—Education.

SB 1010—Education.

SB 1011—Small Business and Industry.

SB 1012—Transportation, Infrastructure and Public Safety.

SB 1013—Seniors, Families, Veterans & Military Affairs.

SB 1014—Commerce, Consumer Protection, Energy and the Environment.

SB 1015—Transportation, Infrastructure and Public Safety.

SB 1016—General Laws.

SB 1017—Governmental Accountability and Fiscal Oversight.

SB 1018—Judiciary and Civil and Criminal Jurisprudence.

SB 1019—Judiciary and Civil and Criminal Jurisprudence.

SB 1020—Health and Pensions.

SB 1021—Appropriations.

SB 1022—Transportation, Infrastructure and Public Safety.

SB 1023—Judiciary and Civil and Criminal Jurisprudence.

SB 1024—Insurance and Banking.

SB 1025—Judiciary and Civil and Criminal Jurisprudence.

SB 1026—Transportation, Infrastructure and Public Safety.

SB 1027—Judiciary and Civil and Criminal Jurisprudence.

SB 1028—Judiciary and Civil and Criminal Jurisprudence.

SB 1029—Health and Pensions.

SB 1030—Agriculture, Food Production and Outdoor Resources.

SB 1031—Insurance and Banking.

SB 1032—Appropriations.

SB 1033—General Laws.

SB 1034—Education.

SB 1035—Agriculture, Food Production and Outdoor Resources.

SB 1036—Local Government and Elections.

SB 1037—Seniors, Families, Veterans & Military Affairs.

SB 1038—Transportation, Infrastructure and Public Safety.

SB 1039—Judiciary and Civil and Criminal Jurisprudence.

SB 1040—Rules, Joint Rules, Resolutions and Ethics.

SB 1041—Ways and Means.

SB 1042—Insurance and Banking.

SB 1043—General Laws.

SB 1044—Small Business and Industry.

SB 1045—Seniors, Families, Veterans & Military Affairs.

SB 1046—Appropriations.

SB 1047—Governmental Accountability and Fiscal Oversight.

SB 1048—Insurance and Banking.

SB 1049—Local Government and Elections.

SB 1050—Education.

SB 1051—Education.

SB 1052—Education.

SB 1053—Health and Pensions.

SB 1054—Health and Pensions.

SB 1055—Education.

SB 1056—Judiciary and Civil and Criminal Jurisprudence.

SB 1057—Education.

SB 1058—Agriculture, Food Production and Outdoor Resources.

SB 1059—Professional Registration.

SB 1060—Local Government and Elections.

SB 1061—Appropriations.

SB 1062—Health and Pensions.

SB 1063—Insurance and Banking.

SB 1064—Commerce, Consumer Protection, Energy and the Environment.

SB 1065—Local Government and Elections.

SB 1066—Economic Development.

SB 1067—Ways and Means.

SB 1068—Small Business and Industry.

SB 1069—Commerce, Consumer Protection, Energy and the Environment.

SB 1070—General Laws.

RESOLUTIONS

Senator Cierpiot offered Senate Resolution No. 590, regarding Eagle Scout Keith William Marshall, Lee's Summit, which was adopted.

Senator Cierpiot offered Senate Resolution No. 591, regarding Eagle Scout Eric Warnecke, Lee's Summit, which was adopted.

INTRODUCTION OF GUESTS

Senator May introduced to the Senate, Mayor of City of St. Louis, Tishaura Jones; Sara Baker; Regiana Moore; and Sean James, St. Louis.

Senator Cierpoit introduced to the Senate, Steve Reese; Cait Schlagle; Teresa and Randy Pettet; Don and Kathy Kleyh; and Ben and Adrienne Kleyh.

Senator Schupp introduced to the Senate, Dr. Jo-Ellyn Ryall, Ladue; Dr. Sarah Cole, Chesterfield; and Dr. Kara Mayes, Chesterfield.

Senator Hegeman introduced to the Senate, EMS Chief Gene Bailey, Atchison and Holt Counties.

Senator White introduced to the Senate, Ike Isenhower, Newton City; Kyle Rittter, Newton City; Kyle Jackson, Joplin; and Jason Smith, Joplin.

Senator Eslinger introduced to the Senate, Gainesville Future Business Leaders of America Students, Gainesville.

Senator Cierpiot introduced to the Senate, Jason, Kim and Ryan Compton; and Ryan Compton was made an honorary page.

Senator Rowden introduced to the Senate, Christina, Steven and Elena Robertson; and Elena was made honorary page.

Senator Moon introduced to the Senate, his wife Denise Moon; daughters Amanda Richards; and Lily Richards; granddaughters Adalyn Richards; Emmy Richards; and Erin Moon who were made honorary pages.

Senator Eigel introduced to the Senate, John Franko; and Matthew Porter, Weldon Spring.

Senator Roberts introduced to the Senate, Maggie Moll; Teddy Moll; and Lucy Moll, St. Louis.

Senator Washington introduced to the Senate, Hogan Preparatory Academy, Kansas City.

On motion of Senator Rowden, the Senate adjourned until 2:00 p.m., Wednesday, March 2, 2022.

SENATE CALENDAR

TWENTY-EIGHTH DAY–WEDNESDAY, MARCH 2, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford

SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown
SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger
SB 1161-Eslinger
SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington

SB 1173-Schupp
SB 1174-Eslinger
SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SB 1178-White and Cierpiot
SB 1179-Hough
SB 1180-Hough
SB 1181-Luetkemeyer
SB 1182-Gannon
SB 1183-Gannon
SB 1184-Thompson Rehder
SB 1185-Thompson Rehder
SB 1186-Thompson Rehder
SB 1187-Thompson Rehder
SB 1188-Beck and Gannon
SB 1189-Cierpiot
SB 1190-Roberts
SB 1191-Crawford
SB 1192-Crawford
SB 1193-Washington
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley

SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

THIRD READING OF SENATE BILLS

SS for SB 678-Luetkemeyer

SENATE BILLS FOR PERFECTION

1. SB 631-Hegeman, with SCS
2. SB 663-Bernskoetter, with SCS
3. SB 652-Rizzo
4. SJR 39-Luetkemeyer
5. SJR 41-Roberts and Mosley
6. SBs 698 & 639-Gannon, et al, with SCS
7. SB 648-Rowden
8. SB 869-Koenig
9. SBs 681 & 662-O'Laughlin, with SCS
10. SB 655-Crawford
11. SB 732-Hoskins, with SCS
12. SB 745-Cierpiot, with SCS
13. SB 820-Burlison
14. SB 823-White
15. SB 762-Brown
16. SB 850-Bean, with SCS
17. SB 664-Bernskoetter
18. SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS
19. SB 799-Hegeman, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 649-Eigel, with SCS & SS for SCS (pending)

SJR 38-Luetkemeyer, with SS & SA 1 (pending)

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)
HCR 74-Plocher

To be Referred

SCR 36-Bernskoetter

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-EIGHTH DAY—WEDNESDAY, MARCH 2, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Only fear the Lord, and serve Him faithfully with all your heart; for consider what great things He has done for you." (I Samuel 12:24)

Merciful Father, in the ancient of days this was a day of sackcloth and ashes, a sign of our repentance as we look critically at our lives and seek to be reconciled. May that be true with us as we pray to You this day, aware of our bumbling ways and need of Your mercy. Keep us close to Your heart that even our groans are heard and You provide us with hope and guidance through this dark day of ashes towards Your promise to be with You always. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from Nexstar Media Group and KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Beck offered Senate Resolution No. 592, regarding the students at Gotsch Intermediate School, Affton, which was adopted.

Senator Wieland offered the following resolution:

SENATE RESOLUTION NO. 593

Whereas, Ukraine is a sovereign and independent nation located in Eastern Europe; and

Whereas, following the collapse of the Soviet Union, the Ukrainian people voted overwhelmingly to form a nation independent from Russia, building a democracy and a thriving country grounded in the rule of law; and

Whereas, in the three decades since gaining its independence, Ukraine has sought to forge its own path as a sovereign state and sought closer economic, social and political ties with the free market and democratic nations of the West; and

Whereas, the Russian Federation deployed military assets, seeking to block the free will of the Ukrainian people from their pursuit of security, peace and prosperity through their own democratic republic; and

Whereas, the Russian Federation military, at the direction of Vladimir Putin, began a premeditated and brutal assault on the people of Ukraine without provocation and without justification by launching a violent and illegal invasion that has led to war crimes due to the murder of innocent civilian men, women and children; and

Whereas, the Russian Federation violated international peace by mobilizing over one hundred and fifty thousand troops to invade the sovereign nation of Ukraine, bringing the ravages of war, the destruction it sows and the tyranny it leaves behind; and

Whereas, the Russian Federation's actions are a direct attack against Ukraine and violate the peace, prosperity and stability of Europe that has been enjoyed for more than seventy years:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, hereby condemn and oppose the unprovoked invasion and egregious act of aggression against the sovereign state of Ukraine by the Russian Federation; and

Be it further resolved that the Missouri Senate strongly supports the rights of the people of Ukraine to freely determine their future, including their country's relationship with other nations and international organizations, without interference, intimidation, or coercion by other countries and the Missouri Senate is committed itself to solidarity with the people and government of Ukraine; and

Be it further resolved that the Missouri Senate urges all Missourians to support and promote the democratic values of a free country and provide as much support as possible through generous donations, support and prayers for the Ukrainian people and the willingness of the United States to take in Ukrainian refugees; and

Be it further resolved that the Missouri Senate urges the United States government to immediately supply arms, ammunition, medical supplies, and humanitarian aid to the Ukrainian people; and

Be it further resolved that the Missouri Senate urges the United States Government to work with the international coalition of the world's leading nations to ensure that all nations refuse to recognize the illegal invasion of Ukraine by the Russian Federation and to ensure that the Russian Federation is held accountable and sustains the maximum penalty and consequence of its utter disregard for international law and human rights; and

Be it further resolved that the Missouri Senate urges the United States government and its allies to protect the sovereign airspace above Ukraine and give relief to the civilians of Ukraine from the relentless, violent bombings from the Russian Federation military; and

Be it further resolved that the Secretary of the Senate prepare a properly inscribed copy of this resolution for the President of the United States Senate, the Speaker of the United States House of Representatives, and each member of the Missouri Congressional delegation.

Senator Bernskoetter offered the following resolution:

SENATE RESOLUTION NO. 594

Whereas, Ukraine is a sovereign and independent nation located in Eastern Europe and an ally, under a bilateral investment treaty, of the United States; and

Whereas, Russia, a transcontinental country spanning Eastern Europe and Northern Asia, has launched an all-out invasion of Ukraine by land, air, and sea; and

Whereas, Russian forces have dramatically escalated their offenses by deploying a forty-mile long convoy of tanks and other military equipment advancing south to attack the people of Ukraine, including the City of Kyiv; and

Whereas, Russia's invasion of Ukraine is the largest invasion of a sovereign nation in Europe since World War II; and

Whereas, the combat is directly responsible for massive civilian casualties, including a Russian mortar attack on a children's hospital that inflicted devastating loss of life; and

Whereas, Russia's attack on Ukraine was unprovoked and unjustified; and

Whereas, as the attack intensifies, the humanitarian crisis could reach unprecedented levels, with the United Nations estimating that between one million and five million people will be in need of urgent health care, safety, and security; and

Whereas, Ukraine's President, Volodymyr Zelenskyy, declared that Russia had "embarked on a path of evil, but [Ukraine] is defending itself and won't give up its freedom ...":

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session hereby:

(1) Proudly stand alongside Ukraine, its people, and its leaders during this horrific and unnecessary war and vow to support Ukraine and hold Russia fully accountable for its catastrophic decision to invade;

(2) Condemn, in the strongest possible terms, Vladimir Putin's violent attack on the people of Ukraine and strongly endorse the swift and severe economic sanctions and stringent export controls that President Biden's administration has imposed on Russia;

(3) Urge Russia to immediately cease its violent, illegal, and immoral assault upon Ukraine, end the needless bloodshed, and return to diplomacy and the rules-based international order that has ensured peace and prosperity for so many; and

(4) Recommend to the President of the United States and the United States Congress to reaffirm our country's unwavering support for Ukraine's freedom, sovereignty, and territorial integrity within its internationally recognized borders, extending to its territorial waters; and

Be It Further Resolved that the United States should take prudent and responsible measures to ensure that the required force posture is present in Europe to deter and, if necessary, defeat Russian aggression against any NATO member; and

Be It Further Resolved that the United States should immediately strengthen additional sanctions on Russia by restricting the Russian banking and financial sectors, cybersecurity, and other key industrial sectors; and

Be It Further Resolved that the United States should immediately bolster energy connectivity in Eastern Europe; and

Be It Further Resolved that the United States should expand the target list of Russian officials under the Magnitsky Act, which would implement a greater range of targeted sanctions aimed directly at Russian officials responsible for violating Ukrainian freedom and sovereignty, including the freezing of financial assets and the imposition of visa bans; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, and each member of the Missouri Congressional delegation.

The Senate observed a moment of silence for the fallen Kansas City Public Works employees and their families.

SENATE BILLS FOR PERFECTION

SB 631, with **SCS**, was placed on the Informal Calendar.

SB 663, with **SCS**, was placed on the Informal Calendar.

Senator Rizzo moved that **SB 652** be taken up for perfection, which motion prevailed.

Senator Bernskoetter assumed the Chair.

On motion of Senator Rizzo, **SB 652** was declared perfected and ordered printed.

At the request of Senator Luetkemeyer, **SJR 39** was placed on the Informal Calendar.

At the request of Senator Roberts, **SJR 41** was placed on the Informal Calendar.

Senator Gannon moved that **SB 698** and **SB 639**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 698** and **639**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 698 and 639

An Act to repeal sections 208.151 and 208.662, RSMo, and to enact in lieu thereof two new sections relating to Medicaid services for certain low-income women, with an emergency clause.

Was taken up.

Senator Hough assumed the Chair.

Senator Gannon moved that **SCS** for **SBs 698** and **639** be adopted.

Senator Bernskoetter assumed the Chair.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bills Nos. 698 and 639, Page 1, In the Title, Line 3, by striking the words "services for certain low-income women"; and

Further amend said bill, page 14, section 208.151, line 411 by inserting after all of said line the following:

"208.152. 1. MO HealthNet payments shall be made on behalf of those eligible needy persons as described in section 208.151 who are unable to provide for it in whole or in part, with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Inpatient hospital services, except to persons in an institution for mental diseases who are under the age of sixty-five years and over the age of twenty-one years; provided that the MO HealthNet division shall provide through rule and regulation an exception process for coverage of inpatient costs in those cases requiring treatment beyond the seventy-fifth percentile professional activities study (PAS) or the MO HealthNet children's diagnosis length-of-stay schedule; and provided further that the MO HealthNet division shall take into account through its payment system for hospital services the situation of hospitals which serve a disproportionate number of low-income patients;

(2) All outpatient hospital services, payments therefor to be in amounts which represent no more than eighty percent of the lesser of reasonable costs or customary charges for such services, determined in accordance with the principles set forth in Title XVIII A and B, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.), but the MO HealthNet division may evaluate outpatient hospital services rendered under this section and deny payment for services which are determined by the MO HealthNet division not to be medically necessary, in accordance with federal law and

regulations;

(3) Laboratory and X-ray services;

(4) Nursing home services for participants, except to persons with more than five hundred thousand dollars equity in their home or except for persons in an institution for mental diseases who are under the age of sixty-five years, when residing in a hospital licensed by the department of health and senior services or a nursing home licensed by the department of health and senior services or appropriate licensing authority of other states or government-owned and -operated institutions which are determined to conform to standards equivalent to licensing requirements in Title XIX of the federal Social Security Act (42 U.S.C. Section 301, et seq.), as amended, for nursing facilities. The MO HealthNet division may recognize through its payment methodology for nursing facilities those nursing facilities which serve a high volume of MO HealthNet patients. The MO HealthNet division when determining the amount of the benefit payments to be made on behalf of persons under the age of twenty-one in a nursing facility may consider nursing facilities furnishing care to persons under the age of twenty-one as a classification separate from other nursing facilities;

(5) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection for those days, which shall not exceed twelve per any period of six consecutive months, during which the participant is on a temporary leave of absence from the hospital or nursing home, provided that no such participant shall be allowed a temporary leave of absence unless it is specifically provided for in his plan of care. As used in this subdivision, the term "temporary leave of absence" shall include all periods of time during which a participant is away from the hospital or nursing home overnight because he is visiting a friend or relative;

(6) Physicians' services, whether furnished in the office, home, hospital, nursing home, or elsewhere**, provided, no funds shall be expended to any abortion facility, as defined in section 188.015, or any affiliate or associate thereof**;

(7) Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;

(8) Drugs and medicines when prescribed by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse; except that no payment for drugs and medicines prescribed on and after January 1, 2006, by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse may be made on behalf of any person who qualifies for prescription drug coverage under the provisions of P.L. 108-173;

(9) Emergency ambulance services and, effective January 1, 1990, medically necessary transportation to scheduled, physician-prescribed nonelective treatments;

(10) Early and periodic screening and diagnosis of individuals who are under the age of twenty-one to ascertain their physical or mental defects, and health care, treatment, and other measures to correct or ameliorate defects and chronic conditions discovered thereby. Such services shall be provided in accordance with the provisions of Section 6403 of P.L. 101-239 and federal regulations promulgated thereunder;

(11) Home health care services;

(12) Family planning as defined by federal rules and regulations; provided, however, that such family planning services shall not include abortions or any abortifacient drug or device that is used for the purpose of inducing an abortion unless such abortions are certified in writing by a physician to the MO HealthNet agency that, in the physician's professional judgment, the life of the mother would be endangered if the fetus were carried to term;

(13) Inpatient psychiatric hospital services for individuals under age twenty-one as defined in Title XIX of the federal Social Security Act (42 U.S.C. Section 1396d, et seq.);

(14) Outpatient surgical procedures, including presurgical diagnostic services performed in ambulatory surgical facilities which are licensed by the department of health and senior services of the state of Missouri; except, that such outpatient surgical services shall not include persons who are eligible for coverage under Part B of Title XVIII, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended, if exclusion of such persons is permitted under Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended;

(15) Personal care services which are medically oriented tasks having to do with a person's physical requirements, as opposed to housekeeping requirements, which enable a person to be treated by his or her physician on an outpatient rather than on an inpatient or residential basis in a hospital, intermediate care facility, or skilled nursing facility. Personal care services shall be rendered by an individual not a member of the participant's family who is qualified to provide such services where the services are prescribed by a physician in accordance with a plan of treatment and are supervised by a licensed nurse. Persons eligible to receive personal care services shall be those persons who would otherwise require placement in a hospital, intermediate care facility, or skilled nursing facility. Benefits payable for personal care services shall not exceed for any one participant one hundred percent of the average statewide charge for care and treatment in an intermediate care facility for a comparable period of time. Such services, when delivered in a residential care facility or assisted living facility licensed under chapter 198 shall be authorized on a tier level based on the services the resident requires and the frequency of the services. A resident of such facility who qualifies for assistance under section 208.030 shall, at a minimum, if prescribed by a physician, qualify for the tier level with the fewest services. The rate paid to providers for each tier of service shall be set subject to appropriations. Subject to appropriations, each resident of such facility who qualifies for assistance under section 208.030 and meets the level of care required in this section shall, at a minimum, if prescribed by a physician, be authorized up to one hour of personal care services per day. Authorized units of personal care services shall not be reduced or tier level lowered unless an order approving such reduction or lowering is obtained from the resident's personal physician. Such authorized units of personal care services or tier level shall be transferred with such resident if he or she transfers to another such facility. Such provision shall terminate upon receipt of relevant waivers from the federal Department of Health and Human Services. If the Centers for Medicare and Medicaid Services determines that such provision does not comply with the state plan, this provision shall be null and void. The MO HealthNet division shall notify the revisor of statutes as to whether the relevant waivers are approved or a determination of noncompliance is made;

(16) Mental health services. The state plan for providing medical assistance under Title XIX of the Social Security Act, 42 U.S.C. Section 301, as amended, shall include the following mental health services when such services are provided by community mental health facilities operated by the department of mental health or designated by the department of mental health as a community mental health facility or

as an alcohol and drug abuse facility or as a child-serving agency within the comprehensive children's mental health service system established in section 630.097. The department of mental health shall establish by administrative rule the definition and criteria for designation as a community mental health facility and for designation as an alcohol and drug abuse facility. Such mental health services shall include:

(a) Outpatient mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(b) Clinic mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(c) Rehabilitative mental health and alcohol and drug abuse services including home and community-based preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health or alcohol and drug abuse professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management. As used in this section, mental health professional and alcohol and drug abuse professional shall be defined by the department of mental health pursuant to duly promulgated rules. With respect to services established by this subdivision, the department of social services, MO HealthNet division, shall enter into an agreement with the department of mental health. Matching funds for outpatient mental health services, clinic mental health services, and rehabilitation services for mental health and alcohol and drug abuse shall be certified by the department of mental health to the MO HealthNet division. The agreement shall establish a mechanism for the joint implementation of the provisions of this subdivision. In addition, the agreement shall establish a mechanism by which rates for services may be jointly developed;

(17) Such additional services as defined by the MO HealthNet division to be furnished under waivers of federal statutory requirements as provided for and authorized by the federal Social Security Act (42 U.S.C. Section 301, et seq.) subject to appropriation by the general assembly;

(18) The services of an advanced practice registered nurse with a collaborative practice agreement to the extent that such services are provided in accordance with chapters 334 and 335, and regulations promulgated thereunder;

(19) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection to reserve a bed for the participant in the nursing home during the time that the participant is absent due to admission to a hospital for services which cannot be performed on an outpatient basis, subject to the provisions of this subdivision:

(a) The provisions of this subdivision shall apply only if:

a. The occupancy rate of the nursing home is at or above ninety-seven percent of MO HealthNet certified licensed beds, according to the most recent quarterly census provided to the department of health and senior services which was taken prior to when the participant is admitted to the hospital; and

b. The patient is admitted to a hospital for a medical condition with an anticipated stay of three days or less;

(b) The payment to be made under this subdivision shall be provided for a maximum of three days per hospital stay;

(c) For each day that nursing home costs are paid on behalf of a participant under this subdivision during any period of six consecutive months such participant shall, during the same period of six consecutive months, be ineligible for payment of nursing home costs of two otherwise available temporary leave of absence days provided under subdivision (5) of this subsection; and

(d) The provisions of this subdivision shall not apply unless the nursing home receives notice from the participant or the participant's responsible party that the participant intends to return to the nursing home following the hospital stay. If the nursing home receives such notification and all other provisions of this subsection have been satisfied, the nursing home shall provide notice to the participant or the participant's responsible party prior to release of the reserved bed;

(20) Prescribed medically necessary durable medical equipment. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(21) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(22) Prescribed medically necessary dental services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(23) Prescribed medically necessary optometric services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(24) Blood clotting products-related services. For persons diagnosed with a bleeding disorder, as defined in section 338.400, reliant on blood clotting products, as defined in section 338.400, such services include:

(a) Home delivery of blood clotting products and ancillary infusion equipment and supplies, including the emergency deliveries of the product when medically necessary;

(b) Medically necessary ancillary infusion equipment and supplies required to administer the blood clotting products; and

(c) Assessments conducted in the participant's home by a pharmacist, nurse, or local home health care agency trained in bleeding disorders when deemed necessary by the participant's treating physician;

(25) The MO HealthNet division shall, by January 1, 2008, and annually thereafter, report the status of MO HealthNet provider reimbursement rates as compared to one hundred percent of the Medicare reimbursement rates and compared to the average dental reimbursement rates paid by third-party payors licensed by the state. The MO HealthNet division shall, by July 1, 2008, provide to the general assembly a four-year plan to achieve parity with Medicare reimbursement rates and for third-party payor average dental reimbursement rates. Such plan shall be subject to appropriation and the division shall include in its annual budget request to the governor the necessary funding needed to complete the four-year plan developed under this subdivision.

2. Additional benefit payments for medical assistance shall be made on behalf of those eligible needy children, pregnant women and blind persons with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Dental services;

(2) Services of podiatrists as defined in section 330.010;

(3) Optometric services as described in section 336.010;

(4) Orthopedic devices or other prosthetics, including eye glasses, dentures, hearing aids, and wheelchairs;

(5) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(6) Comprehensive day rehabilitation services beginning early posttrauma as part of a coordinated system of care for individuals with disabling impairments. Rehabilitation services must be based on an individualized, goal-oriented, comprehensive and coordinated treatment plan developed, implemented, and monitored through an interdisciplinary assessment designed to restore an individual to optimal level of physical, cognitive, and behavioral function. The MO HealthNet division shall establish by administrative rule the definition and criteria for designation of a comprehensive day rehabilitation service facility, benefit limitations and payment mechanism. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subdivision shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to

chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

3. The MO HealthNet division may require any participant receiving MO HealthNet benefits to pay part of the charge or cost until July 1, 2008, and an additional payment after July 1, 2008, as defined by rule duly promulgated by the MO HealthNet division, for all covered services except for those services covered under subdivisions (15) and (16) of subsection 1 of this section and sections 208.631 to 208.657 to the extent and in the manner authorized by Title XIX of the federal Social Security Act (42 U.S.C. Section 1396, et seq.) and regulations thereunder. When substitution of a generic drug is permitted by the prescriber according to section 338.056, and a generic drug is substituted for a name-brand drug, the MO HealthNet division may not lower or delete the requirement to make a co-payment pursuant to regulations of Title XIX of the federal Social Security Act. A provider of goods or services described under this section must collect from all participants the additional payment that may be required by the MO HealthNet division under authority granted herein, if the division exercises that authority, to remain eligible as a provider. Any payments made by participants under this section shall be in addition to and not in lieu of payments made by the state for goods or services described herein except the participant portion of the pharmacy professional dispensing fee shall be in addition to and not in lieu of payments to pharmacists. A provider may collect the co-payment at the time a service is provided or at a later date. A provider shall not refuse to provide a service if a participant is unable to pay a required payment. If it is the routine business practice of a provider to terminate future services to an individual with an unclaimed debt, the provider may include uncollected co-payments under this practice. Providers who elect not to undertake the provision of services based on a history of bad debt shall give participants advance notice and a reasonable opportunity for payment. A provider, representative, employee, independent contractor, or agent of a pharmaceutical manufacturer shall not make co-payment for a participant. This subsection shall not apply to other qualified children, pregnant women, or blind persons. If the Centers for Medicare and Medicaid Services does not approve the MO HealthNet state plan amendment submitted by the department of social services that would allow a provider to deny future services to an individual with uncollected co-payments, the denial of services shall not be allowed. The department of social services shall inform providers regarding the acceptability of denying services as the result of unpaid co-payments.

4. The MO HealthNet division shall have the right to collect medication samples from participants in order to maintain program integrity.

5. Reimbursement for obstetrical and pediatric services under subdivision (6) of subsection 1 of this section shall be timely and sufficient to enlist enough health care providers so that care and services are available under the state plan for MO HealthNet benefits at least to the extent that such care and services are available to the general population in the geographic area, as required under subparagraph (a)(30)(A) of 42 U.S.C. Section 1396a and federal regulations promulgated thereunder.

6. Beginning July 1, 1990, reimbursement for services rendered in federally funded health centers shall be in accordance with the provisions of subsection 6402(c) and Section 6404 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) and federal regulations promulgated thereunder.

7. Beginning July 1, 1990, the department of social services shall provide notification and referral of children below age five, and pregnant, breast-feeding, or postpartum women who are determined to be

eligible for MO HealthNet benefits under section 208.151 to the special supplemental food programs for women, infants and children administered by the department of health and senior services. Such notification and referral shall conform to the requirements of Section 6406 of P.L. 101-239 and regulations promulgated thereunder.

8. Providers of long-term care services shall be reimbursed for their costs in accordance with the provisions of Section 1902 (a)(13)(A) of the Social Security Act, 42 U.S.C. Section 1396a, as amended, and regulations promulgated thereunder.

9. Reimbursement rates to long-term care providers with respect to a total change in ownership, at arm's length, for any facility previously licensed and certified for participation in the MO HealthNet program shall not increase payments in excess of the increase that would result from the application of Section 1902 (a)(13)(C) of the Social Security Act, 42 U.S.C. Section 1396a (a)(13)(C).

10. The MO HealthNet division may enroll qualified residential care facilities and assisted living facilities, as defined in chapter 198, as MO HealthNet personal care providers.

11. Any income earned by individuals eligible for certified extended employment at a sheltered workshop under chapter 178 shall not be considered as income for purposes of determining eligibility under this section.

12. If the Missouri Medicaid audit and compliance unit changes any interpretation or application of the requirements for reimbursement for MO HealthNet services from the interpretation or application that has been applied previously by the state in any audit of a MO HealthNet provider, the Missouri Medicaid audit and compliance unit shall notify all affected MO HealthNet providers five business days before such change shall take effect. Failure of the Missouri Medicaid audit and compliance unit to notify a provider of such change shall entitle the provider to continue to receive and retain reimbursement until such notification is provided and shall waive any liability of such provider for recoupment or other loss of any payments previously made prior to the five business days after such notice has been sent. Each provider shall provide the Missouri Medicaid audit and compliance unit a valid email address and shall agree to receive communications electronically. The notification required under this section shall be delivered in writing by the United States Postal Service or electronic mail to each provider.

13. Nothing in this section shall be construed to abrogate or limit the department's statutory requirement to promulgate rules under chapter 536.

14. Beginning July 1, 2016, and subject to appropriations, providers of behavioral, social, and psychophysiological services for the prevention, treatment, or management of physical health problems shall be reimbursed utilizing the behavior assessment and intervention reimbursement codes 96150 to 96154 or their successor codes under the Current Procedural Terminology (CPT) coding system. Providers eligible for such reimbursement shall include psychologists.

208.153. 1. Pursuant to and not inconsistent with the provisions of sections 208.151 and 208.152, the MO HealthNet division shall by rule and regulation define the reasonable costs, manner, extent, quantity, quality, charges and fees of MO HealthNet benefits herein provided. The benefits available under these sections shall not replace those provided under other federal or state law or under other contractual or legal entitlements of the persons receiving them, and all persons shall be required to apply for and utilize all benefits available to them and to pursue all causes of action to which they are entitled. Any person entitled

to MO HealthNet benefits may obtain it from any provider of services with which an agreement is in effect under this section and which undertakes to provide the services, as authorized by the MO HealthNet division**, provided, said provider shall not include any abortion facility, as defined in section 188.015, or any affiliate or associate thereof**. At the discretion of the director of the MO HealthNet division and with the approval of the governor, the MO HealthNet division is authorized to provide medical benefits for participants receiving public assistance by expending funds for the payment of federal medical insurance premiums, coinsurance and deductibles pursuant to the provisions of Title XVIII B and XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. 301, et seq.), as amended.

2. MO HealthNet shall include benefit payments on behalf of qualified Medicare beneficiaries as defined in 42 U.S.C. Section 1396d(p). The family support division shall by rule and regulation establish which qualified Medicare beneficiaries are eligible. The MO HealthNet division shall define the premiums, deductible and coinsurance provided for in 42 U.S.C. Section 1396d(p) to be provided on behalf of the qualified Medicare beneficiaries.

3. MO HealthNet shall include benefit payments for Medicare Part A cost sharing as defined in clause (p)(3)(A)(i) of 42 U.S.C. 1396d on behalf of qualified disabled and working individuals as defined in subsection (s) of Section 42 U.S.C. 1396d as required by subsection (d) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989). The MO HealthNet division may impose a premium for such benefit payments as authorized by paragraph (d)(3) of Section 6408 of P.L. 101-239.

4. MO HealthNet shall include benefit payments for Medicare Part B cost sharing described in 42 U.S.C. Section 1396(d)(p)(3)(A)(ii) for individuals described in subsection 2 of this section, but for the fact that their income exceeds the income level established by the state under 42 U.S.C. Section 1396(d)(p)(2) but is less than one hundred and ten percent beginning January 1, 1993, and less than one hundred and twenty percent beginning January 1, 1995, of the official poverty line for a family of the size involved.

5. For an individual eligible for MO HealthNet under Title XIX of the Social Security Act, MO HealthNet shall include payment of enrollee premiums in a group health plan and all deductibles, coinsurance and other cost-sharing for items and services otherwise covered under the state Title XIX plan under Section 1906 of the federal Social Security Act and regulations established under the authority of Section 1906, as may be amended. Enrollment in a group health plan must be cost effective, as established by the Secretary of Health and Human Services, before enrollment in the group health plan is required. If all members of a family are not eligible for MO HealthNet and enrollment of the Title XIX eligible members in a group health plan is not possible unless all family members are enrolled, all premiums for noneligible members shall be treated as payment for MO HealthNet of eligible family members. Payment for noneligible family members must be cost effective, taking into account payment of all such premiums. Non-Title XIX eligible family members shall pay all deductible, coinsurance and other cost-sharing obligations. Each individual as a condition of eligibility for MO HealthNet benefits shall apply for enrollment in the group health plan.

6. Any Social Security cost-of-living increase at the beginning of any year shall be disregarded until the federal poverty level for such year is implemented.

7. If a MO HealthNet participant has paid the requested spenddown in cash for any month and subsequently pays an out-of-pocket valid medical expense for such month, such expense shall be allowed as a deduction to future required spenddown for up to three months from the date of such expense.”; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Burlison, Eigel, Hoskins, and Moon.

President Kehoe assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Cierpiot offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Committee Substitute for Senate Bills Nos. 698 and 639, Page 3, Lines 73-77, by striking all of said lines and inserting in lieu thereof the following:

"(6) **(a)** Physicians' services, whether furnished in the office, home, hospital, nursing home, or elsewhere**;**

(b) No funds shall be expended to any abortion facility, as defined in section 188.015, or any affiliate or associate thereof; provided, that if the Centers for Medicare and Medicaid Services (CMS) provides the state with a notice of noncompliance, the provisions of this paragraph shall be stayed pending an administrative or judicial remedy approving the prohibition of funds for abortion facilities or affiliates or associates thereof. The state shall exhaust all administrative and judicial remedies available to compel CMS approval related to the provisions of this paragraph;"; and

Further amend said amendment, page 17, line 541, by inserting after "**thereof**", the following: "**consistent with the provisions of paragraph (b) of subdivision (6) of subsection 1 of section 208.152**".

Senator Cierpiot moved that the above amendment be adopted.

Senator Onder requested a roll call vote be taken and was joined in his request by Senators Brattin, Hoskins, Koenig, and Moon.

At the request of Senator Gannon, **SB 698** and **SB 639**, with **SCS**, **SA 1**, and **SA 1** to **SA 1** (pending), was placed on the Informal Calendar.

At the request of Senator Rowden, **SB 648** was placed on the Informal Calendar.

SB 869 was placed on the Informal Calendar.

Senator O'Laughlin moved that **SB 681** and **SB 662**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 681** and **662**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 681 and 662

An Act to repeal sections 161.097, 167.268, 167.640, 167.645, and 170.014, RSMo, and to enact in lieu thereof eight new sections relating to educational outcomes.

Was taken up.

Senator O'Laughlin moved that **SCS** for **SBs 681** and **662** be adopted.

Senators O'Laughlin and Arthur offered **SS** for **SCS** for **SBs 681** and **662**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 681 and 662

An Act to repeal sections 161.097, 167.268, 167.640, 167.645, and 170.014, RSMo, and to enact in lieu thereof eight new sections relating to educational outcomes.

Senator O'Laughlin moved that **SS** for **SCS** for **SBs 681** and **662** be adopted.

Senator Hough assumed the Chair.

Senator Arthur offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 681 and 662, Page 23, Section 186.080, Line 69, by inserting after all of said line the following:

"Section B. The repeal and reenactment of section 167.645 of this act shall become effective January 1, 2023."; and

Further amend the title and enacting clause accordingly.

Senator Arthur moved that the above amendment be adopted, which motion prevailed.

Senator O'Laughlin offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 681 and 662, Page 11, Section 167.640, Line 26, by striking "167.245" and inserting in lieu thereof the following: "**167.645**".

Senator O'Laughlin moved that the above amendment be adopted, which motion prevailed.

Senator O'Laughlin moved that **SS** for **SCS** for **SBs 681** and **662**, as amended, be adopted, which motion prevailed.

On motion of Senator O'Laughlin, **SS** for **SCS** for **SBs 681** and **662**, as amended, was declared perfected and ordered printed.

Senator Crawford moved that **SB 655** be taken up for perfection, which motion prevailed.

On motion of Senator Crawford, **SB 655** was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred

SB 652, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred **SB 652** to the Committee on Governmental Accountability and Fiscal Oversight.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 36—Rules, Joint Rules, Resolutions and Ethics.

SENATE BILLS FOR PERFECTION

Senator Eigel moved that **SB 649**, with **SCS** and **SS** for **SCS**, as amended (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Eigel, **SS** for **SCS** for **SB 649**, as amended, was withdrawn, rendering **SA 1** and **SA 1** to **SA 1** moot.

Senator Eigel offered **SS No. 2** for **SCS** for **SB 649**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 649

An Act to repeal sections 32.087, 137.115, 143.121, 144.030, 144.190, and 190.800, RSMo, and to enact in lieu thereof nine new sections relating to taxation.

Senator Eigel moved that **SS No. 2** for **SCS** for **SB 649** be adopted.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 649, Page 15, Section 137.115, Lines 11-12, by striking "with more than four hundred thousand but fewer than five hundred thousand inhabitants" and inserting in lieu thereof the following: "**described in subdivision (5) of this subsection**"; and

Further amend said bill and section, page 16, line 45, by inserting after all of said line the following:

"**(5) The provisions of subdivisions (1) to (4) of this subsection shall apply to the following counties:**

(a) Any county with more than four hundred thousand but fewer than five hundred thousand inhabitants;

(b) Any county with more than one hundred thousand but fewer than one hundred twenty thousand inhabitants and with a county seat with more than nine thousand but fewer than eleven thousand inhabitants;

(c) Any county with more than eleven thousand but fewer than twelve thousand five hundred inhabitants and with a county seat with more than four thousand but fewer than five thousand

inhabitants;

(d) Any county with more than fifteen thousand seven hundred but fewer than seventeen thousand six hundred inhabitants and with a county seat with more than four thousand two hundred ten but fewer than six thousand inhabitants;

(e) Any county with more than nineteen thousand but fewer than twenty-two thousand inhabitants and with a county seat with more than eight thousand five hundred but fewer than ten thousand inhabitants; and

(f) Any county with more than nineteen thousand but fewer than twenty-two thousand inhabitants and with a county seat with more than six thousand but fewer than eight thousand five hundred inhabitants.".

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Eigel moved that **SS No. 2** for **SCS** for **SB 649**, as amended, be adopted, which motion prevailed.

On motion of Senator Eigel, **SS No. 2** for **SCS** for **SB 649**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 655**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Hoskins offered Senate Resolution No. 595, regarding the One Hundred Eightieth Anniversary of First Baptist Church, Richmond, which was adopted.

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, Missouri State Athletic Training group, Jordyn Vrba, Dixon; Alexandra Woody, Fenton; Edgardo Suto Ramirez, Springfield; Finessa Rassel, St. Louis City; Jared Saylor, Springfield; Nico Helin, Springfield; Hima Tsuchiya, Springfield; O.G. OH, Springfield; Luis Bailon, Springfield; and Tona Hetzler, Springfield.

Senator Thompson Rehder introduced to the Senate, Council for International Education Exchange, Holly Lintner; and students.

Senator Mosely introduced to the Senate, Sherrita Allen, Florissant.

Senator Hoskins introduced to the Senate, Members of the American Planning Associaton, Jonathan Roper; and Adrienne Weston.

Senator White introduced to the Senate, Harry S. Truman Coordinating Council, Madelyn Wood; Kasei Lewis, and Carrie Campbell.

Senator Burlison introduced to the Senate, students from Teenpact; and parents.

Senator Schatz introduced to the Senate, Caleb Aurther, Springfield.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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TWENTY-NINTH DAY–THURSDAY, MARCH 3, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot
SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin

SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown
SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger
SB 1161-Eslinger
SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington
SB 1173-Schupp
SB 1174-Eslinger
SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SB 1178-White and Cierpiot
SB 1179-Hough
SB 1180-Hough
SB 1181-Luetkemeyer
SB 1182-Gannon
SB 1183-Gannon
SB 1184-Thompson Rehder
SB 1185-Thompson Rehder
SB 1186-Thompson Rehder

SB 1187-Thompson Rehder
SB 1188-Beck and Gannon
SB 1189-Cierpiot
SB 1190-Roberts
SB 1191-Crawford
SB 1192-Crawford
SB 1193-Washington
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

THIRD READING OF SENATE BILLS

SS for SB 678-Luetkemeyer
SB 652-Rizzo
(In Fiscal Oversight)
SB 655-Crawford

SENATE BILLS FOR PERFECTION

SB 732-Hoskins, with SCS
SB 745-Cierpiot, with SCS
SB 820-Burlison
SB 823-White
SB 762-Brown
SB 850-Bean, with SCS
SB 664-Bernskoetter
SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS
SB 799-Hegeman, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 869-Koenig
SJR 38-Luetkemeyer, with SS & SA 1 (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)
HCR 74-Plocher

To be Referred

SR 593-Wieland
SR 594-Bernskoetter

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-NINTH DAY—THURSDAY, MARCH 3, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"You show me the path of life. In Your presence there is fullness of You; in Your right hand are pleasures forevermore." (Psalm 16:11)

Gracious God, in our daily lives we experience the joy of being Your child, and therefore we know life and the fullness of Your joy. As we complete our work on this day and return to our loved ones make us truly mindful of the gifts that they are in our lives and a sense of completeness they bring to us. May we express this joy and our love of them always. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read in part.

Senator Rowden moved that further reading of the Journal be dispensed with and the same be approved as having been fully read.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Moon offered Senate Resolution No. 596, regarding Jeffrey David Hawkins, Branson, which was adopted.

INTRODUCTION OF GUESTS

Senator Williams introduced to the Senate, The Missouri Mathematics and Science Coalition; and Students from St. Peter's Interparish School, Jefferson City; Camdenton School District-Laser First Robotics Teams; River Oak Christian Academy; and Warrensburg School District-afterschool program.

Senator Bernskoetter introduced to the Senate, Missouri Chamber of Commerce, Brian Crouse.

Senator Brattin introduced to the Senate, Lillian Snodgrass, Lamar; Jimmy Hearod, Lamar; Jake Polodna, Lamar; Stetson Wiss, Lamar; Jillian Humes, Lamar; Olivia Snodgrass, Lamar; Faith White, Lamar; Xander Metcalf, Jasper; Hayden LeMasters, Jasper; Emily Ford, Stockton; Counselor, Ms. Kelly Heiskell; and Welding Instructor, Mr. Ryan Seela.

Senator Burlison introduced to the Senate, Selah Buchanan; Cana Buchanan, Republic; and Deb Wilson, Springfield; Selah and Cana were made honorary pages.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, March 7, 2022.

SENATE CALENDAR

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THIRTIETH DAY–MONDAY, MARCH 7, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1071-Razer
SB 1072-Eslinger
SB 1073-Burlison
SB 1074-Hegeman
SB 1075-Schupp
SB 1076-Arthur
SB 1077-Eslinger
SB 1078-Razer
SB 1079-Roberts
SB 1080-Bean
SB 1081-Hegeman
SB 1082-Rowden
SB 1083-Arthur
SB 1084-Arthur
SB 1085-Razer
SB 1086-Cierpiot

SB 1087-Roberts
SB 1088-Crawford
SB 1089-Crawford
SB 1090-White
SB 1091-Hoskins
SB 1092-Hoskins
SB 1093-Koenig
SB 1094-Washington
SB 1095-Gannon
SB 1096-Crawford
SB 1097-Burlison
SB 1098-Burlison
SB 1099-Burlison
SB 1100-Burlison
SB 1101-Burlison
SB 1102-Brattin
SB 1103-Brattin
SB 1104-Brattin
SB 1105-Williams
SB 1106-Thompson Rehder
SB 1107-Bean
SB 1108-Koenig
SB 1109-Luetkemeyer
SB 1110-O'Laughlin
SB 1111-O'Laughlin
SB 1112-O'Laughlin
SB 1113-O'Laughlin
SB 1114-O'Laughlin
SB 1115-O'Laughlin
SB 1116-Roberts
SB 1117-Moon
SB 1118-May
SB 1119-Washington
SB 1120-Gannon
SB 1121-Gannon
SB 1122-White
SB 1123-Arthur
SB 1124-Arthur
SB 1125-Arthur
SB 1126-Thompson Rehder
SB 1127-Thompson Rehder
SB 1128-Crawford
SB 1129-White
SB 1130-Washington
SB 1131-Roberts
SB 1132-Roberts
SB 1133-White
SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown
SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger

SB 1161-Eslinger
SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington
SB 1173-Schupp
SB 1174-Eslinger
SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SB 1178-White and Cierpiot
SB 1179-Hough
SB 1180-Hough
SB 1181-Luetkemeyer
SB 1182-Gannon
SB 1183-Gannon
SB 1184-Thompson Rehder
SB 1185-Thompson Rehder
SB 1186-Thompson Rehder
SB 1187-Thompson Rehder
SB 1188-Beck and Gannon
SB 1189-Cierpiot
SB 1190-Roberts
SB 1191-Crawford
SB 1192-Crawford
SB 1193-Washington
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz

SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

THIRD READING OF SENATE BILLS

SS for SB 678-Luetkemeyer
SB 652-Rizzo (In Fiscal Oversight)
SB 655-Crawford

SENATE BILLS FOR PERFECTION

SB 732-Hoskins, with SCS
SB 745-Cierpiot, with SCS
SB 820-Burlison
SB 823-White
SB 762-Brown
SB 850-Bean, with SCS
SB 664-Bernskoetter
SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS
SB 799-Hegeman, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 869-Koenig
SJR 38-Luetkemeyer, with SS & SA 1 (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)
HCR 74-Plocher

To be Referred

SR 593-Wieland
SR 594-Bernskoetter

✓

Journal of the Senate

SECOND REGULAR SESSION

THIRTIETH DAY—MONDAY, MARCH 7, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I said, "I will guard my ways that I may not sin with my tongue." (Psalm 39:1a)

Lord God, give to us Your compassion today so that when the people around us seem to test our patience, we may keep our tongue and see them through Your eyes and remember how You love us equally, completely and unconditionally so that we may express compassion to others with whom we will interact this day. And may we daily feel Your presence in our interaction with one another. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Rowden moved that further reading of the Journal for the Twenty-Eighth Day, Wednesday, March 2, 2022, be dispensed with and the same be approved as having been fully read.

The Journals for Wednesday, March 2, 2022, and Thursday, March 3, 2022, were read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Hough	Roberts—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Bernskoetter offered Senate Resolution No. 597, regarding the Blair Oaks High School Lady Falcons softball team, Wardsville, which was adopted.

Senator Mosley offered Senate Resolution No. 598, regarding the death of Viola Mae Whitmore, St. Louis, which was adopted.

Senator May offered Senate Resolution No. 599, regarding the death of Maurine Williams, which was adopted.

Senator Wieland offered Senate Resolution No. 600, regarding Eagle Scout Andrew Yochim, House Springs, which was adopted.

Senator White offered Senate Resolution No. 601, regarding Carthage Senior Center, which was adopted.

Senator White offered Senate Resolution No. 602, regarding Joplin Senior Center, which was adopted.

Senator White offered Senate Resolution No. 603, regarding Carl Junction Senior Center, which was adopted.

Senator White offered Senate Resolution No. 604, regarding Neosho Senior Center, which was adopted.

Senator White offered Senate Resolution No. 605, regarding Webb City Senior Center, which was adopted.

Senator Eigel offered Senate Resolution No. 606, regarding the Eighty-fifth Birthday of Darrell G. Janis, St. Charles, which was adopted.

Senator Brown offered Senate Resolution No. 607, regarding Lieutenant Steve P. Davis, Rolla, which was adopted.

Senator Brattin offered Senate Resolution No. 608, regarding Barton County Senior Center, Lamar, which was adopted.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1986**, entitled:

An Act to repeal section 84.730, RSMo, and to enact in lieu thereof one new section relating to the Kansas City board of police commissioners, with an emergency clause.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Loran R. Coleman, 9515 Olmstead Road, Kansas City, Jackson County, Missouri 64134, as a member of the Missouri Real Estate Commission, for a term ending October 16, 2026, and until her successor is duly appointed and qualified; vice, Loran R. Coleman, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Teresa E. Coyan, 6022 East Farm Road 170, Rogersville, Greene County, Missouri 65742, as a member of the Mental Health Commission, for a term ending June 28, 2025, and until her successor is duly appointed and qualified; vice, Teresa E. Coyan, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Connie Diekman, Republican, 344 Elm Valley Drive, Webster Groves, Saint Louis County, Missouri 63119, as a member of the State Committee of Dietitians, for a term ending June 11, 2025, and until her successor is duly appointed and qualified; vice, Connie Diekman, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Sherry Lynn Farrell, 1655 Farrell Drive, Osage Beach, Camden County, Missouri 65065, as a member of the Missouri Real Estate Commission, for a term ending October 16, 2026, and until her successor is duly appointed and qualified; vice, Sherry Lynn Farrell,

reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Astra Ferris, 407 East Central Road, Lamar, Barton County, Missouri 64759, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2026, and until her successor is duly appointed and qualified; vice, Astra Ferris, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Dr. Donna Gloe, 335 Big Timber Road, Marshfield, Webster County, Missouri 65706, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2025, and until her successor is duly appointed and qualified; vice, Dr. Donna Gloe, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Randy Little, Republican, 14201 West State Highway TT, Republic, Greene County, Missouri 65738, as a member of the State Fair Commission, for a term ending December 29, 2025, and until his successor is duly appointed and qualified; vice, Randy Little, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Kelly L. McClelland, 1720 Homestead Drive, Liberty, Clay County, Missouri 64068, as a member of the Missouri Veterans'

Commission, for a term ending November 2, 2025, and until his successor is duly appointed and qualified; vice, Kelly L. McClelland, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Lynne Unnerstall, 701 West Main Street, Washington, Franklin County, Missouri 63090, as a member of the Mental Health Commission, for a term ending June 28, 2025, and until her successor is duly appointed and qualified; vice, Lynne Unnerstall, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Roger S. Walleck, Independent, 4797 Hazeltine Court, Columbia, Boone County, Missouri 65203, as a member of the Workers' Compensation Determinations Review Board, for a term ending March 3, 2025, and until his successor is duly appointed and qualified; vice, Roger S. Walleck, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 7, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Darla Wierzbicki, Republican, 113 Delores Street, Excelsior Springs, Clay County, Missouri 64024, as a member of the Clay County Board of Election Commissioners, for a term ending June 15, 2025, and until her successor is duly appointed and qualified; vice, Darla Wierzbicki, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred

SCR 28, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 29**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 27**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SCS** for **SB 649** and **SS** for **SCS** for **SBs 681** and **662**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

At the request of Senator Hoskins, **SB 732**, with **SCS**, was placed on the Informal Calendar.

Senator Cierpiot moved that **SB 745**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 745**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 745

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to accounting practices of public utilities.

Was taken up.

Senator Cierpiot moved that **SCS** for **SB 745** be adopted.

Senator Cierpiot offered **SS** for **SCS** for **SB 745**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 745

An Act to repeal sections 137.010, 137.122, 386.890, and 393.1700, RSMo, and to enact in lieu thereof six new sections relating to utilities.

Senator Cierpiot moved that **SS** for **SCS** for **SB 745** be adopted.

Pursuant to Senate Rule 91, Senator Hegeman excused himself from voting on all votes taken in the perfection of **SB 745**, with **SCS**.

Senator Bean assumed the Chair.

Senator Rowden offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 745, Page 53, Section 393.1700, Line 1133, by inserting after all of said line the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given

again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business; **[**and**]**

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498**; and**

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account."; and

Further amend the title and enacting clause accordingly.

Senator Rowden moved that the above amendment be adopted.

Senator Schupp raised the point of order that **SA 1** is out of order as it amends chapter 610 relating to

the sunshine law and therefore goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Rowden moved that **SA 1** be adopted, which motion prevailed.

Senator Schupp offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 745, Page 53, Section 393.1700, Line 1133, by inserting after all of said line the following:

"393.1715. 1. An electrical corporation may petition the commission for a determination of the ratemaking principles and treatment, as proposed by the electrical corporation, that will apply to the reflection in base rates of the electrical corporation's capital and noncapital costs associated with the proposed retirement of one or more of the electrical corporation's generating facilities. Without limiting the foregoing, such principles and treatment may also establish the retirement date and useful life parameters used to set depreciation rates for such facilities. Except as provided for in subsection 4 of this section, the ratemaking principles and treatment approved by the commission under this section for such facilities shall apply to the determination of the revenue requirement in each of the electrical corporation's post-determination general rate proceedings until such time as such facility is fully depreciated on the electrical corporation's books.

2. If the commission fails to issue a determination within two hundred fifteen days that a petition for determination of ratemaking principles and treatment is filed, the ratemaking principles and treatment proposed by the petitioning electrical corporation shall be deemed to have been approved by the commission.

3. Subject to the provisions of subsection 4 of this section, ratemaking principles and treatment approved by the commission, or deemed to have been approved under subsection 2 of this section, shall be binding for ratemaking purposes.

4. (1) An electrical corporation with ratemaking principles and treatment approved by the commission, or deemed to have been approved under subsection 2 of this section, shall monitor the major factors and circumstances relating to the facility to which such principles and treatment apply. Such factors and circumstances include, but are not limited to:

(a) Terrorist activity or an act of God;

(b) A significant change in federal or state tax laws;

(c) A significant change in federal utility laws or regulations or a significant change in generally accepted accounting principles;

(d) An unexpected, extended outage or shutdown of a major generating unit, other than any major generating unit shut down due to an extended outage at the time of the approval of the ratemaking principles and treatment;

(e) A significant change in the cost or reliability of power generation technologies;

(f) A significant change in fuel prices and wholesale electric market conditions;

(g) A significant change in the cost or effectiveness of emission control technologies;

(h) A significant change in the price of emission allowances;

(i) A significant change in the electrical corporation's load forecast;

(j) A significant change in capital market conditions;

(k) A significant change in the scope or effective dates of environmental regulations; or

(l) A significant change in federal or state environmental laws.

(2) If the electrical corporation determines that one or more major factor or circumstance has changed in a manner that warrants a change in the approved ratemaking principles and treatment, then it shall file a notice in the docket in which the approved ratemaking principles and treatment were established within forty-five days of any such determination. In its notification, the electrical corporation shall:

(a) Explain and specify the changes it contends are appropriate to the ratemaking principles and treatment and the reasons for the proposed changes;

(b) Provide a description of the alternatives that it evaluated and the process that it went through in developing its proposed changes; and

(c) Provide detailed workpapers that support the evaluation and the process whereby proposed changes were developed.

(3) If a party has concerns regarding the proposed changes, that party shall file a notice of its concerns within thirty days of the electrical corporation's filing. If the parties agree on a resolution of the concerns, the agreement shall be submitted to the commission for approval. If the parties do not reach agreement on changes to the ratemaking principles and treatment within ninety days of the date the electrical corporation filed its notice, whether the previously approved ratemaking and treatment will be changed shall be determined by the commission. If a party to the docket in which the approved ratemaking principles and treatment were approved believes that one or more major factor or circumstance has changed in a manner that warrants a change in the approved ratemaking principles and treatment and if the electrical corporation does not agree the principles and treatment should be changed, such party shall file a notice in the docket in which the approved ratemaking principles and treatment were established within forty-five days of any such determination. In its notification, such party shall:

(a) Explain and specify the changes it contends are appropriate to the ratemaking principles and treatment and the reasons for the proposed changes;

(b) Provide a description of the alternatives that it evaluated and the process that it went through in developing its proposed changes; and

(c) Provide detailed workpapers that support the evaluation and the process whereby proposed changes were developed.

(4) If a party, including the electrical corporation, has concerns regarding the proposed changes, that party shall file a notice of its concerns within thirty days of the other party's filing. If the parties do not reach agreement on changes to the ratemaking principles and treatment within ninety days of the date the notice was filed, whether the previously approved ratemaking and treatment will be changed shall be determined by the commission.

5. A determination of ratemaking principles and treatment under this section does not preclude an electrical corporation from also petitioning the commission under either or both of sections 393.1700 and 393.1705, provided that any costs to which such ratemaking principles and treatment would have applied in the electrical corporation's general rate proceedings which become funded by securitized utility tariff bond proceeds from a securitized utility tariff bond issued under section 393.1700 shall not thereafter be reflected in the electrical corporation's base rates.

6. If determined by the commission to be just, reasonable, and necessary for the provision of safe and adequate service, the electrical corporation may be permitted to retain coal-fired generating assets in rate base and recover costs associated with operating the coal-fired assets **[**that remain in service to provide greater certainty that generating capacity will be available to provide essential service to customers, including during extreme weather events, and the commission shall not disallow any portion of such cost recovery on the basis that such coal-fired generating assets operate at a low capacity factor, or are offline and providing capacity only, during normal operating conditions**] at low capacity factor or that are offline and providing capacity only in order to remain in service to customers for reliability during events such as extreme weather**.

7. The commission may promulgate rules necessary to implement the provisions of sections 393.1700 to 393.1715. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

At the request of Senator Cierpiot, **SB 745**, with **SCS**, **SS** for **SCS**, and **SA 2** (pending), was placed on the Informal Calendar.

Senator Burlison moved that **SB 820** be taken up for perfection, which motion prevailed.

Senator May offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 820, Page 3, Section 442.404, Line 59, by inserting after all of said line the following:

"Section B. The repeal and reenactment of section 442.404 of section A of this act shall be effective on January 1, 2023."; and

Further amend the title accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Brown offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 820, Page 1, In the Title, Lines 2-3, by striking "restrictive covenants" and inserting in lieu thereof the following: "renewable energy"; and

Further amend said bill and page, Section A, Line 3, by inserting after all of said line the following:

"**386.885. 1. There is hereby established the "Task Force on Distributed Energy Resources and Net Metering", which shall be composed of the following members:**

(1) Two members of the senate, with one appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate;

(2) Two members of the house of representatives, with one appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives;

(3) The director of the division of energy, or his or her designee, to serve as a member and to provide technical assistance to the task force;

(4) The chair of the public service commission, or his or her designee, to serve as a member and to provide technical assistance;

(5) The director of the office of public counsel, or his or her designee, to serve as a member and to provide technical assistance;

(6) A representative from each of the three segments of the retail electric energy industry appointed by the president pro tempore of the senate from the respective nominees submitted by the statewide associations of the investor-owned electric utilities, rural electric cooperatives, and municipally-owned electric utilities;

(7) One representative of the retail distributed energy resources industry appointed by the chair of the public service commission;

(8) One representative from an organization that advocates for policy supporting renewable energy development appointed by the chair of the public service commission; and

(9) One representative from an organization that advocates for the interests of low-income utility customers appointed by the chair of the public service commission.

2. The task force shall conduct public hearings and research, and shall compile a report for delivery to the general assembly by no later than December 31, 2022. Such report shall include information on the following:

(1) A distributed energy resources study, which shall include a value of solar study along with the practical and economic benefits, challenges, and drawbacks of increased distributed energy generation in the state;

(2) Potential legislation regarding community solar as operated by non-utility entities and the fair and equitable setting of rates between distributed generation and non-distributed generation consumers; and

(3) Potential legislation, including but not limited to changes to the Net Metering and Easy Connection Act, if any, that would promote the overall public interest.

3. The task force shall meet within thirty days after its creation and shall organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it. A majority of the task force shall constitute a quorum, and a majority vote of such quorum shall be required for any action.

4. The staff of house research and senate research shall provide necessary clerical, research, fiscal, and legal services to the task force, as the task force may request.

5. The division of energy shall oversee the distributed energy resources study to be selected and conducted by an independent and objective expert with input from the members of the task force. The cost of such study shall be paid for through funds available from federal and state grants applied for by the division of energy. The division of energy shall establish procedures for the submission and non-public disclosure of confidential and propriety information.

6. The members of the task force shall serve without compensation, but any actual and necessary expenses incurred in the performance of the task force's official duties by the task force, its members, and any staff assigned to the task force shall be paid from the joint contingent fund.

7. This section shall expire on June 30, 2023, or at the conclusion of the task force's work, whichever is sooner.

386.890. 1. This section shall be known and may be cited as the "Net Metering and Easy Connection Act".

2. As used in this section, the following terms shall mean:

(1) "Avoided fuel cost", the current average cost of fuel for the entity generating electricity, as defined by the governing body with jurisdiction over any municipal electric utility, rural electric cooperative as provided in chapter 394, or electrical corporation as provided in this chapter;

(2) "Commission", the public service commission of the state of Missouri;

(3) "Customer-generator", the owner or operator of a qualified electric energy generation unit which:

(a) Is powered by a renewable energy resource;

(b) Has an electrical generating system with a capacity of not more than one hundred kilowatts;

(c) Is located on a premises owned, operated, leased, or otherwise controlled by the customer-generator;

(d) Is interconnected and operates in parallel phase and synchronization with a retail electric supplier and has been approved by said retail electric supplier;

(e) Is intended primarily to offset part or all of the customer-generator's own electrical energy requirements;

(f) Meets all applicable safety, performance, interconnection, and reliability standards established by the National Electrical Code, the National Electrical Safety Code, the Institute of Electrical and Electronics Engineers, Underwriters Laboratories, the Federal Energy Regulatory Commission, and any local governing

authorities; and

(g) Contains a mechanism that automatically disables the unit and interrupts the flow of electricity back onto the supplier's electricity lines in the event that service to the customer-generator is interrupted;

(4) "Department", the department of **[**economic development**]** **natural resources**;

(5) "Net metering", using metering equipment sufficient to measure the difference between the electrical energy supplied to a customer-generator by a retail electric supplier and the electrical energy supplied by the customer-generator to the retail electric supplier over the applicable billing period;

(6) "Renewable energy resources", electrical energy produced from wind, solar thermal sources, hydroelectric sources, photovoltaic cells and panels, fuel cells using hydrogen produced by one of the above-named electrical energy sources, and other sources of energy that become available after August 28, 2007, and are certified as renewable by the department;

(7) "Retail electric supplier" or "supplier", any **[**municipal**]** **municipally owned electric** utility **operating under chapter 91**, electrical corporation regulated **by the commission** under this chapter, or rural electric cooperative **operating** under chapter 394 that provides retail electric service in this state. **An electrical corporation that operates under a cooperative business plan as described in subsection 2 of section 393.110 shall be deemed to be a rural electric cooperative for purposes of this section.**

3. A retail electric supplier shall:

(1) Make net metering available to customer-generators on a first-come, first-served basis until the total rated generating capacity of net metering systems equals five percent of the **[**utility's**]** **retail electric supplier's** single-hour peak load during the previous year, after which the commission for **[**a public utility**]** **an electrical corporation** or the **respective** governing body **[**for**]** **of** other **[**electric utilities**]** **retail electric suppliers** may increase the total rated generating capacity of net metering systems to an amount above five percent. However, in a given calendar year, no retail electric supplier shall be required to approve any application for interconnection if the total rated generating capacity of all applications for interconnection already approved to date by said supplier in said calendar year equals or exceeds one percent of said supplier's single-hour peak load for the previous calendar year;

(2) Offer to the customer-generator a tariff or contract that is identical in electrical energy rates, rate structure, and monthly charges to the contract or tariff that the customer would be assigned if the customer were not an eligible customer-generator but shall not charge the customer-generator any additional standby, capacity, interconnection, or other fee or charge that would not otherwise be charged if the customer were not an eligible customer-generator; and

(3) Disclose annually the availability of the net metering program to each of its customers with the method and manner of disclosure being at the discretion of the supplier.

4. A customer-generator's facility shall be equipped with sufficient metering equipment that can measure the net amount of electrical energy produced or consumed by the customer-generator. If the customer-generator's existing meter equipment does not meet these requirements or if it is necessary for the **retail** electric supplier to install additional distribution equipment to accommodate the customer-generator's facility, the customer-generator shall reimburse the retail electric supplier for the costs to purchase and install the necessary additional equipment. At the request of the customer-generator, such costs may be initially paid for by the retail electric supplier, and any amount up to the total costs and a reasonable

interest charge may be recovered from the customer-generator over the course of up to twelve billing cycles. Any subsequent meter testing, maintenance or meter equipment change necessitated by the customer-generator shall be paid for by the customer-generator.

5. Consistent with the provisions in this section, the net electrical energy measurement shall be calculated in the following manner:

(1) For a customer-generator, a retail electric supplier shall measure the net electrical energy produced or consumed during the billing period in accordance with normal metering practices for customers in the same rate class, either by employing a single, bidirectional meter that measures the amount of electrical energy produced and consumed, or by employing multiple meters that separately measure the customer-generator's consumption and production of electricity;

(2) If the electricity supplied by the supplier exceeds the electricity generated by the customer-generator during a billing period, the customer-generator shall be billed for the net electricity supplied by the supplier in accordance with normal practices for customers in the same rate class;

(3) If the electricity generated by the customer-generator exceeds the electricity supplied by the supplier during a billing period, the customer-generator shall be billed for the appropriate customer charges for that billing period in accordance with subsection 3 of this section and shall be credited an amount at least equal to the avoided fuel cost of the excess kilowatt-hours generated during the billing period, with this credit applied to the following billing period;

(4) Any credits granted by this subsection shall expire without any compensation at the earlier of either twelve months after their issuance or when the customer-generator disconnects service or terminates the net metering relationship with the supplier;

(5) For any rural electric cooperative under chapter 394, or **[**municipal**]** **any municipally owned** utility, upon agreement of the wholesale generator supplying electric energy to the retail electric supplier, at the option of the retail electric supplier, the credit to the customer-generator may be provided by the wholesale generator.

6. (1) Each qualified electric energy generation unit used by a customer-generator shall meet all applicable safety, performance, interconnection, and reliability standards established by any local code authorities, the National Electrical Code, the National Electrical Safety Code, the Institute of Electrical and Electronics Engineers, and Underwriters Laboratories for distributed generation. No supplier shall impose any fee, charge, or other requirement not specifically authorized by this section or the rules promulgated under subsection 9 of this section unless the fee, charge, or other requirement would apply to similarly situated customers who are not customer-generators, except that a retail electric supplier may require that a customer-generator's system contain a switch, circuit breaker, fuse, or other easily accessible device or feature located in immediate proximity to the customer-generator's metering equipment that would allow a utility worker the ability to manually and instantly disconnect the unit from the utility's electric distribution system.

(2) For systems of ten kilowatts or less, a customer-generator whose system meets the standards and rules under subdivision (1) of this subsection shall not be required to install additional controls, perform or pay for additional tests or distribution equipment, or purchase additional liability insurance beyond what is required under subdivision (1) of this subsection and subsection 4 of this section.

(3) For customer-generator systems of greater than ten kilowatts, the commission for **[**public utilities**]**

electrical corporations and the **respective** governing body for other **[**utilities**]** **retail electric suppliers** shall, by rule or equivalent formal action by each respective governing body:

(a) Set forth safety, performance, and reliability standards and requirements; and

(b) Establish the qualifications for exemption from a requirement to install additional controls, perform or pay for additional tests or distribution equipment, or purchase additional liability insurance.

7. (1) Applications by a customer-generator for interconnection of a qualified electric energy generation unit meeting the requirements of subdivision (3) of subsection 2 of this section to the distribution system shall be accompanied by the plan for the customer-generator's electrical generating system, including but not limited to a wiring diagram and specifications for the generating unit, and shall be reviewed and responded to by the retail electric supplier within thirty days of receipt for systems ten kilowatts or less and within ninety days of receipt for all other systems. Prior to the interconnection of the qualified generation unit to the supplier's system, the customer-generator will furnish the retail electric supplier a certification from a qualified professional electrician or engineer that the installation meets the requirements of subdivision (1) of subsection 6 of this section. If the application for interconnection is approved by the retail electric supplier and the customer-generator does not complete the interconnection within one year after receipt of notice of the approval, the approval shall expire and the customer-generator shall be responsible for filing a new application.

(2) Upon the change in ownership of a qualified electric energy generation unit, the new customer-generator shall be responsible for filing a new application under subdivision (1) of this subsection.

8. Each **[**commission-regulated supplier**]** **electrical corporation** shall submit an annual net metering report to the commission, and all other **[**nonregulated**]** **retail electric** suppliers shall submit the same report to their respective governing body and make said report available to a consumer of the supplier upon request, including the following information for the previous calendar year:

(1) The total number of customer-generator facilities;

(2) The total estimated generating capacity of its net-metered customer-generators; and

(3) The total estimated net kilowatt-hours received from customer-generators.

9. The commission shall, within nine months of January 1, 2008, promulgate initial rules necessary for the administration of this section for **[**public utilities**]** **electrical corporations**, which shall include regulations ensuring that simple contracts will be used for interconnection and net metering. For systems of ten kilowatts or less, the application process shall use an all-in-one document that includes a simple interconnection request, simple procedures, and a brief set of terms and conditions. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

10. The governing body of a rural electric cooperative or municipal utility shall, within nine months of January 1, 2008, adopt policies establishing a simple contract to be used for interconnection and net metering. For systems of ten kilowatts or less, the application process shall use an all-in-one document that

includes a simple interconnection request, simple procedures, and a brief set of terms and conditions.

11. For any cause of action relating to any damages to property or person caused by the **qualified electric energy** generation unit of a customer-generator or the interconnection thereof, the retail electric supplier shall have no liability absent clear and convincing evidence of fault on the part of the supplier.

12. The estimated generating capacity of all net metering systems operating under the provisions of this section shall count towards the respective retail electric supplier's accomplishment of any renewable energy portfolio target or mandate adopted by the Missouri general assembly.

13. The sale of qualified electric **energy** generation units to any customer-generator shall be subject to the provisions of sections **407.010 to 407.145 and sections** 407.700 to 407.720. The attorney general shall have the authority to promulgate in accordance with the provisions of chapter 536 rules regarding mandatory disclosures of information by sellers of qualified electric **energy** generation units. Any interested person who believes that the seller of any **qualified** electric **energy** generation unit is misrepresenting the safety or performance standards of any such systems, or who believes that any electric **energy** generation unit poses a danger to any property or person, may report the same to the attorney general, who shall be authorized to investigate such claims and take any necessary and appropriate actions.

14. Any costs incurred under this act by a retail electric supplier shall be recoverable in that utility's rate structure.

15. No consumer shall connect or operate **[**an**]** **a qualified** electric **energy** generation unit in parallel phase and synchronization with any retail electric supplier without written approval by said supplier that all of the requirements under subdivision (1) of subsection 7 of this section have been met. For a consumer who violates this provision, a supplier may immediately and without notice disconnect the electric facilities of said consumer and terminate said consumer's electric service.

16. The manufacturer of any **qualified** electric **energy** generation unit used by a customer-generator may be held liable for any damages to property or person caused by a defect in the **qualified** electric **energy** generation unit of a customer-generator.

17. The seller, installer, or manufacturer of any **qualified** electric **energy** generation unit who knowingly misrepresents the safety aspects of **[**an**]** **a qualified** electric generation unit may be held liable for any damages to property or person caused by the **qualified** electric **energy** generation unit of a customer-generator."; and

Further amend the title and enacting clause accordingly.

Senator Brown moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Burlison, **SB 820**, as amended, was declared perfected and ordered printed.

Senator White moved that **SB 823** be taken up for perfection, which motion prevailed.

Senator White offered **SS** for **SB 823**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 823

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.135, 210.140, 210.147, 210.199, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254,

210.255, 210.256, 210.258, 210.275, 210.762, 210.1007, 210.1080, and 211.081, RSMo, and to enact in lieu thereof twenty-seven new sections relating to child protection, with penalty provisions.

Senator White moved that **SS** for **SB 823** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 823, Page 53, Section 211.081, Line 44, by inserting after all of said line the following:

"476.055. 1. There is hereby established in the state treasury the "Statewide Court Automation Fund". All moneys collected pursuant to section 488.027, as well as gifts, contributions, devises, bequests, and grants received relating to automation of judicial record keeping, and moneys received by the judicial system for the dissemination of information and sales of publications developed relating to automation of judicial record keeping, shall be credited to the fund. Moneys credited to this fund may only be used for the purposes set forth in this section and as appropriated by the general assembly. Any unexpended balance remaining in the statewide court automation fund at the end of each biennium shall not be subject to the provisions of section 33.080 requiring the transfer of such unexpended balance to general revenue; except that, any unexpended balance remaining in the fund on September 1, 2023, shall be transferred to general revenue.

2. The statewide court automation fund shall be administered by a court automation committee consisting of the following: the chief justice of the supreme court, a judge from the court of appeals, four circuit judges, four associate circuit judges, four employees of the circuit court, the commissioner of administration, two members of the house of representatives appointed by the speaker of the house, two members of the senate appointed by the president pro tem of the senate, the executive director of the Missouri office of prosecution services, the director of the state public defender system, and two members of the Missouri Bar. The judge members and employee members shall be appointed by the chief justice. The commissioner of administration shall serve ex officio. The members of the Missouri Bar shall be appointed by the board of governors of the Missouri Bar. Any member of the committee may designate another person to serve on the committee in place of the committee member.

3. The committee shall develop and implement a plan for a statewide court automation system. The committee shall have the authority to hire consultants, review systems in other jurisdictions and purchase goods and services to administer the provisions of this section. The committee may implement one or more pilot projects in the state for the purposes of determining the feasibility of developing and implementing such plan. The members of the committee shall be reimbursed from the court automation fund for their actual expenses in performing their official duties on the committee.

4. Any purchase of computer software or computer hardware that exceeds five thousand dollars shall be made pursuant to the requirements of the office of administration for lowest and best bid. Such bids shall be subject to acceptance by the office of administration. The court automation committee shall determine the specifications for such bids.

5. The court automation committee shall not require any circuit court to change any operating system in such court, unless the committee provides all necessary personnel, funds and equipment necessary to effectuate the required changes. No judicial circuit or county may be reimbursed for any costs incurred pursuant to this subsection unless such judicial circuit or county has the approval of the court automation

committee prior to incurring the specific cost.

6. Any court automation system, including any pilot project, shall be implemented, operated and maintained in accordance with strict standards for the security and privacy of confidential judicial records. **Any court automation system, including any pilot project, that provides public access to electronic records on the internet shall redact any personal identifying information, including name, address, and year of birth, of a minor and, if applicable, any next friend.** Any person who knowingly releases information from a confidential judicial record is guilty of a class B misdemeanor. Any person who, knowing that a judicial record is confidential, uses information from such confidential record for financial gain is guilty of a class E felony.

7. On the first day of February, May, August and November of each year, the court automation committee shall file a report on the progress of the statewide automation system with:

(1) The chair of the house budget committee;

(2) The chair of the senate appropriations committee;

(3) The chair of the house judiciary committee; and

(4) The chair of the senate judiciary committee.

8. Section 488.027 shall expire on September 1, 2023. The court automation committee established pursuant to this section may continue to function until completion of its duties prescribed by this section, but shall complete its duties prior to September 1, 2025.

9. This section shall expire on September 1, 2025.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 823, Page 1, Section A, Line 11, by inserting after all of said line the following:

“**191.1720. Sections 191.1720 to 191.1740 and section 376.1280 shall be known and may be cited as the “Missouri Save Adolescents from Experimentation (SAFE) Act”.**

191.1725. For purposes of sections 191.1725 to 191.1740, the following terms mean:

(1) “Biological sex”, the biological indication of male or female in the context of reproductive potential or capacity, such as sex chromosomes, naturally occurring sex hormones, gonads, and nonambiguous internal and external genitalia present at birth, without regard to an individual’s psychological, chosen, or subjective experience of gender;

(2) “Cross-sex hormones”:

(a) Testosterone or other androgens given to biological sex females in amounts that are larger or more potent than would normally occur naturally in healthy biological sex females; and

(b) Estrogen given to biological sex males in amounts that are larger or more potent than would

normally occur naturally in healthy biological sex males;

(3) "Gender", the psychological, behavioral, social, and cultural aspects of being male or female;

(4) "Gender reassignment surgery", any medical or surgical service that seeks to surgically alter or remove healthy physical or anatomical characteristics or features that are typical for the individual's biological sex in order to instill or create physiological or anatomical characteristics that resemble a sex different from the individual's biological sex, including, but not limited to, genital or nongenital gender reassignment surgery performed for the purpose of assisting an individual with a gender transition;

(5) "Gender transition", the process in which an individual transitions from identifying with and living as a gender that corresponds to his or her biological sex to identifying and living as a gender different from his or her biological sex, and may involve social, legal, or physical changes;

(6) "Gender transition procedures":

(a) Any medical or surgical service, including, but not limited to, physician's services, inpatient and outpatient hospital services, or prescribed drugs, related to gender transition that seeks to:

a. Alter or remove physical or anatomical characteristics or features that are typical for the individual's biological sex; or

b. Instill or create physiological or anatomical characteristics that resemble a sex different from the individual's biological sex, including, but not limited to:

(i) Medical services that provide puberty-blocking drugs, cross-sex hormones, or other mechanisms to promote the development of feminizing or masculinizing features in the opposite biological sex; or

(ii) Genital or nongenital gender reassignment surgery performed for the purpose of assisting an individual with a gender transition;

(b) The term "gender transition procedures" shall not include:

a. Services to individuals born with a medically-verifiable disorder of sex development, including, but not limited to, an individual with external biological sex characteristics that are irresolvably ambiguous, such as those born with 46 XX chromosomes with virilization, 46 XY chromosomes with undervirilization, or having both ovarian and testicular tissue;

b. Services provided when a physician has otherwise diagnosed an individual with a disorder of sexual development and determined through genetic or biochemical testing that the individual does not have normal sex chromosome structure, sex steroid hormone production, or sex steroid hormone action;

c. The treatment of any infection, injury, disease, or disorder that has been caused by or exacerbated by the performance of gender transition procedures regardless of whether the gender transition procedure was performed in accordance with state and federal law or whether funding for the gender transition procedure is permissible under section 191.1735; or

d. Any procedure undertaken because the individual suffers from a physical disorder, physical injury, or physical illness that would, as certified by a physician, place the individual in imminent

danger of death or impairment of a major bodily function unless surgery is performed;

(7) "Genital gender reassignment surgery", a medical procedure performed for the purpose of assisting an individual with a gender transition, including, but not limited to:

(a) Surgical procedures such as penectomy, orchiectomy, vaginoplasty, clitoroplasty, or vulvoplasty for biologically male patients or hysterectomy or ovariectomy for biologically female patients;

(b) Reconstruction of the fixed part of the urethra with or without a metoidioplasty; or

(c) Phalloplasty, vaginectomy, scrotoplasty, or implantation of erection or testicular prostheses for biologically female patients;

(8) "Health care provider", an individual who is licensed, certified, or otherwise authorized by the laws of this state to administer health care in the ordinary course of the practice of his or her profession;

(9) "Nongenital gender reassignment surgery", medical procedures performed for the purpose of assisting an individual with a gender transition, including, but not limited to:

(a) Surgical procedures for biologically male patients, such as augmentation mammoplasty, facial feminization surgery, liposuction, lipofilling, voice surgery, thyroid cartilage reduction, gluteal augmentation, hair reconstruction, or various aesthetic procedures; or

(b) Surgical procedures for biologically female patients, such as subcutaneous mastectomy, voice surgery, liposuction, lipofilling, pectoral implants, or various aesthetic procedures;

(10) "Physician", an individual who is licensed under chapter 334;

(11) "Puberty-blocking drugs", gonadotropin-releasing hormone analogues or other synthetic drugs used in biological sex males to stop luteinizing hormone secretion and therefore testosterone secretion, or synthetic drugs used in biological sex females that stop the production of estrogens and progesterone, when used to delay or suppress pubertal development in children for the purpose of assisting an individual with a gender transition;

(12) "Public funds", state, county, or local government moneys, including any such moneys deposited with or derived from any department, agency, or instrumentality authorized or appropriated under state law.

191.1730. 1. A physician or other health care provider shall not provide gender transition procedures to any individual under eighteen years of age.

2. A physician or other health care provider shall not refer any individual under eighteen years of age to any health care provider for gender transition procedures.

3. A physician or other health care provider shall not be prohibited from providing any of the following procedures that are not gender transition procedures to an individual under eighteen years of age:

(1) Services to individuals born with a medically verifiable disorder of sex development, including, but not limited to, an individual with external biological sex characteristics that are irresolvably ambiguous, such as those born with 46 XX chromosomes with virilization, 46 XY chromosomes with

undervirilization, or having both ovarian and testicular tissue;

(2) Services provided when a physician has otherwise diagnosed an individual with a disorder of sexual development and determined through genetic or biochemical testing that the individual does not have normal sex chromosome structure, sex steroid hormone production, or sex steroid hormone action;

(3) The treatment of any infection, injury, disease, or disorder that has been caused by or exacerbated by the performance of gender transition procedures, regardless of whether the gender transition procedure was performed in accordance with state and federal law or whether funding for the gender transition procedure is permissible under section 191.1735; or

(4) Any procedure undertaken because the individual suffers from a physical disorder, physical injury, or physical illness that would, as certified by a physician, place the individual in imminent danger of death or impairment of a major bodily function unless surgery is performed.

191.1735. 1. Public funds shall not be directly or indirectly used, granted, paid, or distributed to any individual, entity, or organization that provides gender transition procedures to an individual under eighteen years of age.

2. Health care services furnished in the following situations shall not include gender transition procedures to an individual under eighteen years of age:

(1) By or in a health care facility owned by the state or a county or local government; or

(2) By a physician or other health care provider employed by the state or a county or local government.

3. Any amount paid by an individual or an entity during a tax year for the provision of gender transition procedures or as premiums for health care coverage that includes coverage for gender transition procedures shall not be subtracted from the individual's or entity's income for state income tax purposes.

4. The MO HealthNet program shall not reimburse or provide coverage for gender transition procedures to an individual under eighteen years of age.

191.1740. 1. Any referral for or provision of gender transition procedures to an individual under eighteen years of age is unprofessional conduct and any health care provider doing so shall be subject to discipline by the appropriate licensing entity or disciplinary review board with competent jurisdiction in this state.

2. An individual may assert an actual or threatened violation of sections 191.1725 to 191.1740 as a claim or defense in a judicial or administrative proceeding and obtain compensatory damages, injunctive relief, declaratory relief, or any other appropriate relief.

3. (1) An individual may bring a claim for a violation of sections 191.1725 to 191.1740 no later than two years after the day the cause of action accrues.

(2) An individual under eighteen years of age may bring an action throughout the individual's minority through a parent or next friend and may bring an action in the individual's own name upon reaching the age of eighteen until the age of thirty-eight.

4. Notwithstanding any other provision of law to the contrary, an action under sections 191.1725 to 191.1740 may be commenced, and relief may be granted, in a judicial proceeding without regard to whether the individual commencing the action has sought or exhausted available administrative remedies.

5. In any action or proceeding to enforce a provision of sections 191.1725 to 191.1740, a prevailing party who establishes a violation of sections 191.1725 to 191.1740 shall recover reasonable attorney's fees.

6. (1) The attorney general may bring an action to enforce compliance with sections 191.1725 to 191.1740.

(2) Sections 191.1725 to 191.1740 shall not be interpreted to deny, impair, or otherwise affect any right or authority of the attorney general, the state, or any agency, officer, or employee of the state, acting under any law other than sections 191.1725 to 191.1740, to institute or intervene in any proceeding."; and

Further amend said bill, page 53, section 211.081, line 44, by inserting after all of said line the following:

"**376.1280. 1. For purposes of this section, the following terms mean:**

(1) "Gender transition procedures", the same meaning given to the term in section 191.1725;

(2) "Health benefit plan", the same meaning given to the term in section 376.1350;

(3) "Health carrier", the same meaning given to the term in section 376.1350.

2. A health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2023, shall not include reimbursement for, and shall not be required to provide coverage for, gender transition procedures for an individual under eighteen years of age."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted.

Senator White raised the point of order that **SA 2** is out of order as it goes beyond the scope of the underlying bill.

Senator Bean assumed the Chair.

The point of order was referred to the President Pro Tem, who took it under advisement, which placed **SB 823**, with **SS**, **SA 2** and the point of order (pending), on the Informal Calendar.

CONCURRENT RESOLUTIONS

Senator Rowden moved that **HCR 74** be taken up for adoption, which motion prevailed.

On motion of Senator Rowden, **HCR 74** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Hegeman	Hoskins	Koenig	May

Mosley	O'Laughlin	Razer	Rizzo	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Williams—25			

NAYS—Senators

Moon Onder—2

Absent—Senators

Eslinger Gannon Luetkemeyer Riddle Wieland—5

Absent with leave—Senators

Hough Roberts—2

Vacancies—None

COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following escort committee pursuant to **HCR 74**: Senators Luetkemeyer, Bean, Koenig, Thompson Rehder, White, Beck, Washington, Roberts, Arthur, and Williams.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Eigel, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 690**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 743**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 724**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Cierpiot, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which were referred **SB 702**, **SB 636**, **SB 651**, and **SB 693**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schupp, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 710**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Koenig, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 807**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Burlison, Chairman of the Committee on Small Business and Industry, submitted the following report:

Mr. President: Your Committee on Small Business and Industry, to which was referred **SB 665**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following reports:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 834**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 798**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 667**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, Senator White submitted the following report:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 758**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Onder, Chairman of the Committee on Health and Pensions, submitted the following report:

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 726**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 761**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 657**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Bean assumed the Chair.

REFERRALS

President Pro Tem Schatz referred **SR 593** and **SR 594** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Schatz referred the gubernatorial reappointments to the Committee on Gubernatorial

Appointments.

President Pro Tem Schatz referred **SS** for **SCS** for **SBs 681** and **662** to the Committee on Governmental Accountability and Fiscal Oversight.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 1071—General Laws.

SB 1072—Economic Development.

SB 1073—Commerce, Consumer Protection, Energy and the Environment.

SB 1074—Commerce, Consumer Protection, Energy and the Environment.

SB 1075—Commerce, Consumer Protection, Energy and the Environment.

SB 1076—Education.

SB 1077—Education.

SB 1078—Rules, Joint Rules, Resolutions and Ethics.

SB 1079—Insurance and Banking.

SB 1080—Commerce, Consumer Protection, Energy and the Environment.

SB 1081—Commerce, Consumer Protection, Energy and the Environment.

SB 1082—Education.

SB 1083—Judiciary and Civil and Criminal Jurisprudence.

SB 1084—Judiciary and Civil and Criminal Jurisprudence.

SB 1085—Local Government and Elections.

SB 1086—Commerce, Consumer Protection, Energy and the Environment.

SB 1087—Judiciary and Civil and Criminal Jurisprudence.

SB 1088—Local Government and Elections.

SB 1089—Local Government and Elections.

SB 1090—Governmental Accountability and Fiscal Oversight.

SB 1091—Agriculture, Food Production and Outdoor Resources.

SB 1092—Economic Development.

SB 1093—Judiciary and Civil and Criminal Jurisprudence.

SB 1094—Judiciary and Civil and Criminal Jurisprudence.

SB 1095—General Laws.

SB 1096—Insurance and Banking.

SB 1097—Professional Registration.

SB 1098—Education.

SB 1099—Health and Pensions.

SB 1100—Health and Pensions.

SB 1101—Transportation, Infrastructure and Public Safety.

SB 1102—General Laws.

SB 1103—Seniors, Families, Veterans & Military Affairs.

SB 1104—Transportation, Infrastructure and Public Safety.

SB 1105—Judiciary and Civil and Criminal Jurisprudence.

SB 1106—Seniors, Families, Veterans & Military Affairs.

SB 1107—Education.

SB 1108—Ways and Means.

SB 1109—Judiciary and Civil and Criminal Jurisprudence.

SB 1110—Judiciary and Civil and Criminal Jurisprudence.

SB 1111—General Laws.

SB 1112—General Laws.

SB 1113—Transportation, Infrastructure and Public Safety.

SB 1114—Small Business and Industry.

SB 1115—Commerce, Consumer Protection, Energy and the Environment.

SB 1116—Insurance and Banking.

SB 1117—Judiciary and Civil and Criminal Jurisprudence.

SB 1118—Education.

SB 1119—Health and Pensions.

SB 1120—Insurance and Banking.

SB 1121—Local Government and Elections.

SB 1122—Judiciary and Civil and Criminal Jurisprudence.

SB 1123—Economic Development.

SB 1124—Ways and Means.

SB 1125—Health and Pensions.

SB 1126—Professional Registration.

SB 1127—Judiciary and Civil and Criminal Jurisprudence.

SB 1128—Local Government and Elections.

SB 1129—Insurance and Banking.

SB 1130—Judiciary and Civil and Criminal Jurisprudence.

SB 1131—Judiciary and Civil and Criminal Jurisprudence.

SB 1132—Judiciary and Civil and Criminal Jurisprudence.

SB 1133—Seniors, Families, Veterans & Military Affairs.

INTRODUCTION OF GUESTS

Senator Crawford introduced to the Senate, the Muddy River Smokers, coach, Charles "Chuck" Simpson; Mrs. Jessica Simpson; team members, Cole Thomas; Jordan Jackson; Grace Colby; Kloie Hooper; and Skylar Wohlers, Osceola.

Senator Brown introduced to the Senate, Maile Huffman; Ayden Meckley; and Mrs. Stacey Meckley, Camdenton.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

THIRTY-FIRST DAY–TUESDAY, MARCH 8, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown
SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger
SB 1161-Eslinger

SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington
SB 1173-Schupp
SB 1174-Eslinger
SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SB 1178-White and Cierpiot
SB 1179-Hough
SB 1180-Hough
SB 1181-Luetkemeyer
SB 1182-Gannon
SB 1183-Gannon
SB 1184-Thompson Rehder
SB 1185-Thompson Rehder
SB 1186-Thompson Rehder
SB 1187-Thompson Rehder
SB 1188-Beck and Gannon
SB 1189-Cierpiot
SB 1190-Roberts
SB 1191-Crawford
SB 1192-Crawford
SB 1193-Washington
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz

SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HB 1986

THIRD READING OF SENATE BILLS

SS for SB 678-Luetkemeyer
SB 652-Rizzo (In Fiscal Oversight)
SB 655-Crawford
SS#2 for SCS for SB 649-Eigel
SS for SCS for SBs 681 & 662-O'Laughlin and Arthur (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 762-Brown
2. SB 850-Bean, with SCS
3. SB 664-Bernskoetter
4. SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS
5. SB 799-Hegeman, with SCS
6. SB 690-Thompson Rehder
7. SB 743-Crawford
8. SB 724-Hegeman, with SCS
9. SBs 702, 636, 651, & 693-Eslinger, with SCS
10. SB 710-Beck
11. SB 807-Hoskins
12. SB 665-Bernskoetter
13. SB 834-Luetkemeyer and Thompson Rehder, with SCS
14. SB 798-Mosley
15. SB 667-Burlison
16. SB 758-Hough, with SCS
17. SB 726-Onder
18. SB 761-Brown
19. SB 657-Cierpiot

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 732-Hoskins, with SCS
SB 745-Cierpiot, with SCS, SS for SCS & SA 2 (pending)
SB 823-White, with SS, SA 2 & point of order (pending)
SB 869-Koenig
SJR 38-Luetkemeyer, with SS & SA 1 (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FIRST DAY—TUESDAY, MARCH 8, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I have not hidden Your saving help within my heart, I have spoken of Your faithfulness and Your salvation; I have not concealed Your steadfast love and Your faithfulness from the great congregation." (Psalm 40:10)

Heavenly Father, we breathe a sigh of relief just thinking about Your mercy toward us. Help us remember that we are recipients of Your generous forgiveness and therefore we should be quick to forgive others. We ask, O Lord, that You might calm our hearts with Your grace. And open our hearts to remove any hatred or resentment towards others that may exist in us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator White announced photographers from Nexstar Media Group and KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Riddle	Roberts—2

Vacancies—None

The Lieutenant Governor was present.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, Senator White submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 820**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred **SB 820** to the Committee on Governmental Accountability and Fiscal Oversight.

Senator Rowden moved that the Senate recess to repair to the House of Representatives to receive the State of the Judiciary Address from the Chief Justice of the Supreme Court, the Honorable Paul C. Wilson, which motion prevailed.

JOINT SESSION

The Joint Session was called to order by President Kehoe.

On roll call the following Senators were present:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Razer	Rizzo	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

Absent—Senators

Eigel	Mosley	O'Laughlin	Onder—4

Absent with leave—Senators

Riddle	Roberts—2

Vacancies—None

On roll call the following Representatives were present:

PRESENT: 130

Adams	Aldridge	Anderson	Andrews	Atchison	Aune	Baker
Bangert	Baringer	Barnes	Basye	Billington	Black 137	Black 7
Boggs	Bromley	Brown 16	Brown 27	Brown 70	Buchheit-Courtway	Burger
Burnett	Burton	Butz	Christofanelli	Clemens	Coleman 32	Coleman 97
Collins	Cook	Copeland	Cupps	Davidson	Davis	Derges
Dinkins	Dogan	Doll	Eggleston	Falkner	Fishel	Fitzwater
Fogle	Francis	Gray	Griffith	Gunby	Haden	Haffner
Haley	Hardwick	Henderson	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson	Kalberloh	Kelley 127	Kelly 141	Kidd	Lewis 25

Lewis 6	Lovasco	Mackey	Mayhew	McCreery	McDaniel	McGaugh
McGirl	Merideth	Morse	Mosley	Murphy	O'Donnell	Patterson
Perkins	Person	Phifer	Plocher	Pollitt 52	Pollock 123	Porter
Pouche	Proudie	Quade	Railsback	Reedy	Richey	Riggs
Riley	Roberts	Roden	Sander	Sassmann	Sauls	Schnelting
Schroer	Schwadron	Seitz	Sharp 36	Sharpe 4	Shaul	Shields
Simmons	Smith 163	Smith 45	Smith 67	Stacy	Stevens 46	Tate
Taylor 139	Taylor 48	Terry	Thomas	Thompson	Toalson Reisch	Trent
Turnbaugh	Unsicker	Veit	Walsh 50	Walsh Moore 93	Weber	West
Wiemann	Wright	Young	Mr. Speaker			

ABSENT: 27

Appelbaum	Bailey	Bland Manlove	Bosley	Busick	Chipman	Deaton
DeGroot	Ellebracht	Evans	Gregory 51	Gregory 96	Grier	Hicks
Knight	Nurrenbern	Owen	Pietzman	Pike	Price	Rogers
Rone	Rowland	Smith 155	Stephens 128	Van Schoiack	Windham	

VACANCIES: 6

The Joint Committee appointed to wait upon the Chief Justice of the Supreme Court, Paul C. Wilson, escorted the Chief Justice to the dais where he delivered the State of the Judiciary Address to the Joint Assembly:

2022 STATE OF THE JUDICIARY

Missouri Chief Justice Paul C. Wilson

Introduction

Speaker Vescovo, Lieutenant Governor Kehoe, President Pro Tem Schatz, members of the 101st General Assembly, statewide office holders, cabinet members and other executive branch officials: thank you for this opportunity to speak to you this morning.

The concept of separation of powers is one of our Constitutional cornerstones, but it can be misleading. Separate does not mean adversarial, and it never has. In truth, our constitution demands just the opposite. Despite the different roles we play in our system of checks and balances, all three branches must continually communicate and cooperate if we are to serve the constitution and the people well.

Obviously, my address this morning is largely ceremonial, but that does *not* mean it doesn't matter. I think it's important for the people of our great state to see us gathered on occasions like this – together – demonstrating the cooperation that goes on, not just on this day, but throughout the year. For that reason, and in that spirit, I deeply appreciate your willingness to listen to what I have to say.

There are somewhere north of 200 of us in this room, and we all asked to be here. No one made us take the path of civil service that brought us here. Every one of us is a volunteer, and we worked hard to have the chance to serve this state and its people. Others can rail against "the government" as if it were some nameless, faceless entity, but we in this room know better. You, me, and the nearly 50,000 other public servants who live and work in virtually every community in this state, we *are* the government. Government is people and, for today's purposes, it's us.

I was born and raised here in Jefferson City, and maybe that's why this idea is so important to me and so ingrained in who I am. The legislature wasn't just some headline to me. Instead, it was my neighbor and childhood idol Jim Strong, who served in this chamber and then in the Senate down the hall. The legislature *was* my Uncle Jim – and all those he would introduce me to on the many afternoons I came to watch him in this building.

Most of the kids I grew up with had parents who worked in government, at all levels. My dad served many years as a judge in the municipal and associate circuit courts. My mom worked in public health for nearly 50 years, starting as a school nurse and ending up as a division director in the department of health in the Ashcroft administration.

When you grow up here in Jefferson City, even statewide office holders are just people, as I learned one cold winter's day 50-some years ago when I accidentally knocked Jack Danforth off his feet at the skating rink. My Dad helped him, and me, up, and then said to me: "You know who that is, don't you!?!" Well, of course, I didn't … but I quickly learned and, Senator, if you're listening, please accept this very overdue

apology!

My father is no longer around to pick me up when I make a mistake, but my wife Laura is. She's the love of my life for more than 30 years, and she's with us in the gallery today. Please make her feel welcome.

The point is, I grew up believing that government *is* people – well-meaning, hardworking people – and I believe that still today. I promise you it's no less true of me or my colleagues than it is of you or yours. We all have different jobs, and we serve in different ways, but we are united in the spirit and goal of service. This unity of purpose brings us together this morning so the people of this state can see us – gathered in *their* name – to discuss *their* business … together.

So, let's get down to business ….

Court employees

The state of the judicial branch is sound. Last year, despite all its challenges, more than 750,000 circuit court cases were resolved. While the pandemic impacted our backlog, its effect was not as big or as widespread as some feared, and we are working to clear it.

And, when I say we, I mean them – the 350 trial judges, and the more-than-3,000 court clerks, bailiffs, court reporters, juvenile officers, juvenile detention officers, and all the other staff who *really* make up the judicial branch. It's not the seven of us – it's all of them and the work they do. We know it, they know it, and I want all of you to know it too.

They are the ones who kept the courts open through the pandemic. They are the ones who work to help keep Missouri kids safe. Who collect and disperse more than $100 million dollars every year. Who schedule every court hearing and help people know when and where they're supposed to be.

Our people are your people, your constituents, your friends and neighbors, and they live and work in every corner of this state. They are the face and beating heart of your judicial system. The work they do is incredibly important and often incredibly difficult, and I would ask you to help me recognize them now.

On their behalf, I thank you for the cost-of-living increases you have been able to give in recent years and, especially, the one you approved just a few days ago. That kind of increase is important to our employees, not merely in terms of buying power, but because it demonstrates that you in this chamber know who they are. You *see* them, and you proudly recognize the work they do.

But there is more we can, and need, to do. Like the rest of government, we struggle to retain experienced workers and recruit new employees to careers in the courts. All too often, we spend precious tax dollars recruiting and training people, giving them the skills and experience we need them to have, only to see them move to better-paying, private-sector jobs after our training is complete. A market-based approach to compensation will give us a fighting chance to attract and keep expert staff in our courtrooms and courthouses. Those folks want to serve, just as all of us do, and competitive compensation will allow them to do that. By continuing to work with you, we can find a common-sense, long-term solution to this problem.

Judges

I urge each of you to reach out to your local judges. Spend some time in your local courthouses. Talk with your local court staff, and see what's happening there. Decide for yourselves how busy Missouri's courts are, how fair they are, and how well we serve the laws you write and the constitutional principles every one of us has sworn to protect. My hope is you'll see ways we can work together to improve our justice system.

One reason I ask you to do this is because so many of our judges are new. In the last four years alone, 40 percent of all the trial and appellate judges have been new to their positions. Some of those changes came as the result of local elections, but more than three-fourths of the new judges over these last four years – including 109 trial judges and 13 appellate judges – were appointed by the governor either under article IV, section 4, or under our constitution's nonpartisan court plan.

One of these recent appointees is Judge Robin Ransom, the newest member of the Supreme Court. She is a native of St. Louis. She worked as a public defender, a prosecutor, a family court staff attorney, a court commissioner and then a circuit judge. In 2019, Governor Parson elevated her to the Court of Appeals and then, last May, appointed her to the Supreme Court. She is not only the owner/operator of the most infectious smile you've ever seen, but she also just might be the best bowler in this room! We could not be more thrilled to work with her. Please join me in recognizing our newest judge.

Court security

With the judicial branch working in more than 120 courthouses around the state, security – for citizens, lawyers, judges and other court personnel – has always been a priority.

Thankfully, security *in* our courthouses has come a long way since 1992, when a man shot four people in a St. Louis County courtroom and then executed his wife on the witness stand. But security risks continue, they're on the rise, and they are no longer just inside the courthouse.

Those of us in public service are increasingly vulnerable. As public servants, we know we are not – and should not be – immune from public scrutiny and criticism … it comes with the job. But none of us – or our families – should be put in harm's way.

In 2005, a judge's husband and mother were murdered in Illinois. In 2015, a judge survived an assassination attempt outside her home in Texas. And, in 2020, a New Jersey judge's husband was shot and her son killed in an attack meant for her. All three states responded with laws aimed at protecting the private personal information of judges and their families, but those laws came too late to prevent those tragedies. We owe it to those who serve in Missouri's judiciary not to learn – in the worst possible way – that we, too, did too little, too late.

Missouri judges have been harassed online and at home, they've been threatened, and they've had their personal information posted on the web. Eleven states have already passed laws enhancing safety for judges, and more are considering such legislation now. We appreciate Representative DeGroot's efforts in this area and believe that legislative protections for Missouri's judges, together with the governor's budget recommendations you're now considering, are a good start – and we look forward to working with you on this issue as well.

Court technology

Online services are revolutionizing the courts just as they are the rest of government. This was true before COVID, and the last two years have greatly accelerated this trend. When conditions limited the number and types of hearings that could be held in person, we held thousands of hearings online, in virtual courtrooms. This approach made it possible to keep the work of the judiciary moving, and it was well received by those the courts are here to serve. Data from around the country shows that virtual proceedings not only make courts more efficient, but they also increase access to justice for many.

But this demand for increased online services highlights how much more difficult it is for some to make use of those services than others. There can be no doubt the "digital divide" is real. And it can be caused as much by geography as by poverty. Courts, whether virtual or in person, must be equally open and accessible for *all* Missourians, regardless of who you are or where you live.

This is why we're excited by Governor Parson's recommendations for broadband expansion around the state. Increased bandwidth, especially for our rural courthouses and the communities they serve, will help us better utilize online services to increase efficiency *and* access, making your courts more user-friendly for everyone.

Treatment courts

Those logistical issues – compensation, security, and infrastructure – are important, but only because they make it possible for the judicial branch to fulfill the role assigned to us. I want to turn now to some of the more creative work going on in our courts, work that presents continued opportunities for cooperation among our three branches.

One recurring theme in State of the Judiciary addresses over the past 20 years has been drug courts. They have been one of the greatest collaborative successes showing what is possible when the three branches work together with creativity and a commitment to serving Missourians better.

By identifying appropriate offenders and diverting them from prison to treatment, we – together – found a better way to serve not only those individuals, but also their families and society as a whole. This approach is cost effective, to be sure, but more importantly, it's fair … and just. These programs stand as proof that our justice system often does better when it responds to the whole person and not merely to their conduct. This was true more than a century ago when legislation created the very first diversion court, which we now call juvenile courts, and it remains true today.

Veterans courts

But there is another diversion court, another form of treatment court, that I believe needs the same sort of sustained cooperation and commitment that – together – we have given drug courts and juvenile courts in this state. I'm talking about veterans courts.

As home to Fort Leonard Wood, Whiteman Air Force Base, and many other installations, Missouri is proud to host some of the most elite fighting men and women in the world. But we are equally proud when service members choose to make Missouri their home after they leave active duty. As Governor Parson noted in his State of the State address, Missouri ranks ninth in the nation as home for our retired military.

Sadly, however, the burdens of military service do not magically disappear the moment a veteran leaves active duty. For some, those burdens can lead to mental health struggles that manifest themselves in substance abuse and conduct that, unfortunately, can land them in our justice system.

Then, our choice is clear. We can view those veterans solely in terms of their *conduct*, or we can look at the *context* from which their conduct arises and see whether treatment and other forms of support can produce a better outcome, both for the veterans and for all of us they have served.

Make no mistake: Missouri veterans courts work. We now have 15 programs serving 40 counties and, in the past five years alone, they've graduated more than 360 former service men and women. One reason these programs work so well is the role that volunteer veterans and active-duty soldiers play as mentors. No one can help a veteran like someone who's walked a mile – and probably a thousand miles – in their combat boots. Missouri veterans courts have demonstrated the kind of success we've come to expect from drug courts and other treatment courts … and now it's time we do more.

Today, veterans courts serve only a third of our local jurisdictions, largely clustered around VA hospitals and clinics. Outside of those areas, however, resources are scarce. The simple truth is that veterans who need help throughout most of Missouri will not have access to a veterans court should they find themselves on the wrong side of the law. We can work together to fix this, and I hope you will agree we owe it to these men and women as the very least we can do to honor the sacrifices they've made.

Cooperative solutions

And there are other examples where our three branches have communicated and cooperated to better serve Missouri and her people:

- The Justice Reinvestment Initiative led by the department of corrections;
- the Partnership for Child Safety and Well-Being, where we work together with the children's division, youth services, and the department of mental health;
- and the initiative we call Leading Change in Criminal Justice, which helps local stakeholders better coordinate services for individuals with co-occurring mental health challenges and substance use disorders.

And the list goes on and on and on. Leaders from across government … people working together to empower local solutions. Are you sensing a winning formula? I hope so.

So, I am happy to report that the State of the Judiciary is sound, and the future is bright. While I've mentioned a few of the ways we *can* work – and *have* worked – together, the opportunities for cooperation are limited only by our creativity and our courage.

Conclusion

Missouri has always had her share of challenges. For example, as you all know, fire destroyed the state Capitol in 1911. But, as Missourians always do, we rebuilt, and this magnificent building was the result.

Yet the beauty of the design and the quality of the work that went into this building were *not* a celebration of what Missouri *was*, or a salute to leaders who *already* served. Instead, I believe this building – and, in particular, this chamber, The People's Chamber – was designed and built as a monument to what Missouri *can* be, and as a challenge to all those who would seek to lead in the future.

The commission overseeing the new Capitol project identified 14 qualities – characteristics the people of Missouri should aspire to embody. But I think it's instructive that – of *all* the places around the Capitol that the commission might have chosen to display these qualities – they chose here. Those 14 traits are literally carved into the walls of this chamber. They have stood here for more than a century as a silent challenge to all those who sought to lead.

Even now, today, they challenge you and me to find these virtues in ourselves and in each other.

To find Honor and Truth and Charity,

To find Justice and Equality and Liberty,

and all the rest.

To find them within ourselves *and* in each other – and to let those virtues guide the work we've volunteered to do.

And yet, as I look at these virtues, I can't help but notice the one that *isn't* there. Courage. Maya Angelou, a native of St. Louis and one of America's greatest poets, once said:

> Courage is the most important of all the virtues, because without courage you can't practice any other virtue consistently. You can practice any virtue erratically, but nothing consistently without courage.

You see, it takes courage to lead; to make the decision you know is right but may not be popular; to listen and cooperate and compromise; to build a future for everyone and not merely those who look and sound like us. There is no tomorrow for *any* of us that is not the tomorrow for *all* of us, and that future will only be as bright as we make it.

So, will those of us who have gathered in this chamber today have what it takes to practice these virtues?

To practice Justice and Truth … Liberty and Honor … Equality and Charity ... and all the rest?

And will we have the Courage needed to practice them consistently?

With God's help and blessings, I believe we will.

Thank you.

On motion of Senator Rowden, the Joint Session was dissolved and the Senators returned to the Chamber where they were called to order by Senator Rowden.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following members to act with a like committee from the Senate pursuant to **HCR 74**. Representatives: Evans, Riley, Gregory (51), Pike, Shields, Ellebracht, Clemens, Brown (27), Nurrenbern and Butz.

On motion of Senator White, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

SENATE BILLS FOR PERFECTION

Senator Luetkemeyer moved that **SJR 38**, with **SS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Luetkemeyer, **SS** for **SJR 38** was withdrawn, rendering **SA 1** moot.

Senator Luetkemeyer offered **SS No. 2** for **SJR 38**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE JOINT RESOLUTION NO. 38

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 21 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the funding of law enforcement agencies.

Senator Luetkemeyer moved that **SS No. 2** for **SJR 38** be adopted.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

The Senate observed a moment of silence for the three Joplin Police officers injured in the line of duty.

Senator Luetkemeyer moved that **SS No. 2** for **SJR 38** be adopted, which motion prevailed on a standing division vote.

On motion of Senator Luetkemeyer, **SS No. 2** for **SJR 38** was declared perfected and ordered printed.

Senator Brown moved that **SB 762** be taken up for perfection, which motion prevailed.

Senator Brown offered **SS** for **SB 762**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 762

An Act to repeal sections 32.095, 144.070, 144.1021, 301.147, 307.350, and 643.315, RSMo, and section 144.020 as enacted by house bill no. 220, one hundredth general assembly, first regular session, and section 144.020 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof eight new sections relating to motor vehicles.

Senator Brown moved that **SS** for **SB 762** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 762, Page 20, Section 307.350, Line 74, by inserting after all of said line the following:

"643.310. 1. The commission may, by rule, establish a decentralized motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 for any portion of a nonattainment area located within the area described in subsection 1 of section 643.305**, except that no decentralized motor vehicle emissions inspection program shall be established in any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants or any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants or any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants**. The decentralized motor vehicle emissions inspection program shall be implemented and applied in the same manner throughout every portion of a nonattainment area located within the area described in subsection 1 of section 643.305 **except any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants or any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants or any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants**. The commission shall ensure that, for each nonattainment area, the state implementation plan established pursuant to subsection 1 of section 643.305 incorporates and receives all applicable credits allowed by the United States Environmental Protection Agency for emission reduction programs in other nonattainment areas of like designation in other states. The commission shall ensure that emission reduction amounts established pursuant to subsection 2 of section 643.305 shall be consistent with and not exceed the emissions reduction amounts required by the United States Environmental Protection Agency for other nonattainment areas of like designation in other states. No motor vehicle emissions inspection program shall be required to comply with subsection 1 of section 643.305 unless the plan established thereunder takes full advantage of any changes in requirements or any agreements made or entered into by the United States Environmental Protection Agency and any entity or entities on behalf of a nonattainment area concerning compliance with National Ambient Air Quality Standards of the federal Clean Air Act, as amended, 42 U.S.C. Section 7401, et seq., and the regulations promulgated thereunder. **If the exception of certain counties from provisions of this subsection has the effect of placing the state of Missouri in noncompliance with any federal constitutional, statutory, or regulatory provision that results in the loss of any federal funds to the state, the exception of certain counties shall expire three years from the date the state is deemed to be in noncompliance.**

2. (1) The department, with the cooperation and approval of the commissioner of administration, shall select a person or persons to operate an inspection facility or inspection program pursuant to sections 643.300 to 643.355, under a bid procedure or under a negotiated process or a combination thereof based on criteria and expectations established by the department. This process may use either a licensing arrangement or contractual arrangement with the selected party or parties. The selection of persons to operate inspection facilities or inspection programs shall be exempt from the provisions of all site procurement laws. Each person who is authorized to operate a station pursuant to this section shall be capable of providing adequate

and cost-effective service to customers.

(2) Service management, coordination and data processing may be provided by the department or by another person, including a contractor or licensee, based upon the most cost-effective proposal for service.

(3) A license or contract shall be for a period of up to seven years, consistent with the provisions of Article IV, Section 28 of the Missouri Constitution, and licenses or contracts shall be annually reviewed. A license or contract may be suspended or revoked if the licensee or contractor is not meeting the conditions of sections 643.300 to 643.355, all applicable rules, the license agreement or contract as determined by the department. A licensee or contractor found to have violated sections 643.300 to 643.355, applicable rules or the conditions of the license agreement or contract shall be in violation of section 643.151 and subject to the penalties provided thereunder.

3. The commission, the department of economic development and the office of administration shall, in cooperation with the minority business advocacy commission, select the contractor or contractors to provide an inspection program which satisfies the minimum requirements of this section in accordance with the requirements of section 37.014 and chapter 34. The commission, the office of administration and the department of economic development, in cooperation with the minority business advocacy commission, shall ensure adequate minority business participation in the selection of the contractor or contractors to provide an inspection program pursuant to this section. The commission, the office of administration and the department of economic development shall ensure adequate participation of Missouri businesses in the selection of the contractor or contractors to provide an inspection program pursuant to this section.

4. With approval of the commission and pursuant to rules adopted by the commission, an organization whose members are motor vehicle dealers or leasing companies may establish one or more additional emissions inspection facilities, which may be either mobile or stationary, to be used solely to inspect motor vehicles owned and held for sale or lease by the members of the organization. With approval of the commission and pursuant to rules adopted by the commission, any person operating a fleet of motor vehicles may establish one or more additional emissions inspection facilities, which may be either mobile or stationary, to be used solely to inspect motor vehicles owned or leased and operated by the person establishing the facility. The inspections performed in facilities established pursuant to this subsection shall be performed by a contractor selected by the commission pursuant to this section and the contractor performing such inspections shall be responsible solely to the department and shall satisfy all applicable requirements of sections 643.300 to 643.355.

5. If the governor applies to the administrator of the Environmental Protection Agency to require federal reformulated gasoline in nonattainment areas, nothing in sections 643.300 to 643.355 shall prevent the storage of conventional gasoline in nonattainment areas which is intended for sale to agricultural, commercial or retail customers outside said nonattainment areas subject to reformulated gasoline."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

Senator Eigel offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 762, Page 2, Line 54, by striking "three years" and inserting in lieu thereof the following: "**eighteen months**".

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Hough assumed the Chair.

Senator Eigel moved that **SA 1**, as amended, be adopted, which motion prevailed.

Senator Eslinger offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 762, Page 14, Section 144.1021, Line 7, by inserting after all of said line the following:

"301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the following terms mean:

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires, with either:

(a) A seat designed to be straddled by the operator, and handlebars for steering control, but excluding an electric bicycle; or

(b) A width of fifty inches or less, measured from outside of tire rim to outside of tire rim, regardless of seating or steering arrangement;

(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or federal motorcycle safety standards;

(3) "Automobile transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used for the transport of assembled motor vehicles, including truck camper units;

(4) "Axle load", the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

(5) "Backhaul", the return trip of a vehicle transporting cargo or general freight, especially when carrying goods back over all or part of the same route;

(6) "Boat transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used specifically to transport assembled boats and boat hulls. Boats may be partially disassembled to facilitate transporting;

(7) "Body shop", a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;

(8) "Bus", a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;

(9) "Commercial motor vehicle", a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;

(10) "Cotton trailer", a trailer designed and used exclusively for transporting cotton at speeds less than forty miles per hour from field to field or from field to market and return;

(11) "Dealer", any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

(12) "Director" or "director of revenue", the director of the department of revenue;

(13) "Driveaway operation":

(a) The movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

(b) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the driveaway or towaway methods; or

(c) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor;

(14) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;

(15) "Electric bicycle", a bicycle equipped with fully operable pedals, a saddle or seat for the rider, and an electric motor of less than 750 watts that meets the requirements of one of the following three classes:

(a) "Class 1 electric bicycle", an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty miles per hour;

(b) "Class 2 electric bicycle", an electric bicycle equipped with a motor that may be used exclusively to propel the bicycle and that is not capable of providing assistance when the bicycle reaches the speed of twenty miles per hour; or

(c) "Class 3 electric bicycle", an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty-eight miles per hour;

(16) "Farm tractor", a tractor used exclusively for agricultural purposes;

(17) "Fleet", any group of ten or more motor vehicles owned by the same owner;

(18) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

(19) "Fullmount", a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;

(20) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;

(21) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the result of the impact of hail;

(22) "Highway", any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

(23) "Improved highway", a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;

(24) "Intersecting highway", any highway which joins another, whether or not it crosses the same;

(25) "Junk vehicle", a vehicle which:

(a) Is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap; or

(b) Has been designated as junk or a substantially equivalent designation by this state or any other state;

(26) "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer's statement of origin;

(27) "Land improvement contractors' commercial motor vehicle", any not-for-hire commercial motor vehicle the operation of which is confined to:

(a) An area that extends not more than a radius of one hundred **fifty** miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects involving soil and water conservation, or to and from equipment dealers' maintenance facilities for maintenance purposes; or

(b) An area that extends not more than a radius of fifty miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation.

Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;

(28) "Local commercial motor vehicle", a commercial motor vehicle whose operations are confined to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person's control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;

(29) "Local log truck", a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state**[**,**];** used exclusively in this state**[**,**];** used to transport harvested forest products**[**,**];** operated solely at a forested site and in an area extending not more than a one hundred **fifty** mile radius from such site**[**, carries a load with dimensions not in excess of twenty-

five cubic yards per two axles with dual wheels,**];** and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred **fifty** mile radius from such site with an extended distance local log truck permit, **[**such vehicle shall not exceed the weight limits of section 304.180,**]** does not have more than four axles, and does not pull a trailer which has more than three axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck**[**. A local log truck may not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds**]**;

(30) "Local log truck tractor", a commercial motor vehicle which is registered under this chapter to operate as a motor vehicle on the public highways of this state**[**,**];** used exclusively in this state**[**,**];** used to transport harvested forest products, operated at a forested site and in an area extending not more than a one hundred **fifty** mile radius from such site**[**, operates with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle,**];** and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred **fifty** mile radius from such site with an extended distance local log truck permit, **[**such vehicle does not exceed the weight limits contained in section 304.180, and**]** does not have more than three axles and does not pull a trailer which has more than three axles**[**. Violations of axle weight limitations shall be subject to the load limit penalty as described for in sections 304.180 to 304.220**]**;

(31) "Local transit bus", a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

(32) "Log truck", a vehicle which is not a local log truck or local log truck tractor and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

(33) "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

(34) "Manufacturer", any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

(35) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

(36) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks, except farm tractors and electric bicycles;

(37) "Motor vehicle primarily for business use", any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

(38) "Motorcycle", a motor vehicle operated on two wheels;

(39) "Motorized bicycle", any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground, but excluding an electric bicycle;

(40) "Motortricycle", a motor vehicle upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel, but excluding an electric bicycle. A motortricycle shall not be included in the definition of all-terrain vehicle;

(41) "Municipality", any city, town or village, whether incorporated or not;

(42) "Nonresident", a resident of a state or country other than the state of Missouri;

(43) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

(44) "Operator", any person who operates or drives a motor vehicle;

(45) "Owner", any person, firm, corporation or association, who holds the legal title to a vehicle or who has executed a buyer's order or retail installment sales contract with a motor vehicle dealer licensed under sections 301.550 to 301.580 for the purchase of a vehicle with an immediate right of possession vested in the transferee, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner;

(46) "Public garage", a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

(47) "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

(48) "Reconstructed motor vehicle", a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

(49) "Recreational motor vehicle", any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

(50) "Recreational off-highway vehicle", any motorized vehicle manufactured and used exclusively for

off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or more nonhighway tires and which may have access to ATV trails;

(51) "Recreational trailer", any trailer designed, constructed, or substantially modified so that it may be used and is used for the purpose of temporary housing quarters, including therein sleeping or eating facilities, which can be temporarily attached to a motor vehicle or attached to a unit which is securely attached to a motor vehicle;

(52) "Rollback or car carrier", any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

(53) "Saddlemount combination", a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a "double saddlemount combination". When three vehicles are towed in this manner, the combination is called a "triple saddlemount combination";

(54) "Salvage dealer and dismantler", a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

(55) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

(a) Was damaged during a year that is no more than six years after the manufacturer's model year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct the vehicle to its condition immediately before it was damaged for legal operation on the roads or highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the time it was damaged;

(b) By reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it;

(c) Has been declared salvage by an insurance company as a result of settlement of a claim;

(d) Ownership of which is evidenced by a salvage title; or

(e) Is abandoned property which is titled pursuant to section 304.155 or section 304.157 and designated with the words "salvage/abandoned property". The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail, or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition, "fair market value" means the retail value of a motor vehicle as:

a. Set forth in a current edition of any nationally recognized compilation of retail values, including automated databases, or from publications commonly used by the automotive and insurance industries to establish the values of motor vehicles;

b. Determined pursuant to a market survey of comparable vehicles with regard to condition and equipment; and

c. Determined by an insurance company using any other procedure recognized by the insurance industry, including market surveys, that is applied by the company in a uniform manner;

(56) "School bus", any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;

(57) "Scrap processor", a business that, through the use of fixed or mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or transportation to a shredder or scrap metal operator for recycling;

(58) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;

(59) "Special mobile equipment", every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;

(60) "Specially constructed motor vehicle", a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term specially constructed motor vehicle includes kit vehicles;

(61) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;

(62) "Tandem axle", a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;

(63) "Towaway trailer transporter combination", a combination of vehicles consisting of a trailer transporter towing unit and two trailers or semitrailers, with a total weight that does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry no property and constitute inventory property of a manufacturer, distributer, or dealer of such trailers or semitrailers;

(64) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;

(65) "Trailer", any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term trailer shall not include cotton trailers as defined in this section and shall not include manufactured homes as defined in section 700.010;

(66) "Trailer transporter towing unit", a power unit that is not used to carry property when operating in a towaway trailer transporter combination;

(67) "Truck", a motor vehicle designed, used, or maintained for the transportation of property;

(68) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor semitrailer-trailer combination;

(69) "Truck-trailer boat transporter combination", a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

(70) "Used parts dealer", a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. Business does not include isolated sales at a swap meet of less than three days;

(71) "Utility vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

(72) "Vanpool", any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

(73) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, electric bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

(74) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

(75) "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain."; and

Further amend said bill, page 17, section 301.033, line 77, by inserting after all of said line the following:

"301.062. 1. The annual registration fee for a local log truck, registered pursuant to this chapter, is three hundred dollars.

2. A local log truck may receive an extended distance local log truck permit for an additional fee of three hundred dollars. A local log truck with an extended distance local log truck permit shall be allowed to transport harvested or processed forest products outside of the **[**one hundred mile**]** radius from the forested site **specified in section 301.010** at the weight limits for commercial vehicles specified in section 304.180. For the purposes of this section, "processed forest products" shall mean wood products that are produced from the initial processing of a round log and have received no additional manufacturing or packaging to prepare the material for any retail market including, but not limited to, sawdust, wood chips, bark, slabs, and green square edged lumber products."; and

Further amend said bill, page 18, section 301.147, line 46, by inserting after all of said line the following:

"303.025. 1. No owner of a motor vehicle registered in this state, or required to be registered in this state, shall operate, register or maintain registration of a motor vehicle, or permit another person to operate such vehicle, unless the owner maintains the financial responsibility which conforms to the requirements of the laws of this state. No nonresident shall operate or permit another person to operate in this state a motor vehicle registered to such nonresident unless the nonresident maintains the financial responsibility which conforms to the requirements of the laws of the nonresident's state of residence. Furthermore, no person shall operate a motor vehicle owned by another with the knowledge that the owner has not maintained financial responsibility unless such person has financial responsibility which covers the person's operation of the other's vehicle; however, no owner or nonresident shall be in violation of this subsection if he or she fails to maintain financial responsibility on a motor vehicle which is inoperable or being stored and not in operation**. The director of the department of revenue shall establish by rule a process for voluntary suspension of motor vehicle registration for vehicles which are inoperable or being stored and not in operation. The owner or nonresident shall not further operate the vehicle until the owner or nonresident notifies the department of revenue that the vehicle will be in use, and the department shall reinstate the motor vehicle registration upon receipt of proof of financial responsibility. Owners or nonresidents who operate a motor vehicle during a period of inoperability or storage claimed under this subsection shall be guilty of a class B misdemeanor and may additionally be guilty of a violation of this subsection. Notwithstanding any provision of law to the contrary, the department of revenue may verify motor vehicle financial responsibility as provided by law, but shall not otherwise take legal or administrative action to enforce the requirements of this section unless, in the discretion of the director, the motor vehicle is determined to have been operated in violation of this section, a motor vehicle registration is applied for in violation of this section, or the motor vehicle on two separate occasions thirty days apart is determined to have its registration maintained in violation of this section**. The director may prescribe rules and regulations for the implementation of this section.

2. A motor vehicle owner shall maintain the owner's financial responsibility in a manner provided for in section 303.160, or with a motor vehicle liability policy which conforms to the requirements of the laws of this state. A nonresident motor vehicle owner shall maintain the owner's financial responsibility which conforms to the requirements of the laws of the nonresident's state of residence.

3. Any person who violates this section is guilty of a misdemeanor. A first violation of this section shall be punishable as a class D misdemeanor. A second or subsequent violation of this section **[**shall**] may** be **[**punishable**] punished** by imprisonment in the county jail for a term not to exceed fifteen days **[**and/or**] and shall be punished by** a fine **not less than two hundred dollars but** not to exceed five hundred dollars.

Prior pleas of guilty and prior findings of guilty shall be pleaded and proven in the same manner as required by section 558.021. However, no person shall be found guilty of violating this section if the operator demonstrates to the court that he or she met the financial responsibility requirements of this section at the time the peace officer, commercial vehicle enforcement officer or commercial vehicle inspector wrote the citation. In addition to any other authorized punishment, the court shall notify the director of revenue of any person convicted pursuant to this section and shall do one of the following:

(1) Enter an order suspending the driving privilege as of the date of the court order. If the court orders the suspension of the driving privilege, the court shall require the defendant to surrender to it any driver's license then held by such person. The length of the suspension shall be as prescribed in subsection 2 of section 303.042. The court shall forward to the director of revenue the order of suspension of driving privilege and any license surrendered within ten days;

(2) Forward the record of the conviction for an assessment of four points;

(3) In lieu of an assessment of points, render an order of supervision as provided in section 302.303. An order of supervision shall not be used in lieu of points more than one time in any thirty-six-month period. Every court having jurisdiction pursuant to the provisions of this section shall forward a record of conviction to the Missouri state highway patrol, or at the written direction of the Missouri state highway patrol, to the department of revenue, in a manner approved by the director of the department of public safety. The director shall establish procedures for the record keeping and administration of this section; or

(4) For a nonresident, suspend the nonresident's driving privileges in this state in accordance with section 303.030 and notify the official in charge of the issuance of licenses and registration certificates in the state in which such nonresident resides in accordance with section 303.080.

4. Nothing in sections 303.010 to 303.050, 303.060, 303.140, 303.220, 303.290, 303.330 and 303.370 shall be construed as prohibiting the department of commerce and insurance from approving or authorizing those exclusions and limitations which are contained in automobile liability insurance policies and the uninsured motorist provisions of automobile liability insurance policies.

5. If a court enters an order of suspension, the offender may appeal such order directly pursuant to chapter 512 and the provisions of section 302.311 shall not apply.

6. Any fines owed to the state pursuant to this section may be eligible for payment in installments. The director shall promulgate rules for the application of payment plans, which shall take into account individuals' ability to pay.

303.041. 1. **Except as otherwise provided in subsection 7 of section 303.425,** if the director determines **[**that as a result of a verification sample or accident report that the owner of a motor vehicle has not maintained financial responsibility, or if the director determines as a result of an order of supervision**]** that the **owner or** operator of a motor vehicle has not maintained the financial responsibility as required in this chapter, the director shall thirty-three days after mailing notice, suspend the driving privilege of the owner or operator and/or the registration of the vehicle failing to meet such requirement. The notice of suspension shall be mailed to the person at the last known address shown on the department's records. The notice of suspension is deemed received three days after mailing. The notice of suspension shall clearly specify the reason and statutory grounds for the suspension and the effective date of the suspension, the right of the person to request a hearing, the procedure for requesting a hearing, and the date by which that request

for a hearing must be made. If the request for a hearing is received by the department prior to the effective date of the suspension, the effective date of the suspension will be stayed until a final order is issued following the hearing.

2. **Except as otherwise provided by law,** neither the fact that subsequent to the date of verification or conviction, the owner acquired the required liability insurance policy nor the fact that the owner terminated ownership of the motor vehicle, shall have any bearing upon the director's decision to suspend. Until it is terminated, the suspension shall remain in force after the registration is renewed or a new registration is acquired for the motor vehicle. The suspension also shall apply to any motor vehicle to which the owner transfers the registration. Effective January 1, 2000, the department shall not extend any suspension for failure to pay a delinquent late surrender fee pursuant to this subsection.

303.420. 1. As used in sections 303.420 to 303.440, unless the context requires otherwise, the following terms shall mean:

(1) "Law enforcement agency", the department of revenue, the Missouri state highway patrol, the prosecuting attorney or sheriff's office of any county or city not within a county, the chiefs of police of any city or municipality, or any other authorized law enforcement agency recognized by the state;

(2) "Program", the motor vehicle financial responsibility enforcement and compliance incentive program established under section 303.425;

(3) "System" or "verification system", the web-based resource established under section 303.430 for online verification of motor vehicle financial responsibility.

303.422. 1. There is hereby created in the state treasury the "Motor Vehicle Financial Responsibility Verification and Enforcement Fund", which shall consist of money received by the department of revenue under sections 303.420 to 303.440. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of revenue for the administration of sections 303.420 to 303.440.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

303.425. 1. (1) There is hereby created within the department of revenue the motor vehicle financial responsibility enforcement and compliance incentive program. The department of revenue may enter into contractual agreements with third-party vendors to facilitate the necessary technology and equipment, maintenance thereof, and associated program management services, and may enter into contractual agreements with the Missouri office of prosecution services as provided in sections 303.420 to 303.440. Where sections 303.420 to 303.440 authorize the department of revenue to enter into contracts with a third-party vendor or the Missouri office of prosecution services at its option, the department of revenue shall contract with the Missouri office of prosecution services unless the Missouri office of prosecution services declines to enter into the contract.

(2) The department of revenue or a third-party vendor shall utilize technology to compare vehicle

registration information with the financial responsibility information accessible through the system. The department of revenue shall utilize this information to identify motorists who are in violation of the motor vehicle financial responsibility law. The department of revenue may offer offenders under this program the option of pretrial diversion as an alternative to statutory fines or reinstatement fees prescribed under the motor vehicle financial responsibility law as a method of encouraging compliance and discouraging recidivism.

(3) All fees paid to or collected by third-party vendors or the Missouri office of prosecution services under sections 303.420 to 303.440 may come from violator diversion fees generated by the pretrial diversion option established under this section. A contractual agreement between the department of revenue and the Missouri office of prosecution services under sections 303.420 to 303.440 may provide for retention by the Missouri office of prosecution services of part or all of the violator diversion fees as consideration for the contract.

2. The department of revenue may authorize law enforcement agencies or third-party vendors to use technology to collect data for the investigation, detection, analysis, and enforcement of the motor vehicle financial responsibility law.

3. The department of revenue may authorize traffic enforcement officers, third-party vendors, or the Missouri office of prosecution services to administer the processing and issuance of notices of violation, the collection of fees for a violation of the motor vehicle financial responsibility law, or the referral of cases for prosecution, under the program.

4. Access to the system shall be restricted to authorized law enforcement agency users in the program, the department of revenue, and the third-party vendors with which the department of revenue contracts for purposes of the program, provided that any third-party vendor with which a contract is executed to provide necessary technology, equipment, or maintenance for the program shall be authorized as necessary to collaborate for required updates and maintenance of system software.

5. For purposes of the program, any data collected and matched to a corresponding vehicle insurance record as verified through the system, and any Missouri vehicle registration database, may be used to identify violations of the motor vehicle financial responsibility law. Such images and corresponding data shall constitute evidence of the violations.

6. Except as otherwise provided in this section, the department of revenue shall suspend, in accordance with section 303.041, the registration of any motor vehicle that is determined under the program to be in violation of the motor vehicle financial responsibility law.

7. The department of revenue shall send to an owner whose vehicle is identified under the program as being in violation of the motor vehicle financial responsibility law a notice that the vehicle's registration may be suspended unless the owner, within thirty days, provides proof of financial responsibility for the vehicle or proof, in a form specified by the department of revenue, that the owner has a pending criminal charge for a violation of the motor vehicle financial responsibility law. The notice shall include information on steps an individual may take to obtain proof of financial responsibility and a web address to a page on the department of revenue's website where information on obtaining proof of financial responsibility shall be provided. If proof of financial responsibility or a pending criminal charge is not provided within the time allotted, the department of revenue shall

provide a notice of suspension and suspend the vehicle's registration in accordance with section 303.041, or shall send a notice of vehicle registration suspension, clearly specifying the reason and statutory grounds for the suspension and the effective date of the suspension, the right of the vehicle owner to request a hearing, the procedure for requesting a hearing, and the date by which that request for a hearing must be made, as well as informing the owner that the matter will be referred for prosecution if a satisfactory response is not received in the time allotted, informing the owner that the minimum penalty for the violation is three hundred dollars and four license points, and offering the owner participation in a pretrial diversion option to preclude referral for prosecution and registration suspension under sections 303.420 to 303.440. The notice of vehicle registration suspension shall give a period of thirty-three days from mailing for the vehicle owner to respond, and shall be deemed received three days after mailing. If no request for a hearing or agreement to participate in the diversion option is received by the department of revenue prior to the date provided on the notice of vehicle registration suspension, the director shall suspend the vehicle's registration, effective immediately, and refer the case to the appropriate prosecuting attorney. If an agreement by the vehicle owner to participate in the diversion option is received by the department of revenue prior to the effective date provided on the notice of vehicle registration suspension, then upon payment of a diversion participation fee not to exceed two hundred dollars, agreement to secure proof of financial responsibility within the time provided on the notice of suspension, and agreement that such financial responsibility shall be maintained for a minimum of two years, no points shall be assessed to the vehicle owner's driver's license under section 302.302 and the department of revenue shall not take further action against the vehicle owner under sections 303.420 to 303.440, subject to compliance with the terms of the pretrial diversion option. The department of revenue shall suspend the vehicle registration of, and shall refer the case to the appropriate prosecuting attorney for prosecution of, participating vehicle owners who violate the terms of the pretrial diversion option. If a request for hearing is received by the department of revenue prior to the effective date provided on the notice of vehicle registration suspension, then for all purposes other than eligibility for participation in the diversion option, the effective date of the suspension shall be stayed until a final order is issued following the hearing. The department of revenue shall suspend the registration of vehicles determined under the final order to have violated the motor vehicle financial responsibility law, and shall refer the case to the appropriate prosecuting attorney for prosecution. Notices under this subsection shall be mailed to the vehicle owner at the last known address shown on the department of revenue's records. The department of revenue or its third-party vendor or the Missouri office of prosecution services shall issue receipts for the collection of diversion participation fees. Except as otherwise provided in subsection 1 of this section, all such fees shall be deposited into the motor vehicle financial responsibility verification and enforcement fund established in section 303.422. A vehicle owner whose registration has been suspended under sections 303.420 to 303.440 may obtain reinstatement of the registration upon providing proof of financial responsibility and payment to the department of revenue of a nonrefundable reinstatement fee equal to the fee that would be applicable under subsection 2 of section 303.042 if the registration had been suspended under section 303.041.

8. Data collected or retained under the program shall not be used by any entity for purposes other than enforcement of the motor vehicle financial responsibility law. Data collected and stored by law enforcement under the program shall be considered evidence if noncompliance with the motor vehicle financial responsibility law is confirmed. The evidence, and an affidavit stating that the evidence and system have identified a particular vehicle as being in violation of the motor vehicle financial

responsibility law, shall constitute probable cause for prosecution and shall be forwarded in accordance with subsection 7 of this section to the appropriate prosecuting attorney.

9. Owners of vehicles identified under the program as being in violation of the motor vehicle financial responsibility law shall be provided with options for disputing such claims which do not require appearance at any state or local court of law, or administrative facility. Any person who presents timely proof that he or she was in compliance with the motor vehicle financial responsibility law at the time of the alleged violation shall be entitled to dismissal of the charge with no assessment of fees or fines. Proof provided by a vehicle owner to the department of revenue that the vehicle was in compliance at the time of the suspected violation of the motor vehicle financial responsibility law shall be recorded in the system established by the department of revenue under section 303.430.

10. The collection of data or use of any technology pursuant to this section shall be done in a manner that prohibits any bias towards a specific community, race, gender, or socioeconomic status of vehicle owner.

11. Law enforcement agencies, third-party vendors, or other entities authorized to operate under the program shall not sell data collected or retained under the program for any purpose or share it for any purpose not expressly authorized in this section. All data shall be secured and any third-party vendor or other entity authorized to operate under the program may be liable for any data security breach.

12. The department of revenue shall not take action under sections 303.420 to 303.440 against vehicles registered as fleet vehicles under section 301.032, or against vehicles known to the department of revenue to be insured under a policy of commercial auto coverage, as such term is defined in subdivision (10) of subsection 2 of section 303.430.

13. Following one year after the implementation of the program, and every year thereafter, the department of revenue shall provide a report to the president pro tempore of the senate, the speaker of the house of representatives, the chairs of the house and senate committees with jurisdictions over insurance or transportation matters, and the chairs of the house budget and senate appropriations committees. The report shall include an evaluation of program operations, information as to the costs of the program incurred by the department of revenue, insurers, and the public, information as to the effectiveness of the program in reducing the number of uninsured motor vehicles, and anonymized demographic information including the race and zip code of vehicle owners identified under the program as being in violation of the motor vehicle financial responsibility law, and may include any additional information and recommendations for improvement of the program deemed appropriate by the department of revenue. The department of revenue may, by rule, require the state, counties, and municipalities to provide information in order to complete the report.

14. The Missouri office of prosecution services in consultation with the department of revenue may promulgate rules as necessary for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking

authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

303.430. 1. The department of revenue shall establish and maintain a web-based system for the verification of motor vehicle financial responsibility, shall provide access to insurance reporting data and vehicle registration and financial responsibility data, and shall require motor vehicle insurers to establish functionality for the verification system, as provided in sections 303.420 to 303.440. The verification system, including any exceptions as provided for in sections 303.420 to 303.440 or in the implementation guide developed to support the program, shall supersede any existing verification system, and shall be the sole system used for the purpose of verifying financial responsibility required under this chapter.

2. The system established pursuant to subsection 1 of this section shall be subject to the following:

(1) The verification system shall transmit requests to insurers for verification of motor vehicle insurance coverage via web services established by the insurers through the internet in compliance with the specifications and standards of the Insurance Industry Committee on Motor Vehicle Administration, or "IICMVA". Insurance company systems shall respond to each request with a prescribed response upon evaluation of the data provided in the request. The system shall include appropriate protections to secure its data against unauthorized access, and the department of revenue shall maintain a historical record of the system data for a period of no more than twelve months from the date of all requests and responses. The system shall be used for verification of the financial responsibility required under this chapter. The system shall be accessible to authorized personnel of the department of revenue, the courts, law enforcement personnel, and other entities authorized by the state as permitted by state or federal privacy laws, and it shall be interfaced, wherever appropriate, with existing state systems. The system shall include information enabling the department of revenue to submit inquiries to insurers regarding motor vehicle insurance which are consistent with insurance industry and IICMVA recommendations, specifications, and standards by using the following data elements for greater matching accuracy: insurer National Association of Insurance Commissioners, or "NAIC", company code; vehicle identification number; policy number; verification date; or as otherwise described in the specifications and standards of the IICMVA. The department of revenue shall promulgate rules to offer insurers who insure one thousand or fewer vehicles within this state an alternative method for verifying motor vehicle insurance coverage in lieu of web services, and to provide for the verification of financial responsibility when financial responsibility is proven to the department to be maintained by means other than a policy of motor vehicle insurance. Insurers shall not be required to verify insurance coverage for vehicles registered in other jurisdictions;

(2) The verification system shall respond to each request within a time period established by the department of revenue. An insurer's system shall respond within the time period prescribed by the IICMVA's specifications and standards. Insurer systems shall be permitted reasonable system downtime for maintenance and other work with advance notice to the department of revenue. Insurers shall not be subject to enforcement fees or other sanctions under such circumstances, or when systems are not available because of emergency, outside attack, or other unexpected outages not planned by the insurer and reasonably outside its control;

(3) The system shall assist in identifying violations of the motor vehicle financial responsibility law in the most effective way possible. Responses to individual insurance verification requests shall have

no bearing on whether insurance coverage is determined to be in force at the time of a claim. Claims shall be individually investigated to determine the existence of coverage. Nothing in sections 303.420 to 303.440 shall prohibit the department of revenue from contracting with a third-party vendor or vendors who have successfully implemented similar systems in other states to assist in establishing and maintaining this verification system;

(4) The department of revenue shall consult with representatives of the insurance industry and may consult with third-party vendors to determine the objectives, details, and deadlines related to the system by establishment of an advisory council. The advisory council shall consist of voting members comprised of:

(a) The director of the department of commerce and insurance, or his or her designee, who shall serve as chair;

(b) Two representatives of the department of revenue, to be appointed by the director of the department of revenue;

(c) One representative of the department of commerce and insurance, to be appointed by the director of the department of commerce and insurance;

(d) Three representatives of insurance companies, to be appointed by the director of the department of commerce and insurance;

(e) One representative from the Missouri Insurance Coalition;

(f) One representative chosen by the National Association of Mutual Insurance Companies;

(g) One representative chosen by the American Property and Casualty Insurance Association;

(h) One representative chosen by the Missouri Independent Agents Association; and

(i) Such other representatives as may be appointed by the director of the department of commerce and insurance;

(5) The department of revenue shall publish for comment, and then issue, a detailed implementation guide for its online verification system;

(6) The department of revenue and its third-party vendors, if any, shall each maintain a contact person for insurers during the establishment, implementation, and operation of the system;

(7) If the department of revenue has reason to believe a vehicle owner does not maintain financial responsibility as required under this chapter, it may also request an insurer to verify the existence of such financial responsibility in a form approved by the department of revenue. In addition, insurers shall cooperate with the department of revenue in establishing and maintaining the verification system established under this section, and shall provide motor vehicle insurance policy status information as provided in the rules promulgated by the department of revenue;

(8) Every property and casualty insurance company licensed to issue motor vehicle insurance or authorized to do business in this state shall comply with sections 303.420 to 303.440, and corresponding rules promulgated by the department of revenue, for the verification of such insurance for every vehicle insured by that company in this state;

(9) Insurers shall maintain a historical record of insurance data for a minimum period of six months from the date of policy inception or policy change for the purpose of historical verification inquiries;

(10) For the purposes of this section, "commercial auto coverage" shall mean any coverage provided to an insured, regardless of number of vehicles or entities covered, under a commercial coverage form and rated from a commercial manual approved by the department of commerce and insurance. Sections 303.420 to 303.440 shall not apply to vehicles insured under commercial auto coverage; however, insurers of such vehicles may participate on a voluntary basis, and vehicle owners may provide proof at or subsequent to the time of vehicle registration that a vehicle is insured under commercial auto coverage, which the department of revenue shall record in the system;

(11) Insurers shall provide commercial or fleet automobile customers with evidence reflecting that the vehicle is insured under a commercial or fleet automobile liability policy. Sufficient evidence shall include an insurance identification card clearly marked with a suitable identifier such as "commercial auto insurance identification card", "fleet auto insurance identification card", or other clear identification that the vehicle is insured under a fleet or commercial policy;

(12) Notwithstanding any provision of sections 303.420 to 303.440, insurers shall be immune from civil and administrative liability for good faith efforts to comply with the terms of sections 303.420 to 303.440;

(13) Nothing in this section shall prohibit an insurer from using the services of a third-party vendor for facilitating the verification system required under sections 303.420 to 303.440.

3. The department of revenue shall promulgate rules as necessary for the implementation of sections 303.420 to 303.440. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

303.440. The verification system established under section 303.430 shall be installed and fully operational on January 1, 2024, following an appropriate testing or pilot period of not less than nine months. Until the successful completion of the testing or pilot period in the judgment of the director of the department of revenue, no enforcement action shall be taken based on the system, including but not limited to action taken under the program established under section 303.425.

304.180. 1. No vehicle or combination of vehicles shall be moved or operated on any highway in this state having a greater weight than twenty thousand pounds on one axle, no combination of vehicles operated by transporters of general freight over regular routes as defined in section 390.020 shall be moved or operated on any highway of this state having a greater weight than the vehicle manufacturer's rating on a steering axle with the maximum weight not to exceed twelve thousand pounds on a steering axle, and no vehicle shall be moved or operated on any state highway of this state having a greater weight than thirty-four thousand pounds on any tandem axle; the term "tandem axle" shall mean a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not

more than ninety-six inches apart.

2. An "axle load" is defined as the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle.

3. Subject to the limit upon the weight imposed upon a highway of this state through any one axle or on any tandem axle, the total gross weight with load imposed by any group of two or more consecutive axles of any vehicle or combination of vehicles shall not exceed the maximum load in pounds as set forth in the following table:

Distance in feet between the extremes of any group of two or more consecutive axles, measured to the nearest foot, except where indicated otherwise	Maximum load in pounds				
feet	2 axles	3 axles	4 axles	5 axles	6 axles
4	34,000				
5	34,000				
6	34,000				
7	34,000				
8	34,000	34,000			
More than 8	38,000	42,000			
9	39,000	42,500			
10	40,000	43,500			
11	40,000	44,000			
12	40,000	45,000	50,000		
13	40,000	45,500	50,500		
14	40,000	46,500	51,500		
15	40,000	47,000	52,000		
16	40,000	48,000	52,500	58,000	
17	40,000	48,500	53,500	58,500	
18	40,000	49,500	54,000	59,000	
19	40,000	50,000	54,500	60,000	
20	40,000	51,000	55,500	60,500	66,000
21	40,000	51,500	56,000	61,000	66,500
22	40,000	52,500	56,500	61,500	67,000
23	40,000	53,000	57,500	62,500	68,000
24	40,000	54,000	58,000	63,000	68,500
25	40,000	54,500	58,500	63,500	69,000
26	40,000	55,500	59,500	64,000	69,500
27	40,000	56,000	60,000	65,000	70,000
28	40,000	57,000	60,500	65,500	71,000
29	40,000	57,500	61,500	66,000	71,500
30	40,000	58,500	62,000	66,500	72,000
31	40,000	59,000	62,500	67,500	72,500
32	40,000	60,000	63,500	68,000	73,000

33	40,000	60,000	64,000	68,500	74,000
34	40,000	60,000	64,500	69,000	74,500
35	40,000	60,000	65,500	70,000	75,000
36		60,000	66,000	70,500	75,500
37		60,000	66,500	71,000	76,000
38		60,000	67,500	72,000	77,000
39		60,000	68,000	72,500	77,500
40		60,000	68,500	73,000	78,000
41		60,000	69,500	73,500	78,500
42		60,000	70,000	74,000	79,000
43		60,000	70,500	75,000	80,000
44		60,000	71,500	75,500	80,000
45		60,000	72,000	76,000	80,000
46		60,000	72,500	76,500	80,000
47		60,000	73,500	77,500	80,000
48		60,000	74,000	78,000	80,000
49		60,000	74,500	78,500	80,000
50		60,000	75,500	79,000	80,000
51		60,000	76,000	80,000	80,000
52		60,000	76,500	80,000	80,000
53		60,000	77,500	80,000	80,000
54		60,000	78,000	80,000	80,000
55		60,000	78,500	80,000	80,000
56		60,000	79,500	80,000	80,000
57		60,000	80,000	80,000	80,000

Notwithstanding the above table, two consecutive sets of tandem axles may carry a gross load of thirty-four thousand pounds each if the overall distance between the first and last axles of such consecutive sets of tandem axles is thirty-six feet or more.

4. Whenever the state highways and transportation commission finds that any state highway bridge in the state is in such a condition that use of such bridge by vehicles of the weights specified in subsection 3 of this section will endanger the bridge, or the users of the bridge, the commission may establish maximum weight limits and speed limits for vehicles using such bridge. The governing body of any city or county may grant authority by act or ordinance to the commission to enact the limitations established in this section on those roadways within the purview of such city or county. Notice of the weight limits and speed limits established by the commission shall be given by posting signs at a conspicuous place at each end of any such bridge.

5. Nothing in this section shall be construed as permitting lawful axle loads, tandem axle loads or gross loads in excess of those permitted under the provisions of P.L. 97-424 codified in Title 23 of the United States Code (23 U.S.C. Section 101, et al.), as amended.

6. Notwithstanding the weight limitations contained in this section, any vehicle or combination of vehicles operating on highways other than the interstate highway system may exceed single axle, tandem axle and gross weight limitations in an amount not to exceed two thousand pounds. However, total gross weight shall not exceed eighty thousand pounds, except as provided in subsections 9, 10, 12, **[**and**]** 13**, and 14** of this section.

7. Notwithstanding any provision of this section to the contrary, the commission shall issue a single-use

special permit, or upon request of the owner of the truck or equipment shall issue an annual permit, for the transporting of any crane or concrete pump truck or well-drillers' equipment. The commission shall set fees for the issuance of permits and parameters for the transport of cranes pursuant to this subsection. Notwithstanding the provisions of section 301.133, cranes, concrete pump trucks, or well-drillers' equipment may be operated on state-maintained roads and highways at any time on any day.

8. Notwithstanding the provision of this section to the contrary, the maximum gross vehicle limit and axle weight limit for any vehicle or combination of vehicles equipped with an idle reduction technology may be increased by a quantity necessary to compensate for the additional weight of the idle reduction system as provided for in 23 U.S.C. Section 127, as amended. In no case shall the additional weight increase allowed by this subsection be greater than five hundred fifty pounds. Upon request by an appropriate law enforcement officer, the vehicle operator shall provide proof that the idle reduction technology is fully functional at all times and that the gross weight increase is not used for any purpose other than for the use of idle reduction technology.

9. Notwithstanding any provision of this section or any other law to the contrary, the total gross weight of any vehicle or combination of vehicles hauling milk from a farm to a processing facility or livestock may be as much as, but shall not exceed, eighty-five thousand five hundred pounds while operating on highways other than the interstate highway system. The provisions of this subsection shall not apply to vehicles operated and operating on the Dwight D. Eisenhower System of Interstate and Defense Highways.

10. Notwithstanding any provision of this section or any other law to the contrary, any vehicle or combination of vehicles hauling grain or grain coproducts during times of harvest may be as much as, but not exceeding, ten percent over the maximum weight limitation allowable under subsection 3 of this section while operating on highways other than the interstate highway system. The provisions of this subsection shall not apply to vehicles operated and operating on the Dwight D. Eisenhower System of Interstate and Defense Highways.

11. Notwithstanding any provision of this section or any other law to the contrary, the commission shall issue emergency utility response permits for the transporting of utility wires or cables, poles, and equipment needed for repair work immediately following a disaster where utility service has been disrupted. Under exigent circumstances, verbal approval of such operation may be made either by the department of transportation motor carrier compliance supervisor or other designated motor carrier services representative. Utility vehicles and equipment used to assist utility companies granted special permits under this subsection may be operated and transported on state-maintained roads and highways at any time on any day. The commission shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

12. Notwithstanding any provision of this section to the contrary, emergency vehicles designed to be used under emergency conditions to transport personnel and equipment and to support the suppression of fires and mitigate hazardous situations may have a maximum gross vehicle weight of eighty-six thousand pounds inclusive of twenty-four thousand pounds on a single steering axle; thirty-three thousand five hundred pounds on a single drive axle; sixty-two thousand pounds on a tandem axle; or fifty-two thousand pounds on a tandem rear-drive steer axle; except that, such emergency vehicles shall only operate on the Dwight D. Eisenhower National System of Interstate and Defense Highways.

13. Notwithstanding any provision of this section to the contrary, a vehicle operated by an engine fueled primarily by natural gas may operate upon the public highways of this state in excess of the vehicle weight limits set forth in this section by an amount that is equal to the difference between the weight of the vehicle attributable to the natural gas tank and fueling system carried by that vehicle and the weight of a comparable diesel tank and fueling system. In no event shall the maximum gross vehicle weight of the vehicle operating

with a natural gas engine exceed eighty-two thousand pounds.

14. Notwithstanding any provision of law to the contrary, local log trucks and local log truck tractors, as defined in section 301.010, may be operated with a weight not exceeding twenty-two thousand four hundred pounds on one axle or a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, except the front steering axle shall not exceed fifteen thousand pounds or the gross vehicle weight rating set by the manufacturer, and may have a total weight of up to one hundred five thousand pounds. Provided however, when operating on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the radius from the forested site specified in section 301.010 with an extended distance local log truck permit, the vehicle shall not exceed the weight limits otherwise specified in this section.

304.240. **1.** Any person, firm, corporation, partnership or association violating any of the provisions of sections 304.170 to 304.230 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than five dollars or by confinement in a county jail for not more than twelve months, or by both the fine and confinement; provided, however, that where load limits as defined in sections 304.180 to 304.220 have been violated, the fine shall be two cents for each pound of excess weight up to and including five hundred, and five cents for each pound of excess weight above five hundred and not exceeding one thousand, and ten cents for each pound in excess weight above one thousand; provided that, when any vehicle is being operated under a special permit as provided in section 304.200, the term "excess weight" means only weight in excess of the amount permitted in the permit as issued. The court may, in its discretion, cause to be impounded the motor vehicle operated by any person violating the provisions of this section until such time as the fine and cost assessed by the court under this section is paid.

2. Notwithstanding subsection 1 of this section, the fine for a load-limit violation under sections 304.180 to 304.220 involving a local log truck or a local log truck tractor, as such terms are defined in section 301.010, shall be as follows:

(1) If the weight exceeds the limit by one pound to four thousand nine hundred ninety-nine pounds, the fine shall be ten cents for each pound of excess weight;

(2) If the weight exceeds the limit by five thousand pounds to nine thousand nine hundred ninety-nine pounds, the fine shall be twenty cents for each pound of excess weight; and

(3) If the weight exceeds the limit by ten thousand pounds or more, the fine shall be fifty cents for each pound of excess weight."; and

Further amend said bill, page 25, Section 643.315, line 140, by inserting after all of said line the following:

"Section B. The repeal and reenactment of sections 303.025 and 303.041 shall take effect on January 1, 2024."; and

Further amend the title and enacting clause accordingly.

Senator Eslinger moved that the above amendment be adopted, which motion prevailed.

Senator May offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 762, Page 20, Section 307.350, Line 74, by inserting after all of said line the following:

"454.1005. 1. To show cause why suspension of a license may not be appropriate, the obligor shall request a hearing from the court or division that issued the notice of intent to suspend the license. The request shall be made within sixty days of the date of service of notice.

2. If an obligor fails to respond, without good cause, to a notice of intent to suspend a license**[**,**]** **or to** timely request a hearing or comply with a payment plan, **[**the obligor's defenses and objections shall be considered to be without merit and**]** the court or director may enter an order suspending the obligor's license and ordering the obligor to refrain from engaging in the licensed activity.

3. Upon timely receipt of a request for hearing from an obligor, the court or director shall schedule a hearing **that complies with due process** to determine if suspension of the obligor's license is appropriate **considering all relevant factors, including those factors listed in subsection 4 of this section**. The court or director shall stay suspension of the license pending the outcome of the hearing.

4. **[**If the action involves an arrearage, the only issues that may be determined in a hearing pursuant to this section are**]** **In determining whether the license suspension is appropriate under the circumstances, the court or director shall consider and issue written findings of fact and conclusions of law within thirty days following the hearing regarding the following**:

(1) The identity of the obligor;

(2) Whether the arrearage is in an amount greater than or equal to three months of support payments or two thousand five hundred dollars, whichever is less, by the date of service of a notice of intent to suspend; **[**and**]**

(3) Whether the obligor has entered a payment plan. If the action involves a failure to comply with a subpoena or order, the only issues that may be determined are the identity of the obligor and whether the obligor has complied with the subpoena or order**;**

(4) Whether the obligor had the ability to make the payments that are in arrearage;

(5) Whether the obligor has the current ability to make the payments;

(6) The reasons the obligor needs the license, including, but not limited to:

(a) Transportation of family members to and from work, school, or medical treatment;

(b) Transportation of the obligor or family members to extra curricular activities; or

(c) A requirement for employment;

(7) Whether the obligor is unemployed or underemployed;

(8) Whether the obligor is actively seeking employment;

(9) Whether the obligor has engaged in job search and job readiness assistance, including utilization of the state employment database website;

(10) Whether the obligor has a physical or mental impairment affecting his or her capacity to work; and

(11) Any other relevant factors that affect the obligor's ability to make the child support payments.

5. **If the court or director, after the hearing, determines that the obligor has failed to comply with the child support payment obligation and an arrearage exists in excess of two thousand five hundred dollars for good cause, then the court or director shall not issue an order suspending the obligor's**

license and ordering the obligor to refrain from engaging in the licensed activity or, if an order is in place, shall stay such order. Good cause may include loss of employment, excluding voluntarily quitting or a dismissal due to poor job performance or failure to meet a condition of employment; catastrophic illness or accident of the obligor or a family member; severe inclement weather, including a natural disaster; or the obligor experiences a family emergency or other life-changing event, including divorce or domestic violence.

6. If the court or director, after hearing, determines that the obligor has failed**, without good cause,** to comply with any of the requirements in subsection 4 of this section, the court or director shall issue an order suspending the obligor's license and ordering the obligor to refrain from engaging in the licensed activity.

[6.**]** **7.** The court or division shall send a copy of the order suspending a license to the licensing authority and the obligor by certified mail.

[7.**]** **8.** The determination of the director, after a hearing pursuant to this section, shall be a final agency decision and shall be subject to judicial review pursuant to chapter 536. Administrative hearings held pursuant to this section shall be conducted by hearing officers appointed by the director of the department pursuant to subsection 1 of section 454.475.

[8.**]** **9.** A determination made by the court or division pursuant to this section is independent of any proceeding of the licensing authority to suspend, revoke, deny, terminate or renew a license."; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 762, Page 2, Section 32.095, Line 26, by inserting after all of said line the following:

"142.803. 1. A tax is levied and imposed on all motor fuel used or consumed in this state as follows:

(1) Motor fuel, seventeen cents per gallon;

(2) Alternative fuels, not subject to the decal fees as provided in section 142.869, with a power potential equivalent of motor fuel. In the event alternative fuel, which is not commonly sold or measured by the gallon, is used in motor vehicles on the highways of this state, the director is authorized to assess and collect a tax upon such alternative fuel measured by the nearest power potential equivalent to that of one gallon of regular grade gasoline. The determination by the director of the power potential equivalent of such alternative fuel shall be prima facie correct;

(3) Aviation fuel used in propelling aircraft with reciprocating engines, nine cents per gallon as levied and imposed by section 155.080 to be collected as required under this chapter;

(4) Compressed natural gas fuel, five cents per gasoline gallon equivalent until December 31, 2019, eleven cents per gasoline gallon equivalent from January 1, 2020, until December 31, 2024, and then seventeen cents per gasoline gallon equivalent thereafter. The gasoline gallon equivalent and method of sale for compressed natural gas shall be as published by the National Institute of Standards and Technology in

Handbooks 44 and 130, and supplements thereto or revisions thereof. In the absence of such standard or agreement, the gasoline gallon equivalent and method of sale for compressed natural gas shall be equal to five and sixty-six-hundredths pounds of compressed natural gas. All applicable provisions contained in this chapter governing administration, collections, and enforcement of the state motor fuel tax shall apply to the tax imposed on compressed natural gas, including but not limited to licensing, reporting, penalties, and interest;

(5) Liquefied natural gas fuel, five cents per diesel gallon equivalent until December 31, 2019, eleven cents per diesel gallon equivalent from January 1, 2020, until December 31, 2024, and then seventeen cents per diesel gallon equivalent thereafter. The diesel gallon equivalent and method of sale for liquefied natural gas shall be as published by the National Institute of Standards and Technology in Handbooks 44 and 130, and supplements thereto or revisions thereof. In the absence of such standard or agreement, the diesel gallon equivalent and method of sale for liquefied natural gas shall be equal to six and six-hundredths pounds of liquefied natural gas. All applicable provisions contained in this chapter governing administration, collections, and enforcement of the state motor fuel tax shall apply to the tax imposed on liquefied natural gas, including but not limited to licensing, reporting, penalties, and interest;

(6) Propane gas fuel, five cents per gallon until December 31, 2019, eleven cents per gallon from January 1, 2020, until December 31, 2024, and then seventeen cents per gallon thereafter. All applicable provisions contained in this chapter governing administration, collection, and enforcement of the state motor fuel tax shall apply to the tax imposed on propane gas including, but not limited to, licensing, reporting, penalties, and interest;

(7) If a natural gas, compressed natural gas, liquefied natural gas, electric, or propane connection is used for fueling motor vehicles and for another use, such as heating, the tax imposed by this section shall apply to the entire amount of natural gas, compressed natural gas, liquefied natural gas, electricity, or propane used unless an approved separate metering and accounting system is in place.

2. All taxes, surcharges and fees are imposed upon the ultimate consumer, but are to be precollected as described in this chapter, for the facility and convenience of the consumer. The levy and assessment on other persons as specified in this chapter shall be as agents of this state for the precollection of the tax.

[3. In addition to any tax collected under subdivision (1) of subsection 1 of this section, the following tax is levied and imposed on all motor fuel used or consumed in this state, subject to the exemption on tax liability set forth in section 142.822: from October 1, 2021, to June 30, 2022, two and a half cents per gallon; from July 1, 2022, to June 30, 2023, five cents per gallon; from July 1, 2023, to June 30, 2024, seven and a half cents per gallon; from July 1, 2024, to June 30, 2025, ten cents per gallon; and on and after July 1, 2025, twelve and a half cents per gallon.**]"**; and

Further amend said bill, page 25, section 643.315, line 140, by inserting after all of said line the following:

"**[**142.822. 1. Motor fuel used for purposes of propelling motor vehicles on highways shall be exempt from the fuel tax collected under subsection 3 of section 142.803, and an exemption and refund may be claimed by the taxpayer if the tax has been paid and no refund has been previously issued, provided that the taxpayer applies for the exemption and refund as specified in this section. The exemption and refund shall be issued on a fiscal year basis to each person who pays the fuel tax collected under subsection 3 of section 142.803 and who claims an exemption and refund in accordance with this section, and shall apply so that the fuel taxpayer has no liability for the tax collected in that fiscal year under subsection 3 of section 142.803.

2. To claim an exemption and refund in accordance with this section, a person shall present to the director a statement containing a written verification that the claim is made under penalty of perjury and that states the total fuel tax paid in the applicable fiscal year for each vehicle for which the exemption and refund is claimed. The claim shall not be transferred or assigned, and shall be filed on or after July first, but not later than September thirtieth, following the fiscal year for which the exemption and refund is claimed. The claim statement may be submitted electronically, and shall at a minimum include the following information:

(1) Vehicle identification number of the motor vehicle into which the motor fuel was delivered;

(2) Date of sale;

(3) Name and address of purchaser;

(4) Name and address of seller;

(5) Number of gallons purchased; and

(6) Number of gallons purchased and charged Missouri fuel tax, as a separate item.

3. Every person shall maintain and keep records supporting the claim statement filed with the department of revenue for a period of three years to substantiate all claims for exemption and refund of the motor fuel tax, together with invoices, original sales receipts marked paid by the seller, bills of lading, and other pertinent records and paper as may be required by the director for reasonable administration of this chapter.

4. The director may make any investigation necessary before issuing an exemption and refund under this section, and may investigate an exemption and refund under this section after it has been issued and within the time frame for making adjustments to the tax pursuant to this chapter.

5. If an exemption and refund is not issued within forty-five days of an accurate and complete filing, as required by this chapter, the director shall pay interest at the rate provided in section 32.065 accruing after the expiration of the forty-five-day period until the date the exemption and refund is issued.

6. The exemption and refund specified in this section shall be available only with regard to motor fuel delivered into a motor vehicle with a gross weight, as defined in section 301.010, of twenty-six thousand pounds or less.

7. The director shall promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.**]"**; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

At the request of Senator Brown, **SB 762**, with **SS** and **SA 4** (pending), was placed on the Informal Calendar.

At the request of Senator Bean, **SB 850**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Bernskoetter, **SB 664** was placed on the Informal Calendar.

Senator Thompson Rehder moved that **SB 775**, **SB 751** and **SB 640**, with **SCS**, be taken up for

perfection, which motion prevailed.

SCS for **SBs 775**, **751** and **640**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 775, 751, and 640

An Act to repeal sections 491.015, 566.150, and 595.201, RSMo, and to enact in lieu thereof three new sections relating to sexual offenses, with penalty provisions.

Was taken up.

Senator Thompson Rehder moved that **SCS** for **SBs 775**, **751** and **640** be adopted.

Senators Thompson Rehder and Schupp offered **SS** for **SCS** for **SBs 775**, **751** and **640**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 775, 751, and 640

An Act to repeal sections 491.015, 566.149, 566.150, 566.155, 595.201, and 595.226, RSMo, and to enact in lieu thereof six new sections relating to sexual offenses, with penalty provisions.

Senator Thompson Rehder moved that **SS** for **SCS** for **SBs 775**, **751** and **640** be adopted.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 775, 751, and 640, Page 6, Section 566.155, Line 20, by inserting after all of said line the following:

"**573.550. 1. A person commits the offense of providing obscene material to a student if such person is affiliated with a public or private elementary or secondary school in an official capacity and, knowing of its content and character, such person provides, assigns, supplies, distributes, loans, or coerces acceptance of or approving of the providing of obscene material to a student or possesses with the purpose of providing, assigning, supplying, distributing, loaning, or coercing acceptance of or approving of the providing of obscene material to a student.**

2. The offense of providing obscene material to a student is a class A misdemeanor.

3. As used in this section, the following terms shall mean:

(1) "Person affiliated with a public or private elementary or secondary school in an official capacity", an administrator, teacher, librarian, media center personnel, substitute teacher, teacher's assistant, student teacher, law enforcement officer, school board member, school bus driver, guidance counselor, coach, guest lecturer, guest speaker, or other nonschool employee who is invited to present information to students by a teacher, administrator, or other school employee. Such term shall not include a student enrolled in the elementary or secondary school;

(2) "Obscene material", any material or performance if, taken as a whole:

(a) Applying contemporary community standards, its predominant appeal is to prurient interest

in sex;

(b) The average person, applying contemporary community standards, would find the material depicts or describes sexual conduct in a patently offensive way; and

(c) A reasonable person would find the material lacks serious literary, artistic, political, or scientific value."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

Senator Brattin requested a roll call vote be taken and was joined in his request by Senators Eigel, Hoskins, Moon and Onder.

At the request of Senator Thompson Rehder, **SB 775**, **SB 751** and **SB 640**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 2** for **SJR 38**, begs leave to report that it has examined the same and finds that the joint resolution has been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 609, regarding Lambert's Café, Sikeston, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 610, regarding Harvey Robert Jones, Kirksville, which was adopted.

INTRODUCTION OF GUESTS

Senator Mosley introduced to the Senate, Monica Butler; and Antonio Parker.

Senator White introduced to the Senate, Missouri Coalition Recovery Support providers, Teddy Steen; Jennifer Harris; and Carl Perkins; and MO Developmental Disabilities Council, Vicky Davidson; Emily Hartley; Leigh Anne Haun; Katheryne Staeger-Wilson; Danielle Eads; Stacy Morse; Sara Williamson; and Miranda Fredrick; and Missouri State Teachers Association, Jennifer Wagoner, Carthage; Linda Vselmann, Webb City; and Carlos Gumucio, Webb City; Kelly Perkins; and Jessica Wagner, Jasper County.

On motion of Senator Rowden, the Senate adjourned under the rules

SENATE CALENDAR

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THIRTY-SECOND DAY–WEDNESDAY, MARCH 9, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown
SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger
SB 1161-Eslinger
SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington
SB 1173-Schupp
SB 1174-Eslinger
SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SB 1178-White and Cierpiot
SB 1179-Hough
SB 1180-Hough
SB 1181-Luetkemeyer

SB 1182-Gannon
SB 1183-Gannon
SB 1184-Thompson Rehder
SB 1185-Thompson Rehder
SB 1186-Thompson Rehder
SB 1187-Thompson Rehder
SB 1188-Beck and Gannon
SB 1189-Cierpiot
SB 1190-Roberts
SB 1191-Crawford
SB 1192-Crawford
SB 1193-Washington
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig

SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HB 1986

THIRD READING OF SENATE BILLS

SS for SB 678-Luetkemeyer
SB 652-Rizzo (In Fiscal Oversight)
SB 655-Crawford
SS#2 for SCS for SB 649-Eigel
SS for SCS for SBs 681 & 662-O'Laughlin and Arthur (In Fiscal Oversight)
SB 820-Burlison (In Fiscal Oversight)
SS#2 for SJR 38-Luetkemeyer

SENATE BILLS FOR PERFECTION

1. SB 799-Hegeman, with SCS
2. SB 690-Thompson Rehder
3. SB 743-Crawford
4. SB 724-Hegeman, with SCS
5. SBs 702, 636, 651, & 693-Eslinger, with SCS
6. SB 710-Beck
7. SB 807-Hoskins
8. SB 665-Bernskoetter
9. SB 834-Luetkemeyer and Thompson Rehder, with SCS
10. SB 798-Mosley
11. SB 667-Burlison
12. SB 758-Hough, with SCS
13. SB 726-Onder
14. SB 761-Brown
15. SB 657-Cierpiot

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)

SB 732-Hoskins, with SCS

SB 745-Cierpiot, with SCS, SS for SCS & SA 2 (pending)

SB 762-Brown, with SS & SA 4 (pending)

SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS, SS for SCS & SA 1 (pending)

SB 823-White, with SS, SA 2 & point of order (pending)

SB 850-Bean, with SCS

SB 869-Koenig

SJR 39-Luetkemeyer

SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

RESOLUTIONS

SR 435-Schatz

SR 448-Eigel

SR 453-Eigel

SR 466-Eigel

SR 467-Eigel

SR 468-Hoskins

SR 469-Hoskins

SR 472-White

SR 496-Hoskins

HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May

SCR 28-White

SCR 29-Hegeman

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SECOND DAY—WEDNESDAY, MARCH 9, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Worship the Lord in holy splendor; tremble before him, all the earth." (Psalm 96:9)

Gracious God, we give You thanks and praise for the gift of this day and the opportunity to be called to serve and follow Your lead. Bless us in the work we produce and continue to instill in us the study of Your word so what we do is in keeping with what You desire. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Hough assumed the Chair.

Senator Bernskoetter requested unanimous consent of the Senate to allow Osage County Sheriff Michael Bonham to enter the Chamber with side arms, which request was granted.

Senator Bean assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Hough assumed the Chair.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from Nexstar Media Group and KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Williams offered Senate Resolution No. 611, regarding Markus Golden, which was adopted.

Senator Schupp offered Senate Resolution No. 612, regarding the One Hundred Twentieth Anniversary of the Jewish Federation of St. Louis, which was adopted.

Senator Eslinger offered Senate Resolution No. 613, regarding Addi Luna, West Plains, which was adopted.

Senator Schatz offered Senate Resolution No. 614, regarding Abigail Chandler, Grubville, which was adopted.

Senator Koenig offered Senate Resolution No. 615, regarding Rene A. Artman, Fenton, which was adopted.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
March 9, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Samantha Ferguson Knight as a member of the Missouri Community Service Commission, submitted to you on February 23, 2022. Line 1 should be amended to read:

Samantha Ferguson Knight, Democrat, 5741 Goethe Avenue, Saint Louis, Saint Louis

Respectfully submitted,
Michael L. Parson
Governor

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2116**, **2097**, **1690** & **2221**, entitled:

An Act to amend chapter 191, RSMo, by adding thereto nine new sections relating to the visitation rights of patients.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1552**, entitled:

An Act to repeal sections 160.415 and 167.151, RSMo, and to enact in lieu thereof two new sections relating to funding for schools.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1814**, entitled:

An Act to repeal sections 163.161, 167.020, and 167.151, RSMo, and to enact in lieu thereof twelve new sections relating to admission of nonresident pupils, with a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

On motion of Senator Rowden, the Senate recessed until 3:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Crawford.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1861**, entitled:

An Act to amend chapters 191 and 194, RSMo, by adding thereto ten new sections relating to rights of patients.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1462**, entitled:

An Act to repeal sections 70.441, 571.020, 571.030, 571.101, 571.107, 571.111, 571.205, 577.703, and 577.712, RSMo, and to enact in lieu thereof ten new sections relating to firearms, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1589**, entitled:

An Act to repeal section 566.150, RSMo, and to enact in lieu thereof one new section relating to location

restrictions for certain offenders, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

SENATE BILLS FOR PERFECTION

Senator Cierpiot moved that **SB 745**, with **SCS**, **SS** for **SCS** and **SA 2** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Cierpiot, **SS** for **SCS** for **SB 745** was withdrawn, rendering **SA 2** moot.

Senator Cierpiot offered **SS No. 2** for **SCS** for **SB 745**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 745

An Act to repeal sections 144.030, 386.890, 393.1700, 393.1715, and 610.021, RSMo, and to enact in lieu thereof seven new sections relating to utilities.

Senator Cierpiot moved that **SS No. 2** for **SCS** for **SB 745** be adopted.

Senator Cierpiot offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 745, Page 21, Section 386.885, Line 37, by striking "June 30" and inserting in lieu thereof the following: "**December 31**"; and

Further amend said bill, page 23, Section 386.885, line 76, by striking "June 30" and inserting in lieu thereof the following: "**December 31**".

Senator Cierpiot moved that the above amendment be adopted.

Pursuant to Senate Rule 91, Senator Hegeman excused himself from voting on all votes taken in the perfection of **SB 745**, with **SCS**.

Senator Cierpiot moved that **SA 1** be adopted, which motion prevailed.

Senator Cierpiot moved that **SS No. 2** for **SCS** for **SB 745**, as amended, be adopted, which motion prevailed.

On motion of Senator Cierpiot, **SS No. 2** for **SCS** for **SB 745**, as amended, was declared perfected and ordered printed.

Senator Hegeman moved that **SB 799**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 799**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 799

An Act to repeal section 575.200, RSMo, and to enact in lieu thereof one new section relating to escape from custody, with penalty provisions.

Was taken up.

Senator Hegeman moved that **SCS** for **SB 799** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **SB 799** was declared perfected and ordered printed.

REFERRALS

President Pro Tem Schatz referred **SS No. 2** for **SJR 38** to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Schatz referred the gubernatorial addendum to the Committee on Gubernatorial Appointments.

Senator Bean assumed the Chair.

SENATE BILLS FOR PERFECTION

At the request of Senator Thompson Rehder, **SB 690** was placed on the Informal Calendar.

Senator Crawford moved that **SB 743** be taken up for perfection, which motion prevailed.

Senator Hough assumed the Chair.

Senator Brown offered **SA 1**:

SENATE AMENDMENT NO.1

Amend Senate Bill No. 743, Page 1, Section A, Line 3, by inserting after all of said line the following:

"94.900. 1. (1) The governing body of the following cities may impose a tax as provided in this section:

(a) Any city of the third classification with more than ten thousand eight hundred but less than ten thousand nine hundred inhabitants located at least partly within a county of the first classification with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants;

(b) Any city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants;

(c) Any city of the fourth classification with more than eight thousand nine hundred but fewer than nine thousand inhabitants;

(d) Any home rule city with more than forty-eight thousand but fewer than forty-nine thousand inhabitants;

(e) Any home rule city with more than seventy-three thousand but fewer than seventy-five thousand inhabitants;

(f) Any city of the fourth classification with more than thirteen thousand five hundred but fewer than sixteen thousand inhabitants;

(g) Any city of the fourth classification with more than seven thousand but fewer than eight thousand inhabitants;

(h) Any city of the fourth classification with more than four thousand but fewer than four thousand five hundred inhabitants and located in any county of the first classification with more than one hundred fifty

thousand but fewer than two hundred thousand inhabitants;

(i) Any city of the third classification with more than thirteen thousand but fewer than fifteen thousand inhabitants and located in any county of the third classification without a township form of government and with more than thirty-three thousand but fewer than thirty-seven thousand inhabitants; **[**or**]**

(j) Any city of the fourth classification with more than three thousand but fewer than three thousand three hundred inhabitants and located in any county of the third classification without a township form of government and with more than eighteen thousand but fewer than twenty thousand inhabitants and that is not the county seat of such county**; or**

(k) Any city with more than eighteen thousand but fewer than twenty thousand inhabitants and that is the county seat of a county with more than forty thousand but fewer than fifty thousand inhabitants.

(2) The governing body of any city listed in subdivision (1) of this subsection is hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to one-half of one percent on all retail sales made in such city which are subject to taxation under the provisions of sections 144.010 to 144.525 for the purpose of improving the public safety for such city, including but not limited to expenditures on equipment, city employee salaries and benefits, and facilities for police, fire and emergency medical providers. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no ordinance or order imposing a sales tax pursuant to the provisions of this section shall be effective unless the governing body of the city submits to the voters of the city, at a county or state general, primary or special election, a proposal to authorize the governing body of the city to impose a tax.

2. If the proposal submitted involves only authorization to impose the tax authorized by this section, the ballot of submission shall contain, but need not be limited to, the following language:

> Shall the city of _____ (city's name) impose a citywide sales tax of _____ (insert amount) for the purpose of improving the public safety of the city?
>
> ☐ YES ☐ NO
>
> If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal submitted pursuant to this subsection, then the ordinance or order and any amendments thereto shall be in effect on the first day of the second calendar quarter after the director of revenue receives notification of adoption of the local sales tax. If a proposal receives less than the required majority, then the governing body of the city shall have no power to impose the sales tax herein authorized unless and until the governing body of the city shall again have submitted another proposal to authorize the governing body of the city to impose the sales tax authorized by this section and such proposal is approved by the required majority of the qualified voters voting thereon. However, in no event shall a proposal pursuant to this section be submitted to the voters sooner than twelve months from the date of the last proposal pursuant to this section.

3. All revenue received by a city from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used solely for improving the public safety for such city for so long as the tax shall remain in effect.

4. Once the tax authorized by this section is abolished or is terminated by any means, all funds remaining in the special trust fund shall be used solely for improving the public safety for the city. Any funds in such special trust fund which are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other city funds.

5. All sales taxes collected by the director of the department of revenue under this section on behalf of any city, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited in a special trust fund, which is hereby created, to be known as the "City Public Safety Sales Tax Trust Fund". The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of the general revenue fund. The director of the department of revenue shall keep accurate records of the amount of money in the trust and which was collected in each city imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of the city and the public. Not later than the tenth day of each month the director of the department of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the city which levied the tax; such funds shall be deposited with the city treasurer of each such city, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such city. Expenditures may be made from the fund for any functions authorized in the ordinance or order adopted by the governing body submitting the tax to the voters.

6. The director of the department of revenue may make refunds from the amounts in the trust fund and credited to any city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such cities. If any city abolishes the tax, the city shall notify the director of the department of revenue of the action at least ninety days prior to the effective date of the repeal and the director of the department of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director of the department of revenue shall remit the balance in the account to the city and close the account of that city. The director of the department of revenue shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city.

7. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed pursuant to this section."; and

Further amend the title and enacting clause accordingly.

Senator Brown moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 743, Page 1, In the Title, Lines 2-3, by striking "a public safety sales tax" and inserting in lieu thereof the following: "taxation"; and

Further amend said bill, page 7, section 94.902, line 193, by inserting after all of said line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in

all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. **Beginning January 1, 2023, in any county with more than four hundred thousand but fewer than five hundred thousand inhabitants, all personal property in such county shall be annually assessed at a percent of its true value in money as of January first of each calendar year as follows:**

(1) A political subdivision shall annually reduce the percentage of true value in money at which personal property is assessed pursuant to this subsection such that the amount by which the revenue generated by taxes levied on such personal property is substantially equal to one hundred percent of the growth in revenue generated by real property assessment growth. Annual reductions shall be made pursuant to this subdivision until December 31, 2073. Thereafter, the percentage of true value in money at which personal property is assessed shall be equal to the percentage in effect on December 31, 2073.

(2) The provisions of subdivision (1) of this subsection shall not be construed to relieve a political subdivision from adjustments to property tax levies as required by section 137.073.

(3) For the purposes of subdivision (1) of this subsection, "real property assessment growth" shall mean the growth in revenue from increases in the total assessed valuation of all real property in a political subdivision over the revenue generated from the assessed valuation of such real property from the previous calendar year. Real property assessment growth shall not include any revenue in excess of the percent increase in the consumer price index, as described in subsection 2 of section 137.073.

(4) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection to the contrary, for the purposes of the tax levied pursuant to Article III, Section 38(b) of the Missouri Constitution, all personal property shall be assessed at thirty-three and one-third percent of its true value in money as of January first of each calendar year.

2. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection **[**5**]** **6** of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of

all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

[2.**]** **3.** Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

[3.**]** **4.** The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely

for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

[4.**]** **5.** The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

[5.**]** **6.** (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

[6.**]** **7.** Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

[7.**]** **8.** Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

[8.**]** **9.** Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount

of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

[9.**]** **10.** The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

[10.**]** **11.** Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

[11.**]** **12.** If a physical inspection is required, pursuant to subsection **[**10**]** **11** of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

[12.**]** **13.** A physical inspection, as required by subsection **[**10**]** **11** of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection **[**11**]** **12** of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

[13.**]** **14.** A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

[14.**]** **15.** Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate

committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

[15.**]** **16.** The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection **[**14**]** **15** of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

[16.**]** **17.** Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Koenig offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Bill No. 743, Page 1, In the Title, Lines 2-3, by striking "a public safety"; and

Further amend said bill, page 7, Section 94.902, line 193, by inserting after all of said line the following:

"144.010. 1. The following words, terms, and phrases when used in sections 144.010 to 144.525 have the meanings ascribed to them in this section, except when the context indicates a different meaning:

(1) "Admission" includes seats and tables, reserved or otherwise, and other similar accommodations and charges made therefor and amount paid for admission, exclusive of any admission tax imposed by the federal government or by sections 144.010 to 144.525;

(2) "Business" includes any activity engaged in by any person, or caused to be engaged in by him, with

the object of gain, benefit or advantage, either direct or indirect, and the classification of which business is of such character as to be subject to the terms of sections 144.010 to 144.525. A person is "engaging in business" in this state for purposes of sections 144.010 to 144.525 if such person engages in business activities within this state or maintains a place of business in this state under section 144.605. The isolated or occasional sale of tangible personal property, service, substance, or thing, by a person not engaged in such business, does not constitute engaging in business within the meaning of sections 144.010 to 144.525 unless the total amount of the gross receipts from such sales, exclusive of receipts from the sale of tangible personal property by persons which property is sold in the course of the partial or complete liquidation of a household, farm or nonbusiness enterprise, exceeds three thousand dollars in any calendar year. The provisions of this subdivision shall not be construed to make any sale of property which is exempt from sales tax or use tax on June 1, 1977, subject to that tax thereafter;

(3) "Captive wildlife", includes but is not limited to exotic partridges, gray partridge, northern bobwhite quail, ring-necked pheasant, captive waterfowl, captive white-tailed deer, captive elk, and captive furbearers held under permit issued by the Missouri department of conservation for hunting purposes. The provisions of this subdivision shall not apply to sales tax on a harvested animal;

(4) "Gross receipts", except as provided in section 144.012, means the total amount of the sale price of the sales at retail including any services other than charges incident to the extension of credit that are a part of such sales made by the businesses herein referred to, capable of being valued in money, whether received in money or otherwise; except that, the term gross receipts shall not include the sale price of property returned by customers when the full sale price thereof is refunded either in cash or by credit. In determining any tax due under sections 144.010 to 144.525 on the gross receipts, charges incident to the extension of credit shall be specifically exempted. For the purposes of sections 144.010 to 144.525 the total amount of the sale price above mentioned shall be deemed to be the amount received. It shall also include the lease or rental consideration where the right to continuous possession or use of any article of tangible personal property is granted under a lease or contract and such transfer of possession would be taxable if outright sale were made and, in such cases, the same shall be taxable as if outright sale were made and considered as a sale of such article, and the tax shall be computed and paid by the lessee upon the rentals paid. The term gross receipts shall not include usual and customary delivery charges that are stated separately from the sale price;

(5) "Instructional class", includes any class, lesson, or instruction intended or used for teaching;

(6) "Livestock", cattle, calves, sheep, swine, ratite birds, including but not limited to, ostrich and emu, aquatic products as described in section 277.024, llamas, alpaca, buffalo, bison, elk documented as obtained from a legal source and not from the wild, goats, horses, other equine, honey bees, or rabbits raised in confinement for human consumption;

(7) "Motor vehicle leasing company" shall be a company obtaining a permit from the director of revenue to operate as a motor vehicle leasing company. Not all persons renting or leasing trailers or motor vehicles need to obtain such a permit; however, no person failing to obtain such a permit may avail itself of the optional tax provisions of subsection 5 of section 144.070, as hereinafter provided;

(8) "Person" includes any individual, firm, copartnership, joint adventure, association, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or agency, except the state transportation department, estate, trust,

business trust, receiver or trustee appointed by the state or federal court, syndicate, or any other group or combination acting as a unit, and the plural as well as the singular number;

(9) "Product which is intended to be sold ultimately for final use or consumption" means tangible personal property, or any service that is subject to state or local sales or use taxes, or any tax that is substantially equivalent thereto, in this state or any other state;

(10) "Purchaser" means a person who purchases tangible personal property or to whom are rendered services, receipts from which are taxable under sections 144.010 to 144.525;

(11) "Research or experimentation activities" are the development of an experimental or pilot model, plant process, formula, invention or similar property, and the improvement of existing property of such type. Research or experimentation activities do not include activities such as ordinary testing or inspection of materials or products for quality control, efficiency surveys, advertising promotions or research in connection with literary, historical or similar projects;

(12) "Sale" or "sales" includes installment and credit sales, and the exchange of properties as well as the sale thereof for money, every closed transaction constituting a sale, and means any transfer, exchange or barter, conditional or otherwise, in any manner or by any means whatsoever, of tangible personal property for valuable consideration and the rendering, furnishing or selling for a valuable consideration any of the substances, things and services herein designated and defined as taxable under the terms of sections 144.010 to 144.525;

(13) "Sale at retail" means any transfer made by any person engaged in business as defined herein of the ownership of, or title to, tangible personal property to the purchaser, for use or consumption and not for resale in any form as tangible personal property, for a valuable consideration; except that, for the purposes of sections 144.010 to 144.525 and the tax imposed thereby: (i) purchases of tangible personal property made by duly licensed physicians, dentists, optometrists and veterinarians and used in the practice of their professions shall be deemed to be purchases for use or consumption and not for resale; and (ii) the selling of computer printouts, computer output or microfilm or microfiche and computer-assisted photo compositions to a purchaser to enable the purchaser to obtain for his or her own use the desired information contained in such computer printouts, computer output on microfilm or microfiche and computer-assisted photo compositions shall be considered as the sale of a service and not as the sale of tangible personal property. Where necessary to conform to the context of sections 144.010 to 144.525 and the tax imposed thereby, the term sale at retail shall be construed to embrace:

(a) Sales of admission tickets, cash admissions, charges and fees to or in places of amusement, entertainment and recreation, games and athletic events, except amounts paid for any instructional class;

(b) Sales of electricity, electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers**, except as provided in subdivision (12) of subsection 1 of section 144.011**;

(c) Sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations, and the sale, rental or leasing of all equipment or services pertaining or incidental thereto;

(d) Sales of service for transmission of messages by telegraph companies;

(e) Sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist camp, tourist cabin, or other place in which rooms, meals or

drinks are regularly served to the public;

(f) Sales of tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane, and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(14) "Seller" means a person selling or furnishing tangible personal property or rendering services, on the receipts from which a tax is imposed pursuant to section 144.020;

(15) The noun "tax" means either the tax payable by the purchaser of a commodity or service subject to tax, or the aggregate amount of taxes due from the vendor of such commodities or services during the period for which he or she is required to report his or her collections, as the context may require; and

(16) "Telecommunications service", for the purpose of this chapter, the transmission of information by wire, radio, optical cable, coaxial cable, electronic impulses, or other similar means. As used in this definition, "information" means knowledge or intelligence represented by any form of writing, signs, signals, pictures, sounds, or any other symbols. Telecommunications service does not include the following if such services are separately stated on the customer's bill or on records of the seller maintained in the ordinary course of business:

(a) Access to the internet, access to interactive computer services or electronic publishing services, except the amount paid for the telecommunications service used to provide such access;

(b) Answering services and one-way paging services;

(c) Private mobile radio services which are not two-way commercial mobile radio services such as wireless telephone, personal communications services or enhanced specialized mobile radio services as defined pursuant to federal law; or

(d) Cable or satellite television or music services.

2. For purposes of the taxes imposed under sections 144.010 to 144.525, and any other provisions of law pertaining to sales or use taxes which incorporate the provisions of sections 144.010 to 144.525 by reference, the term manufactured homes shall have the same meaning given it in section 700.010.

3. Sections 144.010 to 144.525 may be known and quoted as the "Sales Tax Law".

144.011. 1. For purposes of this chapter, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) **The purchase by persons operating hotels, motels, or other transient accommodation establishments of electricity, electrical current, water, and gas, whether natural or artificial, which are used to heat, cool, or provide water or power to the guests' accommodations of such establishments, including sleeping rooms, meeting and banquet rooms, and any other customer space rented by guests, and which are included in the charge made for such accommodations. Any person required to remit sales tax on such purchases prior to August 28, 2022, shall be entitled to a refund on such taxes remitted;**

(13) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by this chapter was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by this chapter was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

[(13)**] (14)** Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes;

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; or

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax.

144.813. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all sales of class III medical devices as described in 21 U.S.C. 360c(a)(1)(C) that use electric fields for the purposes of the treatment of cancer including components and repair parts and the disposable or single patient use supplies required for the use of such devices."; and

Further amend the title and enacting clause accordingly.

Senator Koenig move that the above amendment be adopted, which motion prevailed.

Senator Bean assumed the Chair.

Senator Hough offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Bill No. 743, Page 1, Section A, Line 3, by inserting after all of said line the following:

"32.087. 1. Within ten days after the adoption of any ordinance or order in favor of adoption of any local sales tax authorized under the local sales tax law by the voters of a taxing entity, the governing body or official of such taxing entity shall forward to the director of revenue by United States registered mail or certified mail a certified copy of the ordinance or order. The ordinance or order shall reflect the effective date thereof.

2. Any local sales tax so adopted shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of adoption of the local sales tax, except as provided in subsection 18 of this section, and shall be imposed on all transactions on which the Missouri state sales tax is imposed.

3. **(1)** Every retailer within the jurisdiction of one or more taxing entities which has imposed one or more local sales taxes under the local sales tax law shall add all taxes so imposed along with the tax imposed by the sales tax law of the state of Missouri to the sale price and, when added, the combined tax shall constitute a part of the price, and shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. The combined rate of the state sales tax and all local sales taxes shall be the sum of the rates, multiplying the combined rate times the amount of the sale.

(2) In addition to any local sales tax imposed or authorized under the local sales tax law as of January 1, 2023, any taxing jurisdiction may impose one or more sales taxes on all retail sales made in such taxing jurisdiction which are subject to taxation under the provisions of chapter 144 for any purpose designated by the taxing jurisdiction in its ballot of submission to its voters; provided, however, that no sales tax shall be effective unless the governing body of the taxing jurisdiction submits to the voters of the taxing jurisdiction, at a state general election, a proposal to authorize the taxing jurisdiction to impose a tax under the provisions of this subsection. The taxes authorized by this subsection shall be in addition to any and all other sales taxes allowed by law.

(3) The ballot of submission shall contain, but need not be limited to, the following language:

Shall ..... (taxing jurisdiction's name) impose a sales tax at the rate of ..... (insert amount) for the purpose of ..... (insert purpose)?

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the sales tax shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the taxing jurisdiction shall have no power to impose the sales tax authorized by this subsection unless and until the governing body of the taxing jurisdiction shall again have submitted another proposal to authorize it to impose the sales tax under the provisions of this subsection and such proposal is approved by a majority of the qualified voters voting thereon.

(4) Sales taxes imposed or authorized under the local sales tax law as of January 1, 2023, and under the provisions of this subsection shall not exceed the following amounts:

(a) For local sales taxes imposed and retained by a taxing entity that is incorporated as a city, town, or village, the total combined rate shall not exceed four and one-half percent;

(b) For local sales taxes imposed and retained by a county, excluding cities not within a county, the total combined rate shall not exceed four and one-half percent;

(c) For local sales taxes imposed and retained by a city not within a county, the total combined rate shall not exceed nine percent;

(d) For local sales taxes imposed and retained by all taxing jurisdictions other than those described in paragraphs (a) to (c) of this subdivision, the total combined rate of sales taxes in any given taxing jurisdiction shall not exceed three percent. For the purposes of this paragraph, local sales taxes imposed by taxing entities described in paragraphs (a) to (c) of this subdivision in a given taxing jurisdiction shall not be included in the calculation of the total combined rate of sales taxes under this

paragraph.

(5) (a) In any election in which more than one sales tax levy is approved by the voters, and the passage of such levies results in a combined rate of sales tax in excess of the limits provided for under subdivision (4) of this subsection, only the sales tax levy receiving the most votes shall become effective, provided such levy does not result in a combined rate of sales tax in excess of the limits provided for under subdivision (4) of this subsection.

(b) No taxing jurisdiction with a combined rate of sales tax in excess of the rates provided in subdivision (4) of this subsection as of August 28, 2022, shall be required to reduce or repeal any such sales tax rate.

4. The brackets required to be established by the director of revenue under the provisions of section 144.285 shall be based upon the sum of the combined rate of the state sales tax and all local sales taxes imposed under the provisions of the local sales tax law.

5. (1) The ordinance or order imposing a local sales tax under the local sales tax law shall impose a tax upon all transactions upon which the Missouri state sales tax is imposed to the extent and in the manner provided in sections 144.010 to 144.525, and the rules and regulations of the director of revenue issued pursuant thereto; except that the rate of the tax shall be the sum of the combined rate of the state sales tax or state highway use tax and all local sales taxes imposed under the provisions of the local sales tax law.

(2) Notwithstanding any other provision of law to the contrary, local taxing jurisdictions, except those in which voters have approved a local use tax under section 144.757, shall have placed on the ballot on or after the general election in November 2014, but no later than the general election in November 2022, whether to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

> Shall the _____ (local jurisdiction's name) discontinue applying and collecting the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer?
>
> Approval of this measure will result in a reduction of local revenue to provide for vital services for _____ (local jurisdiction's name) and it will place Missouri dealers of motor vehicles, outboard motors, boats, and trailers at a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers.
>
> ☐ YES ☐ NO
>
> If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(3) If the ballot question set forth in subdivision (2) of this subsection receives a majority of the votes cast in favor of the proposal, or if the local taxing jurisdiction fails to place the ballot question before the voters on or before the general election in November 2022, the local taxing jurisdiction shall cease applying the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased

from a source other than a licensed Missouri dealer.

(4) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection be placed before the voters, the governing body of any local taxing jurisdiction that had previously imposed a local use tax on the use of motor vehicles, trailers, boats, and outboard motors may, at any time, place a proposal on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(5) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection be placed before the voters on or after the general election in November 2014, and on or before the general election in November 2022, whenever the governing body of any local taxing jurisdiction imposing a local sales tax on the sale of motor vehicles, trailers, boats, and outboard motors receives a petition, signed by fifteen percent of the registered voters of such jurisdiction voting in the last gubernatorial election, and calling for a proposal to be placed on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer, the governing body shall submit to the voters of such jurisdiction a proposal to repeal application of the local sales tax to such titling. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(6) Nothing in this subsection shall be construed to authorize the voters of any jurisdiction to repeal application of any state sales or use tax.

(7) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed, such repeal shall take effect on the first day of the second calendar quarter after the election. If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is required to cease to be applied or collected due to failure of a local taxing jurisdiction to hold an election pursuant to subdivision (2) of this subsection, such cessation shall take effect on March 1, 2023.

(8) Notwithstanding any provision of law to the contrary, if any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed after the general election in November 2014, or if the taxing jurisdiction failed to present the ballot to the voters at a general election on or before November 2022, then the governing body of such taxing jurisdiction may, at any election subsequent to the repeal or after the general election in November 2022, if the jurisdiction failed to present the ballot to the voters, place before the voters the issue of imposing a sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 that were purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the _____ (local jurisdiction's name) apply and collect the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in an increase of local revenue to provide for vital services for _____ (local jurisdiction's name), and it will remove a competitive advantage that non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers have over Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(9) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is adopted, such tax shall take effect and be imposed on the first day of the second calendar quarter after the election.

6. On and after the effective date of any local sales tax imposed under the provisions of the local sales tax law, the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the tax, and the director of revenue shall collect in addition to the sales tax for the state of Missouri all additional local sales taxes authorized under the authority of the local sales tax law. All local sales taxes imposed under the local sales tax law together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue.

7. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057, the uniform confidentiality provision, shall apply to the collection of any local sales tax imposed under the local sales tax law except as modified by the local sales tax law.

8. All exemptions granted to agencies of government, organizations, persons and to the sale of certain articles and items of tangible personal property and taxable services under the provisions of sections 144.010 to 144.525, as these sections now read and as they may hereafter be amended, it being the intent of this general assembly to ensure that the same sales tax exemptions granted from the state sales tax law also be granted under the local sales tax law, are hereby made applicable to the imposition and collection of all local sales taxes imposed under the local sales tax law.

9. The same sales tax permit, exemption certificate and retail certificate required by sections 144.010 to 144.525 for the administration and collection of the state sales tax shall satisfy the requirements of the local sales tax law, and no additional permit or exemption certificate or retail certificate shall be required; except that the director of revenue may prescribe a form of exemption certificate for an exemption from any local sales tax imposed by the local sales tax law.

10. All discounts allowed the retailer under the provisions of the state sales tax law for the collection of and for payment of taxes under the provisions of the state sales tax law are hereby allowed and made applicable to any local sales tax collected under the provisions of the local sales tax law.

11. The penalties provided in section 32.057 and sections 144.010 to 144.525 for a violation of the

provisions of those sections are hereby made applicable to violations of the provisions of the local sales tax law.

12. (1) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax law, all sales, except the sale of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, shall be deemed to be consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination. In the event a retailer has more than one place of business in this state which participates in the sale, the sale shall be deemed to be consummated at the place of business of the retailer where the initial order for the tangible personal property is taken, even though the order must be forwarded elsewhere for acceptance, approval of credit, shipment or billing. A sale by a retailer's agent or employee shall be deemed to be consummated at the place of business from which he works.

(2) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax law, the sales tax upon the titling of all motor vehicles, trailers, boats, and outboard motors shall be imposed at the rate in effect at the location of the residence of the purchaser, and remitted to that local taxing entity, and not at the place of business of the retailer, or the place of business from which the retailer's agent or employee works.

(3) For the purposes of any local tax imposed by an ordinance or under the local sales tax law on charges for mobile telecommunications services, all taxes of mobile telecommunications service shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 through 124, as amended.

13. Local sales taxes shall not be imposed on the seller of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, but shall be collected from the purchaser by the director of revenue at the time application is made for a certificate of title, if the address of the applicant is within a taxing entity imposing a local sales tax under the local sales tax law.

14. The director of revenue and any of his deputies, assistants and employees who have any duties or responsibilities in connection with the collection, deposit, transfer, transmittal, disbursement, safekeeping, accounting, or recording of funds which come into the hands of the director of revenue under the provisions of the local sales tax law shall enter a surety bond or bonds payable to any and all taxing entities in whose behalf such funds have been collected under the local sales tax law in the amount of one hundred thousand dollars for each such tax; but the director of revenue may enter into a blanket bond covering himself and all such deputies, assistants and employees. The cost of any premium for such bonds shall be paid by the director of revenue from the share of the collections under the sales tax law retained by the director of revenue for the benefit of the state.

15. The director of revenue shall annually report on his management of each trust fund which is created under the local sales tax law and administration of each local sales tax imposed under the local sales tax law. He shall provide each taxing entity imposing one or more local sales taxes authorized by the local sales tax law with a detailed accounting of the source of all funds received by him for the taxing entity. Notwithstanding any other provisions of law, the state auditor shall annually audit each trust fund. A copy of the director's report and annual audit shall be forwarded to each taxing entity imposing one or more local sales taxes.

16. Within the boundaries of any taxing entity where one or more local sales taxes have been imposed, if any person is delinquent in the payment of the amount required to be paid by him under the local sales

tax law or in the event a determination has been made against him for taxes and penalty under the local sales tax law, the limitation for bringing suit for the collection of the delinquent tax and penalty shall be the same as that provided in sections 144.010 to 144.525. Where the director of revenue has determined that suit must be filed against any person for the collection of delinquent taxes due the state under the state sales tax law, and where such person is also delinquent in payment of taxes under the local sales tax law, the director of revenue shall notify the taxing entity in the event any person fails or refuses to pay the amount of any local sales tax due so that appropriate action may be taken by the taxing entity.

17. Where property is seized by the director of revenue under the provisions of any law authorizing seizure of the property of a taxpayer who is delinquent in payment of the tax imposed by the state sales tax law, and where such taxpayer is also delinquent in payment of any tax imposed by the local sales tax law, the director of revenue shall permit the taxing entity to join in any sale of property to pay the delinquent taxes and penalties due the state and to the taxing entity under the local sales tax law. The proceeds from such sale shall first be applied to all sums due the state, and the remainder, if any, shall be applied to all sums due such taxing entity.

18. If a local sales tax has been in effect for at least one year under the provisions of the local sales tax law and voters approve reimposition of the same local sales tax at the same rate at an election as provided for in the local sales tax law prior to the date such tax is due to expire, the tax so reimposed shall become effective the first day of the first calendar quarter after the director receives a certified copy of the ordinance, order or resolution accompanied by a map clearly showing the boundaries thereof and the results of such election, provided that such ordinance, order or resolution and all necessary accompanying materials are received by the director at least thirty days prior to the expiration of such tax. Any administrative cost or expense incurred by the state as a result of the provisions of this subsection shall be paid by the city or county reimposing such tax."; and

Further amend the title and enacting clause accordingly.

Senator Hough moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Bill No. 743, Page 7, Section 94.902, Line 193, by inserting after all of said line the following:

"190.800. 1. Each ground ambulance service, except for any ambulance service owned and operated by an entity owned and operated by the state of Missouri, including but not limited to any hospital owned or operated by the board of curators, as defined in chapter 172, or any department of the state, shall, in addition to all other fees and taxes now required or paid, pay an ambulance service reimbursement allowance tax for the privilege of engaging in the business of providing ambulance services in this state.

2. For the purpose of this section, the following terms shall mean:

(1) "Ambulance", the same meaning as such term is defined in section 190.100;

(2) "Ambulance service", the same meaning as such term is defined in section 190.100;

(3) "Engaging in the business of providing ambulance services in this state", accepting payment for such services**[**;

(4) "Gross receipts", all amounts received by an ambulance service licensed under section 190.109 for its own account from the provision of all emergency services, as defined in section 190.100, to the public in the state of Missouri, but shall not include revenue from taxes collected under law, grants, subsidies received from governmental agencies, or the value of charity care**[**.

190.803. 1. Each ambulance service's reimbursement allowance shall be based on **[**its gross receipts using**]** a formula established by the department of social services by **[**rule. The determination of tax due shall be the monthly gross receipts reported to the department of social services multiplied by the tax rate established by rule by the department of social services. Such tax rate may be a graduated rate based on gross receipts and shall not exceed a rate of six percent per annum of gross receipts**]** **regulations and rules as provided in section 190.836. The ambulance reimbursement allowance shall be consistent with permissible health care related taxes, as defined in 42 CFR 433, Subpart B, as amended**.

2. Notwithstanding any other provision of law to the contrary, any action respecting the validity of the rules promulgated under this section or section 190.815 or 190.833 shall be filed in the circuit court of Cole County. The circuit court of Cole County shall hear the matter as the court of original jurisdiction.

190.806. Each ambulance service shall keep such records as may be necessary to determine the amount of its reimbursement allowance. On or before the first day of October of each year, every ambulance service shall submit to the department of social services a statement that accurately reflects such information as is necessary to determine such ambulance service's reimbursement allowance tax. **[**Each licensed ambulance service shall report gross receipts to the department of social services.**]** The information obtained by the department of social services shall be confidential.

190.815. The director of the department of social services shall prescribe by rule the form and content of any document required to be filed under sections 190.800 to 190.836. **[**No later than November 30, 2009, the department of social services shall promulgate rules to implement the provisions of sections 190.830 to 190.836.**]"**; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Bill No. 743, Page 7, Section 94.902, Line 193, by inserting after all of said line the following:

"**144.051. Beginning June 1, 2026, and ending July 31, 2026, in addition to the exemptions granted pursuant to the provisions of section 144.030, there is hereby exempted from the provisions of and the computation of the tax levied, assessed or payable pursuant to this chapter and the local sales tax law as defined in section 32.085, and section 238.235, all charges for admissions, as defined in section 144.010, to any of the matches of the 2026 FIFA World Cup soccer tournament which are held in any county with more than seven hundred thousand but fewer than eight hundred thousand inhabitants.**"; and

Further amend the title and enacting clause accordingly.

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Crawford, **SB 743**, as amended, was declared perfected and ordered printed.

Senator Hegeman moved that **SB 724**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 724**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 724

An Act to repeal section 105.145, RSMo, and to enact in lieu thereof one new section relating to financial statements of political subdivisions, with penalty provisions.

Was taken up.

Senator Hegeman moved that **SCS** for **SB 724** be adopted.

Senator Hegeman offered **SS** for **SCS** for **SB 724**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 724

An Act to repeal section 105.145, RSMo, and to enact in lieu thereof one new section relating to financial statements of political subdivisions, with penalty provisions.

Senator Hegeman moved that **SS** for **SCS** for **SB 724** be adopted.

Senator Hough assumed the Chair.

Senator Eslinger offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Section A, Line 3, by inserting after all of said line the following:

"50.815. 1. On or before the first Monday in March of each year, the county commission of each county of the first **[**class not having a charter form of government**], second, third, or fourth classification** shall, with the assistance of the county clerk **or other officer responsible for the preparation of the financial statement**, prepare and publish in some newspaper of general circulation published in the county**, as provided under section 493.050,** a financial statement of the county for the year ending the preceding December thirty-first.

2. The financial statement shall show at least the following:

(1) A summary of the receipts of each fund of the county for the year;

(2) A summary of the disbursements and transfers of each fund of the county for the year;

(3) A statement of the cash balance at the beginning and at the end of the year for each fund of the county;

(4) A summary of delinquent taxes and other due bills for each fund of the county;

(5) A summary of warrants of each fund of the county outstanding at the end of the year;

(6) A statement of bonded indebtedness, if any, at the beginning and at the end of the year for each fund of the county; **[**and**]**

(7) A statement of the tax levies of each fund of the county for the year**; and**

(8) The name, office, and current gross annual salary of each elected or appointed county official.

3. The financial statement need not show specific disbursements, warrants issued, or the names of specific payees **except to comply with subdivision (8) of subsection 2 of this section**, but every individual warrant, voucher, receipt, court order and all other items, records, documents and other information which are not specifically required to be retained by the officer having initial charge thereof **[**and which would be required to be included in or to construct a financial statement in the form prescribed for other counties by section 50.800**]** shall be filed on or before the date of publication of the financial statement prescribed by subsection 1 **of this section** in the office of the county clerk**[**, and**].** The county clerk **or other officer responsible for the preparation of the financial statement** shall preserve the same, **shall provide an electronic copy of the data used to create the financial statement without charge to any newspaper requesting a copy of such data,** and shall cause the same to be available for inspection during normal business hours on the request of any person, for a period of five years following the date of filing in his **or her** office, after which five-year period these records may be disposed of according to law unless they are the subject of a legal suit pending at the expiration of that period.

4. At the end of the financial statement, each commissioner of the county commission and the county clerk shall sign and append the following certificate:

> We, _____ , _____ , and _____ , duly elected commissioners of the county commission of _____ County, Missouri, and I, _____ _____ , county clerk of that county, certify that the above and foregoing is a complete and correct statement of every item of information required in section 50.815 for the year ending December 31, **[**19**]** **20**_____ , and we have checked every receipt from every source and every disbursement of every kind and to whom and for what each disbursement was made, and each receipt and disbursement is accurately included in the above and foregoing totals. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: the above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following officer or officers _____ .
>
> Date _____
>
> _____
>
> _____
>
> _____
>
> Commissioners, County Commission
>
> _____
>
> County Clerk

5. Any person falsely certifying to any fact covered by the certificate is liable on his **or her** bond and is guilty of a misdemeanor and, on conviction thereof, shall be punished by a fine of not less than two hundred dollars or more than one thousand dollars, or by confinement in the county jail for a period of not less than thirty days nor more than six months, or by both such fine and confinement. Any person charged with preparing the financial report who willfully or knowingly makes a false report of any record is, in

addition to the penalties otherwise provided for in this section, guilty of a felony, and upon conviction thereof shall be sentenced to imprisonment by the division of corrections for a term of not less than two years nor more than five years.

[6. The provisions of sections 50.800 and 50.810 do not apply to counties of the first class not having a charter form of government, except as provided in subsection 3 of this section.**]**

50.820. 1. The statement required by section 50.815 shall be set in the standard column width measure which will take the least space and the publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. **As required under section 493.025, a newspaper publishing the statement shall charge and receive no more than its regular local classified advertising rate, which shall be the rate on the newspaper's rate schedule that was offered to the public thirty days before the publication of the statement.** The county commission shall **[**not**]** pay the publisher **[**until**]** **upon the filing of** proof of publication **[**is filed**]** with the commission **[**and**]. After verification,** the state auditor **[**notifies**]** **shall notify** the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement which may be **[**pasted on**]** **placed in** the record.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first day of April of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any of the county commission until notice is received from the state auditor that the required proof of publication has been filed. **[**Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable therefor on his official bond.**]**

4. The state auditor shall prepare sample forms for financial statements required by section 50.815 and shall **[**mail**]** **provide** the same to the county clerk of each county of the first **[**class not having a charter form of government**], second, third, or fourth classification** in this state, but failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section or by section 50.815. If any county officer fails, neglects, or refuses to comply with the provisions of this section or section 50.815 **[**he**], the county officer** shall, in addition to other penalties provided by law, be liable on his **or her** official bond for dereliction of duty."; and

Further amend said bill, page 5, section 105.145, line 128, by inserting after all of said line the following:

"**[**50.800. 1. On or before the first Monday in March of each year, the county commission of each county of the second, third, or fourth class shall prepare and publish in some newspaper as provided for in section 493.050, if there is one, and if not by notices posted in at least ten places in the county, a detailed financial statement of the county for the year ending December thirty-first, preceding.

2. The statement shall show the bonded debt of the county, if any, kind of bonds, date of maturity, interest rate, rate of taxation levied for interest and sinking fund and authority for the levy,

the total amount of interest and sinking fund that has been collected and interest and sinking fund on hand in cash.

3. The statement shall also show separately the total amount of the county and township school funds on hand and loaned out, the amount of penalties, fines, levies, utilities, forfeitures, and any other taxes collected and disbursed or expended during the year and turned into the permanent school fund, the name of each person who has a loan from the permanent school fund, whether county or township, the amount of the loan, date loan was made and date of maturity, description of the security for the loan, amount, if any, of delinquent interest on each loan.

4. The statement shall show the total valuation of the county for purposes of taxation, the highest rate of taxation the constitution permits the county commission to levy for purposes of county revenue, the rate levied by the county commission for the year covered by the statement, division of the rate levied among the several funds and total amount of delinquent taxes for all years as of December thirty-first.

5. The statement shall show receipts or revenues into each and every fund separately. Each fund shall show the beginning balance of each fund; each source of revenue; the total amount received from each source of revenue; the total amount available in each fund; the total amount of disbursements or expenditures from each fund and the ending balance of each fund as of December thirty-first. The total receipts or revenues for the year into all funds shall be shown in the recapitulation. In counties with the township form of government, each township shall be considered a fund pursuant to this subsection.

6. Total disbursements or expenditures shall be shown for warrants issued in each category contained in the forms developed or approved by the state auditor pursuant to section 50.745. Total amount of warrants, person or vendor to whom issued and purpose for which issued shall be shown except as herein provided. Under a separate heading in each fund the statements shall show what warrants are outstanding and unpaid for the lack of funds on that date with appropriate balance or overdraft in each fund as the case may be.

7. Warrants issued to pay for the service of election judges and clerks of elections shall be in the following form:

Names of judges and clerks of elections at $_____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election services).

8. Warrants issued to pay for the service of jurors shall be in the following form:

Names of jurors at $_____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election service).

9. Warrants to Internal Revenue Service for Social Security and withholding taxes shall be brought into one call.

10. Warrants to the director of revenue of Missouri for withholding taxes shall be brought into one call.

11. Warrants to the division of employment security shall be brought into one call.

12. Warrants to Missouri local government employees' retirement system or other retirement funds for each office shall be brought into one call.

13. Warrants for utilities such as gas, water, lights and power shall be brought into one call except that the total shall be shown for each vendor.

14. Warrants issued to each telephone company shall be brought into one call for each office in the following form:

(Name of Telephone Company for _____ office and total amount of warrants issued).

15. Warrants issued to the postmaster for postage shall be brought into one call for each office in the following form:

(Postmaster for _____ office and total amount of warrants issued).

16. Disbursements or expenditures by road districts shall show the warrants, if warrants have been issued in the same manner as provided for in subsection 5 of this section. If money has been disbursed or expended by overseers the financial statement shall show the total paid by the overseer to each person for the year, and the purpose of each payment. Receipts or revenues into the county distributive school fund shall be listed in detail, disbursements or expenditures shall be listed and the amount of each disbursement or expenditure. If any taxes have been levied by virtue of Section 12(a) of Article X of the Constitution of Missouri the financial statement shall contain the following:

By virtue and authority of the discretionary power conferred upon the county commissions of the several counties of this state to levy a tax of not to exceed 35 cents on the $100 assessed valuation the county commission of _____ County did for the year covered by this report levy a tax rate of _____ cents on the $100 assessed valuation which said tax amounted to $_____ and was disbursed or expended as follows:

The statement shall show how the money was disbursed or expended and if any part of the sum has not been accounted for in detail under some previous appropriate heading the portion not previously accounted for shall be shown in detail.

17. At the end of the statement the person designated by the county commission to prepare the financial statement herein required shall append the following certificate:

> I, _____, the duly authorized agent appointed by the county commission of _____ County, state of Missouri, to prepare for publication the financial statement as required by section 50.800, RSMo, hereby certify that I have diligently checked the records of the county and that the above and foregoing is a complete and correct statement of every item of information required in section 50.800, RSMo, for the year ending December 31, _____, and especially have I checked every receipt from every source whatsoever and every disbursement or expenditure of every kind and to whom and for what each such disbursement or expenditure was made and that each receipt or revenue and disbursement or expenditure is accurately shown. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: The above report is incomplete because proper information was not available in the following records _____ which are in the

keeping of the following officer or officers. The person designated to prepare the financial statement shall give in detail any incomplete data called for by this section.

Date _____

Officer designated by county commission to prepare financial statement required by section 50.800, RSMo.

Or if no one has been designated said statement having been prepared by the county clerk, signature shall be in the following form:

Clerk of the county commission and ex officio officer designated to prepare financial statement required by section 50.800, RSMo.

18. Any person falsely certifying to any fact covered by the certificate is liable on his bond and upon conviction of falsely certifying to any fact covered by the certificate is guilty of a misdemeanor and punishable by a fine of not less than two hundred dollars or more than one thousand dollars or by imprisonment in the county jail for not less than thirty days nor more than six months or by both fine and imprisonment. Any person charged with the responsibility of preparing the financial report who willfully or knowingly makes a false report of any record, is, in addition to the penalty otherwise provided for in this law, deemed guilty of a felony and upon conviction shall be sentenced to the penitentiary for not less than two years nor more than five years.**]**

[50.810. 1. The statement shall be printed in not less than 8-point type, but not more than the smallest point type over 8-point type available and in the standard column width measure that will take the least space. The publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. The county commission shall not pay the publisher until proof of publication is filed with the commission and shall not pay the person designated to prepare the statement for the preparation of the copy for the statement until the state auditor notifies the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement that may be pasted on the record. The publisher shall itemize the cost of publishing said statement by column inch as properly chargeable to the several funds and shall submit such costs for payment to the county commission. The county commission shall pay out of each fund in the proportion that each item bears to the total cost of publishing said statement and shall issue warrants therefor; provided any part not properly chargeable to any specific fund shall be paid from the county general revenue fund.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first of April of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any commissioner of any county commission until notice is received from the state auditor that the required proof of publication has been filed. Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable on his official bond therefor.

4. The state auditor shall prepare sample forms for financial statements and shall mail the same to the county clerks of the several counties in this state. If the county commission employs any person other than a bonded county officer to prepare the financial statement the county commission shall require such person to give bond with good and sufficient sureties in the penal sum of one thousand dollars for the faithful performance of his duty. If any county officer or other person employed to prepare the financial statement herein provided for shall fail, neglect, or refuse to, in any manner, comply with the provisions of this law he shall, in addition to other penalties herein provided, be liable on his official bond for dereliction of duty.**]**"; and

Further amend the title and enacting clause accordingly.

Senator Eslinger moved that the above amendment be adopted.

Senator Crawford offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Section 50.815, Line 3, by striking "the first Monday in March" and inserting in lieu thereof the following: "**June thirtieth**"; and

Further amend said amendment, page 4, section 50.820, line 125, by striking "April" and inserting in lieu thereof the following: "**July**".

Senator Crawford moved that the above amendment be adopted, which motion prevailed.

Senator Eslinger moved that **SA 1**, as amended, be adopted, which motion prevailed.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 5, Section 105.145, Line 128, by inserting after all of said line the following:

"**164.450. 1. Any school district located in whole or in part in any county with more than four hundred thousand but fewer than five hundred thousand inhabitants that receives voter approval for the issuance of bonds under this chapter shall maintain a detailed accounting of each and every expenditure by the school district for the moneys generated by such issuance. Any such school district shall be required to maintain a budget for each project approved by the school district using moneys from the issuance of bonds. Such budget shall detail the exact cost of the project and the source of all moneys used to fund the project. All information required under this subsection regarding expenditures and budgets shall be maintained and updated on the website of the school district and shall be publicly available.**

2. Continuation of any project undertaken by a school district as described under subsection 1 of this section shall be halted immediately upon exceeding the budgeted amount of moneys to complete such project by more than ten percent. The continuation of any such project described under this subsection shall not occur until such time as the school district receives voter approval under this chapter for the issuance of further bonded indebtedness specifically for such project.

3. Any taxpayer residing within a school district that violates the provisions of this section may seek, and a court shall order, injunctive relief against such school district in any court of competent jurisdiction to enforce the provisions of this section."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman moved that **SS** for **SCS** for **SB 724**, as amended, be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **SB 724**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS** for **SB 799**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 616, regarding Nora R. McMillin, Warsaw, which was adopted.

Senator Crawford offered Senate Resolution No. 617, regarding Josie Douglas, Bolivar, which was adopted.

Senator Hegeman offered Senate Resolution No. 618, regarding Karlie Ingersoll, Unionville, which was adopted.

Senator Burlison offered Senate Resolution No. 619, regarding Jeffrey A. Miller, Nixa, which was adopted.

On behalf of Senator Roberts, Senator Rizzo offered Senate Resolution No. 620, regarding the Ninetieth Birthday of the Reverend Dr. William Talley, III, which was adopted.

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Class 3 State Champion Blair Oaks Lady Falcons softball team, Madison Vaughan; Ava Willson; Bria Boessen; Morgan Luebbering; Chesney Luebbering; Kally Bruce; Baley Rackers; Emma Wolken; Julie Braun; Kenzi Libbert; Olivia Moyer; Taylor Groner; Kenadi Braun; Grace Boessen; Jazmin Reinkemeyer; Kadence Kliegel; Anna Hankins; Macee Ernst; Andi Siebeneck; manager, Brock Buschjost; assistant coach, James Reinkemeyer; assistant coach, Taylor Doerhoff; assistant coach, Jill Linnenbrink; and head coach Sharon Buschjost.

Senator Schupp introduced to the Senate, Easterseals Midwest, Bill Bartelsmeyer, Lake Ozark; Wendy Sullivan, St. Louis; Amy Gwin, St. Louis; Sean Donlin, St. Louis; Jean Marshall, Wildwood; and Theresa Guest, Shiloh.

Senator White introduced to the Senate, Jon and Shelia Reagan, Neosho.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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THIRTY-THIRD DAY–THURSDAY, MARCH 10, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1134-Eslinger and Bean
SB 1135-Hegeman
SB 1136-Roberts
SB 1137-Roberts
SB 1138-Hough
SB 1139-Crawford
SB 1140-Schupp
SB 1141-Razer
SB 1142-Hough
SB 1143-Brown
SB 1144-Crawford
SB 1145-Washington
SB 1146-Washington
SB 1147-Washington
SB 1148-Roberts
SB 1149-White
SB 1150-Rowden
SB 1151-Roberts
SB 1152-Eslinger
SB 1153-Eslinger
SB 1154-Koenig
SB 1155-Luetkemeyer
SB 1156-Brown
SB 1157-Brown
SB 1158-Brown
SB 1159-Eslinger
SB 1160-Eslinger
SB 1161-Eslinger
SB 1162-Rowden
SB 1163-Hegeman
SB 1164-Eigel
SB 1165-Roberts
SB 1166-Gannon
SB 1167-Gannon
SB 1168-Gannon
SB 1169-Razer
SB 1170-Schupp
SB 1171-Moon
SB 1172-Washington
SB 1173-Schupp
SB 1174-Eslinger
SB 1175-Eslinger
SB 1176-Schupp
SB 1177-Cierpiot
SB 1178-White and Cierpiot
SB 1179-Hough
SB 1180-Hough
SB 1181-Luetkemeyer
SB 1182-Gannon
SB 1183-Gannon

SB 1184-Thompson Rehder
SB 1185-Thompson Rehder
SB 1186-Thompson Rehder
SB 1187-Thompson Rehder
SB 1188-Beck and Gannon
SB 1189-Cierpiot
SB 1190-Roberts
SB 1191-Crawford
SB 1192-Crawford
SB 1193-Washington
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HB 1986
HCS for HBs 2116, 2097, 1690 & 2221
HCS for HB 1552
HCS for HB 1814
HB 1861-Eggleston
HCS for HB 1462
HB 1589-Fitzwater

THIRD READING OF SENATE BILLS

SS for SB 678-Luetkemeyer
SB 652-Rizzo (In Fiscal Oversight)
SB 655-Crawford
SS#2 for SCS for SB 649-Eigel
SS for SCS for SBs 681 & 662-O'Laughlin and Arthur (In Fiscal Oversight)
SB 820-Burlison (In Fiscal Oversight)
SS#2 for SJR 38-Luetkemeyer (In Fiscal Oversight)
SCS for SB 799-Hegeman

SENATE BILLS FOR PERFECTION

1. SBs 702, 636, 651, & 693-Eslinger, with SCS
2. SB 710-Beck
3. SB 807-Hoskins
4. SB 665-Bernskoetter
5. SB 834-Luetkemeyer and Thompson Rehder, with SCS
6. SB 798-Mosley
7. SB 667-Burlison
8. SB 758-Hough, with SCS
9. SB 726-Onder
10. SB 761-Brown
11. SB 657-Cierpiot

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 732-Hoskins, with SCS

SB 762-Brown, with SS & SA 4 (pending)
SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS, SS for SCS & SA 1 (pending)
SB 823-White, with SS, SA 2 & point of order (pending)
SB 850-Bean, with SCS
SB 869-Koenig
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-THIRD DAY—THURSDAY, MARCH 10, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I will give thanks to the Lord with my whole heart; I will tell of all Your wonderful deeds. I will be glad and exult in You; I will sing praise to Your name, O Most High." (Psalm 9:1-2)

We praise You, O God. As we finish our work this day we will leave and have time to be reenergized and reflect; may we have time to relax and be renewed. May we use this time to also find stillness that nurtures our soul and let us enjoy time to be with those we truly love. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from Nexstar Media Group and KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Rizzo	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Eslinger	Razer	Riddle	Roberts—4

Vacancies—None

RESOLUTIONS

Senator O'Laughlin offered Senate Resolution No. 621, regarding Hannah Byers, New Boston, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 622, regarding Grace Kertz, Moberly, which was adopted.

Senator White offered Senate Resolution No. 623, regarding Lily McCaw, Webb City, which was adopted.

Senator White offered Senate Resolution No. 624, regarding the One Hundredth Twenty-Fifth Anniversary of Immanuel Lutheran Church, Joplin, which was adopted.

Senator Wieland offered Senate Resolution No. 625, regarding the semicentennial of Arnold, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 31**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 33**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SCS** for **SB 745**, **SB 743**, and **SS** for **SCS** for **SB 724**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

President Pro Tem Schatz assumed the Chair.

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **SB 725**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following report:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 783**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Riddle, Chairman of the Committee on Professional Registration, Senator Burlison submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 938**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schupp, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 718**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Koenig, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 908**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 931**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SJR 46**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Senator Cierpiot, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 756**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Burlison, Chairman of the Committee on Small Business and Industry, submitted the following reports:

Mr. President: Your Committee on Small Business and Industry, to which was referred **SB 968**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Small Business and Industry, to which was referred **SB 777** and **SB 808**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following reports:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 683**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 982**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SB 652** and **SS** for **SCS** for **SBs 681** and **662**, begs leave to report that it has considered the same and recommends that the bills do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 997**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 886**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 650**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hough assumed the Chair.

RESOLUTIONS

Senator Schatz offered the following resolution:

SENATE RESOLUTION NO. 626

Whereas, oil and natural gas are vital components of our nation's economy, providing more than 11 million jobs nationwide and nearly 8% of the nation's GDP; and

Whereas, U.S. energy abundance has provided security that has historically led to reliable, affordable energy for American consumers and our allies; and

Whereas, the world is looking to the U.S. for energy leadership and stability as current geopolitical events pose potential economic disruptions when inflation already affects households both in the U.S. and across Europe; and

Whereas, operation and expansion of a key component of America's energy success, our oil and natural gas pipelines, which provide the most efficient means of transporting those commodities, are being blocked by the federal government and many state governments; and

Whereas, the Biden Administration continues to increase costs and delay efforts to develop oil and natural gas leasing on federal lands

and waters despite the fact that the program provides billions in revenues to federal, state, and local governments and supports conservation programs throughout the country; and

Whereas, U.S. offshore oil and natural gas production is one of the lowest carbon intensive energy-producing regions in the world, and halting offshore leasing and development will shift production and capital investment overseas and undermine decades of environmental progress:

Now, Therefore, Be It Resolved, that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session hereby strongly urge the President of the United States to take measures and support policies that ensure long-term American energy leadership, security, and progress, including those that result in the continued operation of existing oil and natural gas pipelines, the construction of new oil and gas pipelines, the resumption of consistent, credible federal lease sales, and the immediate preparation of a new five-year program to guide future offshore leasing; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the President of the United States, the United States Secretary of the Interior, the United States Secretary of Transportation, the Federal Energy Regulatory Commission, and each member of the Missouri Congressional delegation.

REFERRALS

President Pro Tem Schatz referred **SS No. 2** for **SCS** for **SB 745**, **SS** for **SCS** for **SB 724** and **SB 743** to the Committee on Governmental Accountability and Fiscal Oversight.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Mike Keeven, as a member of the Well Installation Board;

Also,

Michael A. Wiegand, as a member of the Peace Officer Standards and Training Commission;

Also,

Joseph C. Blanner, Republican, as a member of the Regional Convention and Sports Complex Authority;

Also,

Katy McCutcheon and Michael P. Taylor, as members of the Coroner Standards and Training Commission;

Also,

Dr. Julie Renee Ferguson, as a member of the Drug Utilization Review Board;

Also,

Kenneth J. Zellers, as Commissioner of the Office of Administration; and

Robin L. Smith, Republican, as a member of the Missouri Community Service Commission.

Senator Schatz requested unanimous consent of the Senate to vote on the above report in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **HB 2162**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hough assumed the Chair.

THIRD READING OF SENATE BILLS

SS for **SB 678**, introduced by Senator Luetkemeyer, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 678

An Act to repeal section 84.730, RSMo, and to enact in lieu thereof one new section relating to the Kansas City board of police, with an emergency clause.

Was taken up.

On motion of Senator Luetkemeyer, **SS** for **SB 678** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer	Moon
O'Laughlin	Onder	Rizzo	Rowden	Schatz	Thompson Rehder	White
Wieland—22						

NAYS—Senators

Arthur	Beck	Hough	May	Mosley	Schupp	Washington
Williams—8						

Absent—Senators—None

Absent with leave—Senators

Eslinger	Razer	Riddle	Roberts—4

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
Moon	O'Laughlin	Onder	Rizzo	Rowden	Schatz	Thompson Rehder
White	Wieland—23					

NAYS—Senators

Arthur	Beck	May	Mosley	Schupp	Washington	Williams—7

Absent—Senators—None

Absent with leave—Senators

Eslinger	Razer	Riddle	Roberts—4

Vacancies—None

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SB 652, introduced by Senator Rizzo, entitled:

An Act to amend chapter 144, RSMo, by adding thereto one new section relating to a sales tax exemption for the sale of certain tickets.

Was taken up.

On motion of Senator Rizzo, **SB 652** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	May	Mosley
O'Laughlin	Rizzo	Rowden	Schatz	Schupp	Washington	White
Wieland	Williams—23					

NAYS—Senators

Brattin	Burlison	Eigel	Koenig	Moon	Onder	Thompson Rehder—7

Absent—Senators—None

Absent with leave—Senators

Eslinger	Razer	Riddle	Roberts—4

Vacancies—None

The President declared the bill passed.

On motion of Senator Rizzo, title to the bill was agreed to.

Senator Rizzo moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SB 655, introduced by Senator Crawford, entitled:

An Act to repeal section 70.631, RSMo, and to enact in lieu thereof one new section relating to the Missouri local government employees' retirement system.

Was taken up.

On motion of Senator Crawford, **SB 655** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Rizzo
Rowden	Schatz	Schupp	Thompson Rehder	White	Wieland	Williams—28

NAYS—Senator Burlison—1

Absent—Senator Washington—1

Absent with leave—Senators

Eslinger	Razer	Riddle	Roberts—4

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SBs 681** and **662**, introduced by Senators O'Laughlin and Arthur, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 681 and 662

An Act to repeal sections 161.097, 167.268, 167.640, 167.645, and 170.014, RSMo, and to enact in lieu thereof eight new sections relating to educational outcomes, with an effective date.

Was taken up.

On motion of Senator O'Laughlin, **SS** for **SCS** for **SBs 681** and **662** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Rizzo	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eslinger	Razer	Riddle	Roberts—4

Vacancies—None

The President declared the bill passed.

On motion of Senator O'Laughlin, title to the bill was agreed to.

Senator O'Laughlin moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SCS for **SB 799**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 799

An Act to repeal section 575.200, RSMo, and to enact in lieu thereof one new section relating to escape from custody, with penalty provisions.

Was taken up by Senator Hegeman.

On motion of Senator Hegeman, **SCS** for **SB 799** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	Moon	O'Laughlin	Onder	Rizzo	Rowden
Schatz	Schupp	Thompson Rehder	White	Wieland—26		

NAYS—Senators

May	Mosley	Washington	Williams—4

Absent—Senators—None

Absent with leave—Senators

Eslinger	Razer	Riddle	Roberts—4

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HJR 91**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 49, 50, and 52(b) of Article III of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to initiative petitions proposing amendments to the constitution.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1878**, entitled:

An Act to repeal section 115.427, RSMo, and to enact in lieu thereof one new section relating to elections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 94**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 11 of Article VIII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to voter identification.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1584**, entitled:

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to electric vehicle charging station requirements.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2304**, entitled:

An Act to amend chapter 168, RSMo, by adding thereto two new sections relating to substitute teaching, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1897** & **2414**, entitled:

An Act to amend chapter 217, RSMo, by adding thereto eight new sections relating to nurseries within correctional centers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1724**, entitled:

An Act to amend chapter 173, RSMo, by adding thereto two new sections relating to student associations at public institutions of higher learning.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1732**, entitled:

An Act to amend chapter 285, RSMo, by adding thereto twelve new sections relating to workplace retirement savings plans.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1473**, entitled:

An Act to repeal section 70.631, RSMo, and to enact in lieu thereof one new section relating to the Missouri local government employees' retirement system.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HB 1481**, entitled:

An Act to repeal sections 160.665, 571.107, 571.215, 590.010, and 590.205, RSMo, and to enact in lieu thereof five new sections relating to school protection officers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2366**, entitled:

An Act to repeal section 162.720, RSMo, and to enact in lieu thereof one new section relating to gifted children.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1713**, entitled:

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to the Missouri religious freedom protection act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1738**, entitled:

An Act to repeal section 227.787, RSMo, and to enact in lieu thereof one new section relating to the designation of a memorial highway.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2168**, entitled:

An Act to repeal section 379.011, RSMo, and to enact in lieu thereof one new section relating to the delivery of documents required for insurance transactions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1743** & **2185**, entitled:

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to discriminatory practices.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1541**, entitled:

An Act to repeal section 233.095, RSMo, and to enact in lieu thereof one new section relating to special road districts.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1600**, entitled:

An Act to repeal section 21.155, RSMo, and to enact in lieu thereof one new section relating to employees of the general assembly.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1725**, entitled:

An Act to repeal sections 419.020 and 419.040, RSMo, and to enact in lieu thereof two new sections relating to lodging establishments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 1986**—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HBs 2116, 2097, 1690** & **2221**—Seniors, Families, Veterans & Military Affairs.

HCS for **HB 1552**—Education.

HCS for **HB 1814**—Education.

HB 1861—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 1462**—General Laws.

HB 1589—Judiciary and Civil and Criminal Jurisprudence.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 1134—Transportation, Infrastructure and Public Safety.

SB 1135—Governmental Accountability and Fiscal Oversight.

SB 1136—Economic Development.

SB 1137—Small Business and Industry.

SB 1138—Ways and Means.

SB 1139—Transportation, Infrastructure and Public Safety.

SB 1140—Education.

SB 1141—Economic Development.

SB 1142—Education.

SB 1143—Transportation, Infrastructure and Public Safety.

SB 1144—Local Government and Elections.

SB 1145—Progress and Development.

SB 1146—Progress and Development.

SB 1147—Health and Pensions.

SB 1148—Judiciary and Civil and Criminal Jurisprudence.

SB 1149—Transportation, Infrastructure and Public Safety.

SB 1150—Commerce, Consumer Protection, Energy and the Environment.

SB 1151—Transportation, Infrastructure and Public Safety.

SB 1152—Agriculture, Food Production and Outdoor Resources.

SB 1153—Professional Registration.

SB 1154—Ways and Means.

SB 1155—Health and Pensions.

SB 1156—Transportation, Infrastructure and Public Safety.

SB 1157—Agriculture, Food Production and Outdoor Resources.

SB 1158—Seniors, Families, Veterans & Military Affairs.

SB 1159—Agriculture, Food Production and Outdoor Resources.

SB 1160—Education.

SB 1161—Insurance and Banking.

SB 1162—Transportation, Infrastructure and Public Safety.

SB 1163—Transportation, Infrastructure and Public Safety.

SB 1164—Commerce, Consumer Protection, Energy and the Environment.

SB 1165—Transportation, Infrastructure and Public Safety.

SB 1166—Insurance and Banking.

SB 1167—Transportation, Infrastructure and Public Safety.

SB 1168—Seniors, Families, Veterans & Military Affairs.

SB 1169—Judiciary and Civil and Criminal Jurisprudence.

SB 1170—Health and Pensions.

SB 1171—Small Business and Industry.

SB 1172—Local Government and Elections.

SB 1173—Judiciary and Civil and Criminal Jurisprudence.

SB 1174—Judiciary and Civil and Criminal Jurisprudence.

SB 1175—Education.

SB 1176—Seniors, Families, Veterans & Military Affairs.

SB 1177—Commerce, Consumer Protection, Energy and the Environment.

SB 1178—Seniors, Families, Veterans & Military Affairs.

SB 1179—Governmental Accountability and Fiscal Oversight.

SB 1180—Insurance and Banking.

SB 1181—Ways and Means.

SB 1182—Seniors, Families, Veterans & Military Affairs.

SB 1183—Commerce, Consumer Protection, Energy and the Environment.

SB 1184—Education.

SB 1185—Rules, Joint Rules, Resolutions and Ethics.

SB 1186—Transportation, Infrastructure and Public Safety.

SB 1187—Transportation, Infrastructure and Public Safety.

SB 1188—Small Business and Industry.

SB 1189—Seniors, Families, Veterans & Military Affairs.

SB 1190—Local Government and Elections.

SB 1191—Local Government and Elections.

SB 1192—Seniors, Families, Veterans & Military Affairs.

SB 1193—Economic Development.

SB 1194—Local Government and Elections.

SB 1195—Education.

SB 1196—Economic Development.

INTRODUCTION OF GUESTS

Senator Schatz introduced to the Senate, Scott and Kathy Perry.

Senator Bernskoetter introduced to the Senate, President of Lincoln University of Missouri, Dr. John Moseley.

Senator Rowden introduced to the Senate, his wife, Aubrey Rowden; his children, Willem; Adele; and Theo, Columbia.

On motion of Senator Rowden, the Senate adjourned until 10:00 a.m., Monday, March 14, 2022.

SENATE CALENDAR

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THIRTY-FOURTH DAY–MONDAY, MARCH 14, 2022

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May

SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
HB 1724-Hudson
HCS for HB 1732
HB 1473-Pike
HB 1481-Dinkins
HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGirl
HB 1600-Chipman
HB 1725-Hudson

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
SB 820-Burlison (In Fiscal Oversight)
SS#2 for SJR 38-Luetkemeyer (In Fiscal Oversight)
SS#2 for SCS for SB 745-Cierpiot (In Fiscal Oversight)
SB 743-Crawford (In Fiscal Oversight)
SS for SCS for SB 724-Hegeman (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SBs 702, 636, 651, & 693-Eslinger, with SCS
2. SB 710-Beck
3. SB 807-Hoskins
4. SB 665-Bernskoetter
5. SB 834-Luetkemeyer and Thompson Rehder, with SCS
6. SB 798-Mosley
7. SB 667-Burlison
8. SB 758-Hough, with SCS
9. SB 726-Onder
10. SB 761-Brown
11. SB 657-Cierpiot
12. SB 725-Hegeman, with SCS
13. SB 783-Eslinger, with SCS
14. SB 938-White, with SCS
15. SB 931-Koenig, with SCS
16. SJR 46-Cierpiot
17. SB 756-White, with SCS
18. SB 968-Burlison, with SCS
19. SBs 777 & 808-Brattin, with SCS
20. SB 683-O'Laughlin, with SCS
21. SB 997-Bernskoetter
22. SB 650-Eigel

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS, SS for SCS & SA 1 (pending)
SB 823-White, with SS, SA 2 & point of order (pending)

SB 850-Bean, with SCS
SB 869-Koenig
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean

To be Referred

SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FOURTH DAY—MONDAY, MARCH 14, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, March 21, 2022.

SENATE CALENDAR

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THIRTY-FIFTH DAY–MONDAY, MARCH 21, 2022

_____

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot

SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

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HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
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HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGirl
HB 1600-Chipman
HB 1725-Hudson

THIRD READING OF SENATE BILLS

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SB 820-Burlison (In Fiscal Oversight)

SS#2 for SJR 38-Luetkemeyer (In Fiscal Oversight)
SS#2 for SCS for SB 745-Cierpiot (In Fiscal Oversight)
SB 743-Crawford (In Fiscal Oversight)
SS for SCS for SB 724-Hegeman (In Fiscal Oversight)

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2. SB 710-Beck
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5. SB 834-Luetkemeyer and Thompson Rehder, with SCS
6. SB 798-Mosley
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12. SB 725-Hegeman, with SCS
13. SB 783-Eslinger, with SCS
14. SB 938-White, with SCS
15. SB 931-Koenig, with SCS
16. SJR 46-Cierpiot
17. SB 756-White, with SCS
18. SB 968-Burlison, with SCS
19. SBs 777 & 808-Brattin, with SCS
20. SB 683-O'Laughlin, with SCS
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HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

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SB 664-Bernskoetter
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
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SB 762-Brown, with SS & SA 4 (pending)
SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS, SS for SCS & SA 1 (pending)
SB 823-White, with SS, SA 2 & point of order (pending)
SB 850-Bean, with SCS
SB 869-Koenig
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

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Reported 3/10

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SB 886-Luetkemeyer, with SCS

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SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean

To be Referred

SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FIFTH DAY—MONDAY, MARCH 21, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Be glad and rejoice forever in what I am creating." (Isaiah 65:18)

Gracious God, we are grateful for this past week and the time to do other things that are important to us, to create and relax and enjoy the gift of time. With renewed vigor and energy, we are ready to move forward and take on the responsibilities of being here and pursue with renewed interest and desire to pass the bills as they come before us. So, we ask help and guide us to do those things that are most helpful and needed by the people of Missouri. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journals for Thursday, March 10, 2022, and Monday, March 14, 2022, were read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator O'Laughlin—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Bean offered Senate Resolution No. 627, regarding Sharon Kay Watkins, Hayti, which was adopted.

Senator White offered Senate Resolution No. 628, regarding Laurel Rosenthal, Carthage, which was adopted.

Senator Rowden offered Senate Resolution No. 629, regarding Ashley Wilkerson, Springfield, which was adopted.

Senator Rowden offered Senate Resolution No. 630, regarding Annie Casburn, Columbia, which was adopted.

Senator Rowden offered Senate Resolution No. 631, regarding Austin Spratt, Columbia, which was adopted.

Senator Rowden offered Senate Resolution No. 632, regarding Rebecca Croon, Columbia, which was adopted.

Senator Williams offered Senate Resolution No. 633, regarding the death of former State Representative Cora Faith Walker, Ferguson, which was adopted.

Senator White offered Senate Resolution No. 634, regarding David K. Hertzberg, Oronogo, which was adopted.

Senator White offered Senate Resolution No. 635, regarding Sharon Beshore, Joplin, which was adopted.

Senator Mosley offered Senate Resolution No. 636, regarding Lakyia Bell-le'Sueur, which was adopted.

Senator Hough offered Senate Resolution No. 637, regarding Starr Kohler, Springfield, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 638, regarding Maddix Sneed, which was adopted.

Senator White offered Senate Resolution No. 639, regarding the Missouri Small Business Development Center at Missouri Southern State University, Joplin, which was adopted.

Senator Rowden offered Senate Resolution No. 640, regarding Bella Vaca, Booneville, which was adopted.

Senator Hough offered Senate Resolution No. 641, regarding the Fiftieth Anniversary of 94.7 KTTS-FM, Springfield, which was adopted.

Senator Rowden offered Senate Resolution No. 642, regarding Libby Martin, Columbia, which was adopted.

Senator Brattin offered Senate Resolution No. 643, regarding Vincent Alan Anzalone, Deepwater, which was adopted.

Senator Brown offered Senate Resolution No. 644, regarding the death of Sherry Catherine Hashagen, St. James, which was adopted.

Senator Brown offered Senate Resolution No. 645, regarding Chloe Cobb, Leasburg, which was adopted.

Senator Hegeman offered Senate Resolution No. 646, regarding Lily Curley, which was adopted.

Senator Wieland offered Senate Resolution No. 647, regarding Marley Ringwall, Cedar Hill, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 648, regarding Liam Garrett, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 649, regarding Kathy Nelson, Kansas City, which was adopted.

On behalf of Senator O'Laughlin, Senator Rowden offered Senate Resolution No. 650, regarding Grace Kirby, which was adopted.

Senator Bean offered Senate Resolution No. 651, regarding the death of Byron "Keith" Mitchell, Kennett, which was adopted.

Senator Bean offered Senate Resolution No. 652, regarding the death of Sean Droke, Senath, which was adopted.

Senator Bean offered Senate Resolution No. 653, regarding Julie Becker, Poplar Bluff, which was adopted.

Senator Bean offered Senate Resolution No. 654, regarding Dionne Thompson, Poplar Bluff, which was adopted.

Senator Bean offered Senate Resolution No. 655, regarding Janine Heath, Poplar Bluff, which was adopted.

Senator Bean offered Senate Resolution No. 656, regarding Deborah Young, Broseley, which was adopted.

Senator Crawford offered Senate Resolution No. 657, regarding Samuel Verbovshchuk, which was adopted.

Senator Eigel offered Senate Resolution No. 658, regarding Lincoln Quast, St. Peters, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 659, regarding Maggie Deeken, Westphalia, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 660, regarding Edward "Ed" Jean Aylward, Jefferson City, which was adopted.

Senator May offered Senate Resolution No. 661, regarding Fahtehaw Washington-Kirksey, which was adopted.

Senator Brattin offered Senate Resolution No. 662, regarding Chelsey O'Sullivan, which was adopted.

Senator White offered Senate Resolution No. 663, regarding Webb City Fire Department Battalion Chief Mark Metsker, Joplin, which was adopted.

Senators Bean and Thompson Rehder offered Senate Resolution No. 664, regarding Sheryl "Ms. Sherry" Branch-Maxwell, Charleston, which was adopted.

Senator Beck offered Senate Resolution No. 665, regarding Air Force Judge Advocate General Corps Major General Cassie Strom, St. Louis, which was adopted.

Senator Hoskins offered Senate Resolution No. 666, regarding Abby Elizabeth Martin, Dover, which was adopted.

Senator Razer offered Senate Resolution No. 667, regarding Lucia Thomas, which was adopted.

Senator Hoskins offered Senate Resolution No. 668, regarding Kaleigh Benson, Concordia, which was adopted.

Senator Hoskins offered Senate Resolution No. 669, regarding Suzanne Cooper, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 670, regarding Norna Cooper, Warrensburg, which was adopted.

Senator Bean offered Senate Resolution No. 671, regarding Diane Patterson, Poplar Bluff, which was adopted.

Senator Bean offered Senate Resolution No. 672, regarding Larry Todd Allen, Poplar Bluff, which was adopted.

Senator Schupp offered Senate Resolution No. 673, regarding Eagle Scout John "J.J." Peel, Warson Woods, which was adopted.

Senator Schupp offered Senate Resolution No. 674, regarding Jerrold Denis Rosen, Creve Coeur, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 675, regarding Sharon Naught, Jefferson City, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SB 820**, **SS No. 2** for **SJR 38**, **SS** for **SCS** for **SB 724**, **SS No. 2** for **SCS** for **SB 745**, and **SB 743**, begs leave to report that it has considered the same and recommends that the bills and joint resolution do pass.

THIRD READING OF SENATE BILLS

SB 820, introduced by Senator Burlison, entitled:

An Act to repeal sections 386.890 and 442.404, RSMo, and to enact in lieu thereof three new sections relating to renewable energy, with an effective date for a certain section.

Was taken up.

On motion of Senator Burlison, **SB 820** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senator Schatz—1

Absent with leave—Senator O'Laughlin—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Burlison, title to the bill was agreed to.

Senator Burlison moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SJR 38**, introduced by Senator Luetkemeyer, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE JOINT RESOLUTION NO. 38

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 21 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the funding of law enforcement agencies.

Was taken up.

On motion of Senator Luetkemeyer, **SS No. 2** for **SJR 38** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer
Moon	Onder	Riddle	Rizzo	Rowden	Schatz	Thompson Rehder
White	Wieland—23					

NAYS—Senators

Arthur	Beck	Hough	May	Mosley	Razer	Roberts
Schupp	Washington	Williams—10				

Absent—Senators—None

Absent with leave—Senator O'Laughlin—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SCS** for **SB 745**, introduced by Senator Cierpiot, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 745

An Act to repeal sections 144.030, 386.890, 393.1700, 393.1715, and 610.021, RSMo, and to enact in lieu thereof seven new sections relating to utilities.

Was taken up.

Pursuant to Senate Rule 91, Senator Hegeman excused himself from voting on the 3rd reading of **SS No. 2** for **SCS** for **SB 745**.

On motion of Senator Cierpiot, **SS No. 2** for **SCS** for **SB 745** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hoskins	Hough	Koenig	Luetkemeyer
May	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Thompson Rehder	Washington	White	Wieland	Williams—26		

NAYS—Senators

Arthur	Eigel	Moon	Mosley	Onder	Schupp—6

Absent—Senators—None

Absent with leave—Senator O'Laughlin—1

Excused from voting—Senator Hegeman—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Cierpiot, title to the bill was agreed to.

Senator Cierpiot moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

The Senate observed a moment of silence in memory of former State Representative Cora Faith Walker.

SB 743, introduced by Senator Crawford, entitled:

An Act to repeal sections 32.087, 94.900, 94.902, 137.115, 144.010, 144.011, 190.800, 190.803, 190.806, and 190.815, RSMo, and to enact in lieu thereof twelve new sections relating to taxation.

Was taken up.

On motion of Senator Crawford, **SB 743** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Bernskoetter	Brattin	Brown	Cierpiot	Crawford

Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Mosley	Onder	Razer	Rizzo	Roberts	Rowden
Schatz	Washington	White	Wieland	Williams—26		

NAYS—Senators

Beck	Burlison	May	Moon	Riddle	Schupp	Thompson Rehder—7

Absent—Senators—None

Absent with leave—Senator O'Laughlin—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 724**, introduced by Senator Hegeman, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 724

An Act to repeal sections 50.800, 50.810, 50.815, 50.820, and 105.145, RSMo, and to enact in lieu thereof four new sections relating to financial statements of political subdivisions, with penalty provisions.

Was taken up.

On motion of Senator Hegeman, **SS** for **SCS** for **SB 724** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington	White
Wieland—29						

NAYS—Senators

Beck	Riddle	Schupp	Williams—4

Absent—Senators—None

Absent with leave—Senator O'Laughlin—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

At the request of Senator Eslinger, **SB 702**, **SB 636**, **SB 651**, and **SB 693**, with **SCS**, was placed on the Informal Calendar.

Senator Beck moved that **SB 710** be taken up for perfection, which motion prevailed.

Senator Hough assumed the Chair.

On motion of Senator Beck, **SB 710** was declared perfected and ordered printed.

Senator Hoskins moved that **SB 807** be taken up for perfection, which motion prevailed.

Senator Hoskins offered **SS** for **SB 807**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 807

An Act to repeal sections 130.029, 143.022, 143.071, 143.081, and 143.121, RSMo, and to enact in lieu thereof eight new sections relating to corporations.

Senator Hoskins moved that **SS** for **SB 807** be adopted.

Senator Arthur offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 807, Pages 2-3, Section 130.029, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Arthur moved that the above amendment be adopted, which motion prevailed.

Senator Hoskins moved that **SS** for **SB 807**, as amended, be adopted, which motion prevailed.

On motion of Senator Hoskins, **SS** for **SB 807**, as amended, was declared perfected and ordered printed.

Senator Bernskoetter moved that **SB 665** be taken up for perfection, which motion prevailed.

Senator Bernskoetter offered **SS** for **SB 665**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 665

An Act to repeal section 288.132, RSMo, and section 288.036 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, section 288.036 as enacted by house bill no. 1456, ninety-third general assembly, second regular session, section 288.060 as enacted by house bill no. 150, ninety-

eighth general assembly, first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof five new sections relating to employment security, with an effective date for certain sections and an emergency clause for a certain section.

Senator Bernskoetter moved that **SS** for **SB 665** be adopted.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

At the request of Senator Bernskoetter, **SB 665**, with **SS** (pending), was placed on the Informal Calendar.

Senator Luetkemeyer moved that **SB 834**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 834**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 834

An Act to amend chapter 217, RSMo, by adding thereto eight new sections relating to the establishment of a correctional center nursery program.

Was taken up.

Senator Luetkemeyer moved that **SCS** for **SB 834** be adopted.

Senators Luetkemeyer and Thompson Rehder offered **SS** for **SCS** for **SB 834**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 834

An Act to amend chapter 217, RSMo, by adding thereto eight new sections relating to the establishment of a correctional center nursery program.

Senator Luetkemeyer moved that **SS** for **SCS** for **SB 834** be adopted, which motion prevailed.

On motion of Senator Luetkemeyer, **SS** for **SCS** for **SB 834** was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SB 807** and **SB 710**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred **SS No. 2** for **SCS** for **SB 649** to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Schatz referred **SR 626** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 676, regarding Ali Kindle Hogan, St. Louis, which was adopted.

Senator Bean offered Senate Resolution No. 677, regarding Elizabeth Nichole Roberts, Grandin, which was adopted.

Senator Bean offered Senate Resolution No. 678, regarding Ricky Charles Sparks, Ellsinore, which was adopted.

INTRODUCTION OF GUESTS

Senator Bean introduced to the Senate, Steve and Nancy Proctor, Poplar Bluff.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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THIRTY-SIXTH DAY–TUESDAY, MARCH 22, 2022

_____

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger

SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
HB 1724-Hudson
HCS for HB 1732
HB 1473-Pike
HB 1481-Dinkins
HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGirl
HB 1600-Chipman
HB 1725-Hudson

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 807-Hoskins
SB 710-Beck

SENATE BILLS FOR PERFECTION

1. SB 798-Mosley
2. SB 667-Burlison
3. SB 758-Hough, with SCS
4. SB 726-Onder
5. SB 761-Brown
6. SB 657-Cierpiot
7. SB 725-Hegeman, with SCS
8. SB 783-Eslinger, with SCS
9. SB 938-White, with SCS
10. SB 931-Koenig, with SCS
11. SJR 46-Cierpiot
12. SB 756-White, with SCS
13. SB 968-Burlison, with SCS
14. SBs 777 & 808-Brattin, with SCS
15. SB 683-O'Laughlin, with SCS
16. SB 997-Bernskoetter
17. SB 650-Eigel

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 775, 751 & 640-Thompson Rehder and Schupp, with SCS, SS for SCS & SA 1 (pending)
SB 823-White, with SS, SA 2 & point of order (pending)
SB 850-Bean, with SCS
SB 869-Koenig
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SIXTH DAY—TUESDAY, MARCH 22, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"It is well with those who deal generously and lend, who conduct their affairs with justice." (Psalm 112:5)

Heavenly Father, You provide us opportunities to show love and generosity in our actions and our words this day, so let kindness and fairness be expressed by each of us as we seek to deal wholeheartedly with one another. And may we find ways to develop a "spirit de core" that is filled with decorum and caring in all that we do. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from Nexstar Media Group and MissouriNet were given permission to take pcitures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Bean offered Senate Resolution No. 679, regarding Dr. Amy Rowland, Poplar Bluff, which was adopted.

Senator Arthur offered Senate Resolution No. 680, regarding Maegan Ericksen, Liberty, which was adopted.

Senator Rizzo offered Senate Resolution No. 681, regarding Aundrea Denham, Independence, which was adopted.

Senator Cierpiot offered Senate Resolution No. 682, regarding Dr. Marion Pierson, M.D., Kansas City, which was adopted.

Senator Roberts offered Senate Resolution No. 683, regarding Silas Lively, St. Louis, which was adopted.

Senator Hoskins offered Senate Resolution No. 684, regarding Destiny Rohde, Orrick, which was adopted.

Senator Onder offered Senate Resolution No. 685, regarding Natasha Wood, which was adopted.

Senator Beck offered Senate Resolution No. 686, regarding Rachel Sebastian-Asbed, Webster Groves, which was adopted.

Senator Eslinger offered Senate Resolution No. 687, regarding Shelbie Johnson, which was adopted.

Senator Hoskins offered Senate Resolution No. 688, regarding Abigail Williams, Odessa, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 689, regarding Stephanie Mills, Kirksville, which was adopted.

Senator Thompson-Rehder offered Senate Resolution No. 690, regarding Missouri Lineworker Appreciation Day, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SB 834**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

On motion of Senator Rowden, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kehoe.

SENATE BILLS FOR PERFECTION

Senator Mosley moved that **SB 798** be taken up for perfection, which motion prevailed.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 798, Page 1, Section 208.031, Line 11, by inserting after all of said line the

following:

"**208.246. 1. In order to be eligible to participate in the supplemental nutrition assistance program (SNAP), an individual shall comply with the work requirements described in 7 U.S.C. Section 2015(d) and 7 CFR 273.7, unless such individual is otherwise exempt from such requirements under 7 U.S.C. Section 2015(d)(2) and 7 CFR 273.7(b).**

2. A nonexempt individual who refuses or fails without good cause, as such term is described in 7 CFR 273.7, to comply with the program's work requirements shall be ineligible to participate in the program for the duration of the disqualification period and shall be considered an ineligible household member. The disqualification period shall be as follows:

(1) For the first occurrence of noncompliance, the individual shall be disqualified for three months;

(2) For the second occurrence of noncompliance, the individual shall be disqualified for six months; and

(3) For the third occurrence of noncompliance, the individual shall be disqualified permanently.

3. Except in cases of permanent disqualification, an individual may resume participation in the program at the end of a disqualification period if the individual applies again and is in compliance with the program's work requirements. A disqualified individual may be permitted to resume participation during the disqualification period by becoming exempt from the program's work requirements.

4. An individual disqualified under the provisions of this section shall be entitled to a fair hearing under 7 CFR 273.7(f) and section 208.080.

5. The department of social services may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

Senator Onder offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Bill No. 798, Page 1, Section 208.246, Line 4, by striking "(SNAP)"; and

Further amend said amendment and section, page 2, line 32, by striking "may" and inserting in lieu thereof "**shall**".

Senator Onder moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Eigel, and Moon.

At the request of Senator Mosley, **SB 798**, with **SA 1** and **SA 1** to **SA 1** (pending), was placed on the Informal Calendar.

Senator Burlison moved that **SB 667** be taken up for perfection, which motion prevailed.

Senator Burlison offered **SS** for **SB 667**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 667

An Act to repeal sections 188.220, 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof seven new sections relating to public funding of health care.

Senator Burlison moved that **SS** for **SB 667** be adopted.

Senator Hough assumed the Chair.

At the request of Senator Burlison, **SB 667**, with **SS** (pending), was placed on the Informal Calendar.

Senator Thompson Rehder moved that **SB 775**, **SB 751** and **SB 640**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Brattin, **SA 1** was withdrawn.

Senator Brattin offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 775, 751, and 640, Page 6, Section 566.155, Line 20, by inserting after all of said line the following:

"**573.550. 1. A person commits the offense of providing explicit sexual material to a student if such person is affiliated with a public or private elementary or secondary school in an official capacity and, knowing of its content and character, such person provides, assigns, supplies, distributes, loans, or coerces acceptance of or the approval of the providing of explicit sexual material to a student or possesses with the purpose of providing, assigning, supplying, distributing, loaning, or coercing acceptance of or the approval of the providing of explicit sexual material to a student.**

2. The offense of providing explicit sexual material to a student is a class A misdemeanor.

3. As used in this section, the following terms shall mean:

(1) "Explicit sexual material", any pictorial, three-dimensional, or visual depiction, including any photography, film, video, picture, or computer-generated image, showing human masturbation, deviate sexual intercourse as defined in section 566.010, sexual intercourse, direct physical stimulation of genitals, sadomasochistic abuse, or emphasizing the depiction of postpubertal human genitals; provided, however, that works of art, when taken as a whole, that have serious artistic significance, or works of anthropological significance, or materials used in science courses, including but not limited to materials used in biology, anatomy, physiology, and sexual education classes shall not be deemed to be within the foregoing definition;

(2) "Person affiliated with a public or private elementary or secondary school in an official capacity", an administrator, teacher, librarian, media center personnel, substitute teacher, teacher's assistant, student teacher, law enforcement officer, school board member, school bus driver, guidance counselor, coach, guest lecturer, guest speaker, or other nonschool employee who is invited to present information to students by a teacher, administrator, or other school employee. Such term shall not include a student enrolled in the elementary or secondary school."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Hough assumed the Chair.

Senator Brattin moved that **SA 2** be adopted, which motion prevailed.

Senator Thompson Rehder moved that **SS** for **SCS** for **SBs 775**, **751** and **640**, as amended, be adopted, which motion prevailed.

On motion of Senator Thompson Rehder, **SS** for **SCS** for **SBs 775**, **751** and **640**, as amended, was declared perfected and ordered printed.

REFERRALS

President Pro Tem Schatz referred **SS** for **SB 807** and **SS** for **SCS** for **SB 834** and to the Committee on Governmental Accountability and Fiscal Oversight.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Samuel Abraham; James Berlemann; David Cover; Emerson Drinkwitz; Zachary Henderson; Maxwell Herriman; Jacob Jansen; Makyla Johnson; Parker Kettle; Layla Lang; Subella Menser; Charley Mueller; Jonah Parker; Adalynn Rose; his son, Willem Rowden; Jillian Stephens; Beckett Stiles; Mesa Tiemann; and Jase Weirich; and their parents, the students were made honorary pages of the day.

Senator Moon introduced to the Senate, Bette Grande; and former Missouri Senator, David Sater.

Senator Thompson Rehder introduced to the Senate, Vinnie and Rebekah Clubb; Savannah; and Aubrey; and Savannah and Aubrey were made honorary pages of the day, Piedmont andWayne Co.

Senator White introduced to the Senate, president of the Independent Cattlemen of Missouri, Freddie Keaton; members, Estella Osborn; Lawrence Haflich; Joan Martin; Kristi Wade; Terri Sten; and Jay Wilkins.

Senator Hoskins introduced to the Senate, Marriage and Family Therapy Program and University of Central Missouri faculty, Dr. Adriatik Likcani; Dr. Maxine Notice; Dr. Ryan Peterson; Dr. Fatemeh Nikparvar; Mr. Tim Welch; students, Patricia Lopez Ruiz; Elizabeth Beldi; Kathryn Beard; Janelle Barrett; and former Missouri Senator David Pearce.

Senator White introduced to the Senate, Ozark Christian Academy, Neocho.

On behalf of Senator Rowden, the President introduced to the Senate, Voice of Missouri Tigers, Mike Kelly.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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THIRTY-SEVENTH DAY–WEDNESDAY, MARCH 23, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon

SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
HB 1724-Hudson
HCS for HB 1732
HB 1473-Pike
HB 1481-Dinkins
HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGirl
HB 1600-Chipman
HB 1725-Hudson

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 807-Hoskins
(In Fiscal Oversight)
SB 710-Beck
SS for SCS for SB 834-Luetkemeyer and Thompson Rehder (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 758-Hough, with SCS
2. SB 726-Onder
3. SB 761-Brown
4. SB 657-Cierpiot
5. SB 725-Hegeman, with SCS
6. SB 783-Eslinger, with SCS
7. SB 938-White, with SCS
8. SB 931-Koenig, with SCS
9. SJR 46-Cierpiot
10. SB 756-White, with SCS
11. SB 968-Burlison, with SCS
12. SBs 777 & 808-Brattin, with SCS

13. SB 683-O'Laughlin, with SCS
14. SB 997-Bernskoetter
15. SB 650-Eigel

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 823-White, with SS, SA 2 & point of order (pending)
SB 850-Bean, with SCS
SB 869-Koenig
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending) (Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SEVENTH DAY—WEDNESDAY, MARCH 23, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"All the paths of the Lord are steadfast love and faithfulness for those who keep His covenant and His decrees." (Psalm 25:10)

Almighty God, we know we often see things from different perspectives yet we hope we can see the good that each bill will provide the people of this state and find ways to bring the best into each bill so we are proud of what we have done together. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KRCG-TV, Nexstar Media Group, and KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

Senator Bean assumed the Chair.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 691, regarding Grace Beamer, which was adopted.

Senator Hegeman offered Senate Resolution No. 692, regarding Missouri lineworkers, which was adopted.

Senator Hegeman offered Senate Resolution No. 693, regarding Eagle Scout Samuel "Sam" Whipple, Country Club, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SBs 775**, **751** and **640**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

On motion of Senator Rowden, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Thompson Rehder.

SENATE BILLS FOR PERFECTION

Senator Hough moved that **SB 758**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 758**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 758

An Act to repeal sections 8.250, 8.260, 34.055, 34.057, 34.058, 34.100, 34.203, 34.206, 34.209, 34.212, 34.217, and 34.218, RSMo, and to enact in lieu thereof thirteen new sections relating to bidding procedures for certain public projects for facilities.

Was taken up.

Senator Hough moved that **SCS** for **SB 758** be adopted.

Senator Hough offered **SS** for **SCS** for **SB 758**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 758

An Act to repeal sections 8.250, 8.260, 8.420, 34.055, 34.057, 34.058, 34.100, 34.203, 34.206, 34.209, 34.212, 34.217, and 34.218, RSMo, and to enact in lieu thereof fifteen new sections relating to procedures for certain public projects for facilities.

Senator Hough moved that **SS** for **SCS** for **SB 758** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 758, Page 20, Section 34.100, Line 22, by inserting after all of said line the following:

"**34.800. 1. A public entity shall not enter into a contract with a company to acquire or dispose of services, supplies, information technology, or construction unless the contract includes a written certification that the company does not have and will not enforce a mandate that employees take a COVID-19 vaccination.**

2. For purposes of this section, the following terms mean:

(1) "Company", any for-profit or not-for-profit organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company, or other entity or business association, including all wholly owned subsidiaries, majority-owned subsidiaries, parent companies, or affiliates of those entities or business associations;

(2) "Public entity", the state of Missouri or any political subdivision thereof, including all boards, commissions, agencies, institutions, authorities, and bodies politic and corporate of the state created by or in accordance with state law or regulations.

3. Any contract that fails to comply with the provisions of this section shall be void against public policy."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Hoskins, Koenig, Moon and Onder.

Senator Eslinger offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 758, Page 20, Section 34.100, Line 22, by inserting after all of said line the following:

"**34.800. 1. A public entity shall not enter into a contract with an employer to acquire or dispose of services, supplies, information technology, or construction that does not comply with section 292.648.**"; and

Further amend said bill and page, section 67.5065, line 3, by inserting after all of said line the following:

"**292.648. 1. For purposes of this section, the following terms mean:**

(1) "Employer", the same meaning given to the term in section 213.010;

(2) "Medical treatment", any drug, medicine, synthetic substance, or therapy, whether therapeutic or preventive, that is fully approved or granted an emergency use authorization by the United States Food and Drug Administration (FDA) or pending approval by the FDA or that would require approval from the FDA to be sold or prescribed to the general public.

2. An employee shall be exempt from an employer's requirement to receive medical treatment as a condition of employment and shall not be subject to adverse action by the employer, including loss of pay or termination of employment, for declining to receive the medical treatment if:

(1) The employee holds a sincerely held religious belief that forbids the employee from receiving the medical treatment and the reasonable accommodation of such belief would not pose an undue hardship on the employer; or

(2) The employee has received a recommendation, based on the employee's unique and individual medical situation, from a physician licensed to practice medicine in the state of Missouri advising the employee not to receive the required medical treatment on the basis that the medical treatment is likely to be harmful to the employee or is not in the best medical interest of the employee for other specified reasons."; and

Further amend the title and enacting clause accordingly.

Senator Eslinger moved that the above substitute amendment be adopted.

At the request of Senator Eigel, **SA 1** was withdrawn, rendering **SSA 1** for **SA 1** moot.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 758, Page 20, Section 34.100, Line 22, by inserting after all of said line the following:

"**34.800. No public entity shall enter into a contract with a company to acquire or dispose of services, supplies, information technology, or construction if the company enforces a mandate that employees take a COVID-19 vaccination.**"; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

Senator Eigel offered **SA 1** to **SA 2**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 758, Page 1, Lines 3-7, by striking all of said lines and inserting in lieu thereof the following:

"**34.800. 1. A public entity shall not enter into a contract with a company to acquire or dispose of services, supplies, information technology, or construction unless the contract includes a written certification that the company does not have and will not enforce a mandate that employees take a COVID-19 vaccination.**

2. For purposes of this section, the following terms mean:

(1) "Company", any for-profit or not-for-profit organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company, or other entity or business association, including all wholly owned subsidiaries, majority-owned subsidiaries, parent companies, or affiliates of those entities or business associations;

(2) "Public entity", the state of Missouri or any political subdivision thereof, including all boards, commissions, agencies, institutions, authorities, and bodies politic and corporate of the state created by or in accordance with state law or regulations.

3. Any contract that fails to comply with the provisions of this section shall be void against public policy.

4. Any employee of a company shall have a cause of action against such company if:

(1) The employee is required, as a condition of commencing or continuing employment, to receive a vaccination against COVID-19; or

(2) The employer discharges, disciplines, retaliates against, fails to promote, or otherwise discriminates against an employee or prospective employee who opposes an company's requirement to receive any vaccine.

5. The court shall award damages to any employee adversely affected by the provisions of subdivisions (1) or (2) of subsection 4 of this section, including but not limited to, economic, noneconomic, and punitive damages, as well as back pay or reinstatement, with three times the back pay plus fringe benefits or prospective wages and benefits. If the employee is the prevailing party, a court may also require reasonable attorney's fees and court costs of the employee be paid by the company."; and".

Senator Eigel moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Hoskins and Onder.

Senator Bean assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Bean assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Hough, **SS** for **SCS** for **SB 758** was withdrawn, rendering **SA 2** and **SA 1** to **SA 2** moot.

Senator Hough offered **SS No. 2** for **SCS** for **SB 758**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 758

An Act to repeal sections 8.250, 8.260, 8.420, 34.055, 34.057, 34.058, 34.100, 34.203, 34.206, 34.209, 34.212, 34.217, and 34.218, RSMo, and to enact in lieu thereof sixteen new sections relating to procedures for certain public projects for facilities.

Senator Hough moved that **SS No. 2** for **SCS** for **SB 758** be adopted.

Senator Eslinger offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 758, Page 20, Section 34.800, Lines 1-5, by striking all of said lines and inserting in lieu thereof the following:

"**34.800. No public body shall enter into a contract for the construction, repair, or renovation of any public facilities with an employer unless the contract includes a written certification that the employer does not have and will not enforce a mandate that employees take or receive any medical treatments.**".

Senator Eslinger moved that the above amendment be adopted.

Senator Eslinger offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 758, Page 1, Lines 4-9, by striking all of said lines and inserting in lieu thereof the following:

"**34.800. A public entity, as defined in section 34.600, shall not enter into a contract for the construction, repair, or renovation of any public facilities with an employer that does not comply with section 292.648.**"; and

Further amend said bill and page, Section 67.5065, line 3, by inserting after all of said line the following:

"**292.648. 1. For purposes of this section, the following terms mean:**

(1) "Employer", the same meaning given to the term in section 213.010;

(2) "Medical treatment", any drug, medicine, synthetic substance, or therapy, whether therapeutic or preventive, that is fully approved or granted an emergency use authorization by the United States Food and Drug Administration (FDA) or pending approval by the FDA or that would require approval from the FDA to be sold or prescribed to the general public.

2. An employee shall be exempt from an employer's requirement to receive medical treatment as a condition of employment and shall not be subject to adverse action by the employer, including loss of pay or termination of employment, for declining to receive the medical treatment if:

(1) The employee holds a sincerely held religious belief that forbids the employee from receiving the medical treatment and the reasonable accommodation of such belief would not pose an undue hardship on the employer; or

(2) The employee has received a recommendation, based on the employee's unique and individual medical situation, from a physician licensed to practice medicine in the state of Missouri advising the employee not to receive the required medical treatment on the basis that the medical treatment is likely to be harmful to the employee or is not in the best medical interest of the employee for other specified reasons."; and

Further amend the title and enacting clause accordingly."

Senator Eslinger moved that the above amendment be adopted.

Senator Crawford assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Gannon assumed the Chair.

Senator O'Laughlin assumed the Chair.

Senator White assumed the Chair.

Senator Rowden assumed the Chair.

At the request of Senator Hough, **SB 758**, with **SCS**, **SS No. 2** for **SCS**, **SA 1** and **SA 1** to **SA 1**, was placed on the Informal Calendar.

Senator White moved that the Senate proceed to the order of business, of House Bills on Third Reading, which motion prevailed on a standing division vote.

HOUSE BILLS ON THIRD READING

Senator Bernskoetter moved that **HCS** for **HB 2117**, with **SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 was again taken up.

Senator Hough assumed the Chair.

Senator Rowden moved that **SA 1** lay on the table, which motion prevailed.

Senator Bernskoetter offered **SS No. 2** for **HCS** for **HB 2117**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2117

An Act to repeal sections 128.345, 128.346, and 128.348, RSMo, and to enact in lieu thereof twelve new sections relating to the composition of congressional districts.

Senator Bernskoetter requested a waiver of the reading as the substitute was being distributed.

Senator Onder rose to object.

Senator Bernskoetter moved that the reading be waived as the substitute was being distributed, which motion prevailed.

Senator Bernskoetter moved that **SS No. 2** for **HCS** for **HB 2117** be adopted.

Senator Bernskoetter offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for House Committee Substitute for House Bill No. 2117, Page 179, Section 128.469, Line 6, by inserting after all of said line the following:

"Section B. Because immediate action is necessary to comply with the constitutional requirement, under Article III, Section 45 of the Constitution of Missouri, to draw congressional districts for the election of

representatives to the 118th Congress of the United States to which the state of Missouri is entitled, the repeal and reenactment of sections 128.345, 128.346, and 128.348 and the enactment of sections 128.461, 128.462, 128.463, 128.464, 128.465, 128.466, 128.467, 128.468, and 128.469 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 128.345, 128.346, and 128.348 and the enactment of sections 128.461, 128.462, 128.463, 128.464, 128.465, 128.466, 128.467, 128.468, and 128.469 of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title accordingly.

Senator Bernskoetter moved that the above amendment be adopted.

President Kehoe assumed the Chair.

Senator Hough assumed the Chair.

Senator Moon offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for House Committee Substitute for House Bill No. 2117, Page 1, Line 1, by inserting after "2117," the following: "pages 2-27, Section 128.461, by striking all of said section from the bill; and

Further amend said bill, section 128.462, pages 27-83, by striking all of said section from the bill; and

Further amend said bill, section 128.463, pages 83-117, by striking all of said section from the bill; and

Further amend said bill, section 128.464, pages 117-130, by striking all of said section from the bill; and

Further amend said bill, section 128.465, pages 130-157, by striking all of said section from the bill; and

Further amend said bill, section 128.466, pages 157-163, by striking all of said section from the bill; and

Further amend said bill, section 128.467, pages 163-169, by striking all of said section from the bill; and

Further amend said bill, section 128.468, pages 169-179, by striking all of said section from the bill and inserting in lieu thereof the following:

"**128.461. The first congressional district shall be composed of the following:**

County: St. Louis City MO

County: St. Louis MO

VTD: AP001

VTD: AP002

VTD: AP003

VTD: AP004

VTD: AP005

VTD: AP006

VTD: AP007

VTD: AP008

VTD: AP009

VTD: AP010

VTD: AP011

VTD: AP012

VTD: AP013

VTD: AP014

VTD: AP015

VTD: AP016

VTD: AP018

VTD: AP019

VTD: AP020

VTD: AP021

VTD: AP022

VTD: AP024

VTD: AP025

VTD: AP026

VTD: AP027

VTD: AP028

VTD: AP029

VTD: AP030

VTD: AP031

VTD: AP032

Block: 291892132041011

Block: 291892132041012

Block: 291892132041013

Block: 291892132042000

Block: 291892132042001

Block: 291892132042002

Block: 291892132042003

Block: 291892132042004

Block: 291892132042007

Block: 291892132043015

VTD: AP033

VTD: AP034

VTD: AP035

VTD: AP036

VTD: AP037

VTD: AP038

VTD: AP039

VTD: AP040

VTD: AP043

VTD: AP044

VTD: AP045

VTD: AP046

VTD: AP047

VTD: AP048

VTD: AP049

VTD: AP050

VTD: AP051

VTD: AP200

VTD: AP203

VTD: AP206

VTD: AP207

VTD: AP208

VTD: AP211

VTD: AP214

VTD: AP215

VTD: AP216

VTD: AP217

VTD: AP218

VTD: AP225

VTD: AP230

VTD: AP232

VTD: AP233

VTD: AP237

VTD: CC012

VTD: CC013

VTD: CC022

VTD: CC038

Block: 291892156001022

Block: 291892156001023

Block: 291892156001038

Block: 291892156001039

Block: 291892156002016

Block: 291892156002017

Block: 291892156002018

Block: 291892156002019

Block: 291892156002020

VTD: CC048

Block: 291892155004011

VTD: CC051

VTD: CLA001

VTD: CLA002

VTD: CLA003

VTD: CLA004

VTD: CLA005

VTD: CLA007

VTD: CLA008

VTD: CLA009

VTD: CLA010

VTD: CLA011

VTD: CLA013

VTD: CLA014

VTD: CLA017

VTD: CLA019

VTD: CLA020

VTD: CLA021

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VTD: CLA027

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VTD: CLA050

VTD: CLA051

VTD: CLA052

VTD: CLA206

VTD: CON002

VTD: CON004

VTD: CON005

VTD: CON007

VTD: CON008

VTD: CON009

VTD: CON017

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VTD: GRA007

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VTD: JEF005

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VTD: JEF008

VTD: JEF009

VTD: JEF011

VTD: JEF013

VTD: JEF014

VTD: JEF015

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VTD: JEF020

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Block: 291892195014024

Block: 291892195014025

VTD: JEF023

VTD: JEF024

VTD: JEF027

VTD: JEF028

VTD: JEF029

VTD: JEF030

VTD: JEF031

VTD: LC001

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VTD: LC204

VTD: LC209

VTD: LEM007

Block: 291892201011001

Block: 291892201021006

Block: 291892201021007

Block: 291892201021008

Block: 291892201021018

VTD: LEM011

VTD: LEM018

VTD: LEM019

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VTD: LEM204

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VTD: NW227

VTD: NW229

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VTD: SPL023

VTD: SPL024

VTD: SPL025

VTD: SPL026

VTD: SPL027

VTD: SPL028

VTD: SPL201

VTD: SPL202

VTD: SPL207

VTD: SPL208

VTD: UNV001

VTD: UNV002

VTD: UNV003

VTD: UNV004

VTD: UNV005

VTD: UNV006

VTD: UNV007

VTD: UNV008

VTD: UNV009

VTD: UNV010

VTD: UNV011

VTD: UNV012

VTD: UNV013

VTD: UNV014

VTD: UNV015

VTD: UNV016

VTD: UNV017

VTD: UNV018

VTD: UNV019

VTD: UNV020

VTD: UNV021

VTD: UNV022

VTD: UNV023

VTD: UNV024

VTD: UNV025

VTD: UNV026

VTD: UNV027

VTD: UNV028

VTD: UNV029

VTD: UNV030

VTD: UNV031

VTD: UNV032

VTD: UNV033

VTD: UNV034

VTD: UNV035

VTD: UNV036

VTD: UNV037

VTD: UNV038

VTD: UNV039

VTD: UNV040

VTD: UNV041

VTD: UNV042

VTD: UNV043

VTD: UNV045

VTD: UNV201

VTD: UNV202

VTD: UNV205

VTD: UNV206

VTD: UNV208

128.462. The second congressional district shall be composed of the following:

County: St. Charles MO

County: St. Louis MO

VTD: AP017

VTD: AP023

VTD: AP032

Block: 291892132032016

Block: 291892132032017

Block: 291892132043016

Block: 291892132043018

VTD: AP041

VTD: AP042

VTD: AP201

VTD: AP202

VTD: BON003

VTD: BON007

VTD: BON010

VTD: BON021

VTD: BON022

VTD: BON025

VTD: BON027

VTD: BON028

Block: 291892214232008

Block: 291892214233009

Block: 291892214233010

Block: 291892214233011

Block: 291892214233012

Block: 291892214233015

Block: 291892214233016

Block: 291892214233030

Block: 291892214233032

Block: 291892214233043

Block: 291892214233044

Block: 291892214233055

Block: 291892214233056

VTD: BON030

Block: 291892214233002

Block: 291892214233003

Block: 291892214233005

Block: 291892214233006

VTD: BON033

Block: 291892180141006

Block: 291892180141024

Block: 291892180141032

Block: 291892180141033

Block: 291892180141034

Block: 291892180141035

Block: 291892180141036

Block: 291892180141037

Block: 291892180141038

Block: 291892180141040

Block: 291892180141041

Block: 291892180141042

Block: 291892180141043

Block: 291892180141044

Block: 291892180141045

Block: 291892180141046

Block: 291892180141047

Block: 291892180141048

Block: 291892180141054

VTD: BON205

VTD: BON208

VTD: BON210

Block: 291892181041059

Block: 291892214233000

VTD: CC001

VTD: CC002

VTD: CC003

VTD: CC004

VTD: CC005

VTD: CC006

VTD: CC007

VTD: CC008

VTD: CC009

VTD: CC010

VTD: CC011

VTD: CC014

VTD: CC015

VTD: CC016

VTD: CC017

VTD: CC018

VTD: CC019

VTD: CC020

VTD: CC021

VTD: CC023

VTD: CC024

VTD: CC025

VTD: CC026

VTD: CC027

VTD: CC028

VTD: CC029

VTD: CC030

VTD: CC031

VTD: CC032

VTD: CC033

VTD: CC034

VTD: CC035

VTD: CC036

VTD: CC037

VTD: CC038

Block: 291892156001054

VTD: CC039

VTD: CC040

VTD: CC041

VTD: CC042

VTD: CC043

VTD: CC044

VTD: CC045

VTD: CC046

VTD: CC047

VTD: CC048

Block: 291892155001007

Block: 291892155004013

Block: 291892155004014

Block: 291892155004015

Block: 291892155004016

Block: 291892155004017

VTD: CC049

VTD: CC050

VTD: CC052

VTD: CC053

VTD: CC054

VTD: CC055

VTD: CC056

VTD: CC057

VTD: CC058

VTD: CC059

VTD: CC060

VTD: CC201

VTD: CC202

VTD: CC203

VTD: CC205

VTD: CC208

VTD: CC214

VTD: CC221

VTD: CHE001

VTD: CHE002

VTD: CHE003

VTD: CHE004

VTD: CHE005

VTD: CHE006

VTD: CHE007

VTD: CHE008

VTD: CHE009

VTD: CHE010

VTD: CHE011

VTD: CHE012

VTD: CHE013

VTD: CHE014

VTD: CHE015

VTD: CHE016

VTD: CHE017

VTD: CHE018

VTD: CHE019

VTD: CHE020

VTD: CHE021

VTD: CHE022

VTD: CHE023

VTD: CHE024

VTD: CHE025

VTD: CHE026

VTD: CHE027

VTD: CHE028

VTD: CHE029

VTD: CHE030

VTD: CHE031

VTD: CHE032

VTD: CHE033

VTD: CHE034

VTD: CHE035

VTD: CHE036

VTD: CHE037

VTD: CHE038

VTD: CHE039

VTD: CHE040

VTD: CHE041

VTD: CHE042

VTD: CHE043

VTD: CHE044

VTD: CHE045

VTD: CHE046

VTD: CHE047

VTD: CHE048

VTD: CHE049

VTD: CHE050

VTD: CHE051

VTD: CHE052

VTD: CHE053

VTD: CHE054

VTD: CHE055

VTD: CHE057

VTD: CHE200

VTD: CHE203

VTD: CHE212

VTD: CHE214

VTD: CHE215

VTD: CLA006

VTD: CLA012

VTD: CLA015

VTD: CLA016

VTD: CLA024

VTD: CLA025

VTD: CLA026

VTD: CLA032

VTD: CLA034

VTD: CLA036

VTD: CLA037

VTD: CLA040

VTD: CLA049

VTD: CLA202

VTD: CLA203

VTD: CLA205

VTD: LAF001

VTD: LAF002

VTD: LAF003

VTD: LAF004

VTD: LAF005

VTD: LAF006

VTD: LAF007

VTD: LAF008

VTD: LAF009

VTD: LAF010

VTD: LAF011

VTD: LAF012

VTD: LAF013

VTD: LAF014

VTD: LAF015

VTD: LAF016

VTD: LAF017

VTD: LAF018

VTD: LAF019

VTD: LAF020

VTD: LAF022

VTD: LAF023

VTD: LAF024

VTD: LAF025

VTD: LAF026

VTD: LAF027

VTD: LAF028

VTD: LAF029

VTD: LAF030

VTD: LAF031

VTD: LAF032

VTD: LAF033

VTD: LAF034

VTD: LAF035

VTD: LAF036

VTD: LAF037

VTD: LAF038

VTD: LAF039

VTD: LAF040

VTD: LAF041

VTD: LAF042

VTD: LAF043

VTD: LAF044

VTD: LAF045

VTD: LAF046

VTD: LAF200

VTD: LAF205

VTD: LAF207

VTD: MER001

VTD: MER002

VTD: MER003

VTD: MER004

VTD: MER005

VTD: MER006

VTD: MER007

VTD: MER008

VTD: MER009

VTD: MER010

VTD: MER011

VTD: MER012

VTD: MER013

VTD: MER014

VTD: MER015

VTD: MER016

VTD: MER017

VTD: MER018

VTD: MER019

VTD: MER020

VTD: MER021

VTD: MER022

VTD: MER023

VTD: MER024

VTD: MER025

VTD: MER026

VTD: MER027

VTD: MER028

VTD: MER029

VTD: MER030

VTD: MER031

VTD: MER032

VTD: MER033

VTD: MER034

VTD: MER035

VTD: MER036

VTD: MER037

VTD: MER038

VTD: MER039

VTD: MER040

VTD: MER041

VTD: MER042

VTD: MER043

VTD: MER044

VTD: MER045

VTD: MER046

VTD: MER047

VTD: MER048

VTD: MER200

VTD: MER202

VTD: MER204

VTD: MER207

VTD: MER209

VTD: MER210

VTD: MER213

VTD: MER214

VTD: MER215

VTD: MER219

VTD: MHT001

VTD: MHT002

VTD: MHT003

VTD: MHT004

VTD: MHT005

VTD: MHT006

VTD: MHT007

VTD: MHT008

VTD: MHT009

VTD: MHT010

VTD: MHT011

VTD: MHT012

VTD: MHT013

VTD: MHT014

VTD: MHT015

VTD: MHT016

VTD: MHT017

VTD: MHT018

VTD: MHT019

VTD: MHT020

VTD: MHT021

VTD: MHT022

VTD: MHT023

VTD: MHT024

VTD: MHT025

VTD: MHT026

VTD: MHT027

VTD: MHT028

VTD: MHT029

VTD: MHT030

VTD: MHT031

VTD: MHT032

VTD: MHT033

VTD: MHT034

VTD: MHT035

VTD: MHT036

VTD: MHT037

VTD: MHT038

VTD: MHT039

VTD: MHT040

VTD: MHT041

VTD: MHT042

VTD: MHT043

VTD: MHT044

VTD: MHT045

VTD: MHT046

VTD: MHT047

VTD: MHT048

VTD: MHT049

VTD: MHT050

VTD: MHT051

VTD: MHT052

VTD: MHT053

VTD: MHT054

VTD: MHT055

VTD: MHT056

VTD: MHT057

VTD: MHT058

VTD: MHT059

VTD: MHT200

VTD: MHT203

VTD: MHT206

VTD: MHT207

VTD: MHT208

VTD: MHT211

VTD: MHT212

VTD: MHT213

VTD: MHT214

VTD: MHT216

VTD: MHT219

VTD: MHT220

VTD: MHT222

VTD: MHT223

VTD: MID011

VTD: MID024

VTD: MID033

VTD: MID035

VTD: MID042

VTD: MID050

VTD: MID059

VTD: MID061

VTD: MR001

VTD: MR002

VTD: MR003

VTD: MR004

VTD: MR005

VTD: MR006

VTD: MR007

VTD: MR008

VTD: MR009

VTD: MR010

VTD: MR011

VTD: MR012

VTD: MR013

VTD: MR014

VTD: MR015

VTD: MR016

VTD: MR017

VTD: MR018

VTD: MR019

VTD: MR020

VTD: MR021

VTD: MR022

VTD: MR023

VTD: MR024

VTD: MR025

VTD: MR026

VTD: MR027

VTD: MR028

VTD: MR029

VTD: MR030

VTD: MR031

VTD: MR032

VTD: MR033

VTD: MR034

VTD: MR035

VTD: MR036

VTD: MR037

VTD: MR038

VTD: MR039

VTD: MR040

VTD: MR041

VTD: MR042

VTD: MR043

VTD: MR044

VTD: MR045

VTD: MR046

VTD: MR047

VTD: MR048

VTD: MR049

VTD: MR050

VTD: MR051

VTD: MR052

VTD: MR053

VTD: MR054

VTD: MR055

VTD: MR056

VTD: MR057

VTD: MR058

VTD: MR059

VTD: MR200

VTD: MR202

VTD: MR203

VTD: MR204

VTD: MR205

VTD: MR209

VTD: MR210

VTD: MR212

VTD: MR213

VTD: NW001

VTD: NW006

VTD: NW011

VTD: NW013

VTD: NW014

VTD: NW016

VTD: NW019

VTD: NW020

VTD: NW021

VTD: NW026

VTD: NW027

VTD: NW028

VTD: NW029

VTD: NW031

VTD: NW032

VTD: NW033

VTD: NW035

VTD: NW036

VTD: NW037

VTD: NW038

VTD: NW043

VTD: NW044

VTD: NW047

VTD: NW049

VTD: NW052

VTD: NW201

VTD: NW203

VTD: NW204

VTD: NW206

VTD: NW208

VTD: NW211

VTD: NW212

VTD: NW213

VTD: NW214

VTD: NW215

VTD: NW220

VTD: QUE001

VTD: QUE002

VTD: QUE003

VTD: QUE004

VTD: QUE005

VTD: QUE006

VTD: QUE007

VTD: QUE008

VTD: QUE009

VTD: QUE010

VTD: QUE011

VTD: QUE012

VTD: QUE013

VTD: QUE014

VTD: QUE015

VTD: QUE016

VTD: QUE017

VTD: QUE018

VTD: QUE019

VTD: QUE020

VTD: QUE021

VTD: QUE022

VTD: QUE023

VTD: QUE024

VTD: QUE025

VTD: QUE026

VTD: QUE027

VTD: QUE028

VTD: QUE029

VTD: QUE030

VTD: QUE031

VTD: QUE032

VTD: QUE033

VTD: QUE034

VTD: QUE035

VTD: QUE036

VTD: QUE037

VTD: QUE038

VTD: QUE039

VTD: QUE040

VTD: QUE041

VTD: QUE042

VTD: QUE043

VTD: QUE044

VTD: QUE045

VTD: QUE046

VTD: QUE047

VTD: QUE048

VTD: QUE049

VTD: QUE200

VTD: QUE201

VTD: QUE202

VTD: QUE203

VTD: QUE204

VTD: QUE205

VTD: QUE207

VTD: QUE208

VTD: QUE209

VTD: QUE210

VTD: QUE211

VTD: QUE213

VTD: WH001

VTD: WH002

VTD: WH003

VTD: WH004

VTD: WH005

VTD: WH006

VTD: WH007

VTD: WH008

VTD: WH009

VTD: WH010

VTD: WH011

VTD: WH012

VTD: WH013

VTD: WH014

VTD: WH015

VTD: WH016

VTD: WH017

VTD: WH018

VTD: WH019

VTD: WH020

VTD: WH021

VTD: WH022

VTD: WH023

VTD: WH024

VTD: WH025

VTD: WH026

VTD: WH027

VTD: WH028

VTD: WH029

VTD: WH030

VTD: WH031

VTD: WH032

VTD: WH033

VTD: WH034

VTD: WH035

VTD: WH036

VTD: WH037

VTD: WH038

VTD: WH039

VTD: WH040

VTD: WH041

VTD: WH042

VTD: WH043

VTD: WH044

VTD: WH045

VTD: WH046

VTD: WH047

VTD: WH200

VTD: WH201

VTD: WH202

VTD: WH203

VTD: WH208

County: Warren MO

VTD: Concord Hill

VTD: Dutzow

VTD: Elkhorn North

VTD: Elkhorn South

VTD: Holstein

VTD: Hopewell

VTD: Innsbrook

VTD: Lake Sherwood

VTD: Marthasville

VTD: North Hickory Grove

VTD: South Hickory Grove

VTD: Truesdale

VTD: Warrenton Ward 1

VTD: Warrenton Ward 2

VTD: Warrenton Ward 3

VTD: Wright City Ward 1

VTD: Wright City Ward 2

128.463. The third congressional district shall be composed of the following:

County: Boone MO

VTD: 1A

VTD: 1B

VTD: 1C

VTD: 1D

VTD: 1E

VTD: 1F

VTD: 1G

VTD: 1I

VTD: 1J

Block: 290190007002019

Block: 290190007002026

Block: 290190013001000

Block: 290190013001001

Block: 290190013001002

Block: 290190013001003

Block: 290190013001005

Block: 290190013001006

Block: 290190013001007

Block: 290190013001008

Block: 290190013001009

Block: 290190013001010

Block: 290190013001011

Block: 290190013001012

Block: 290190013001013

Block: 290190013001014

Block: 290190013001015

Block: 290190013002000

Block: 290190013003015

Block: 290190013003022

VTD: 1K

Block: 290190013002001

Block: 290190013002002

Block: 290190013002003

Block: 290190013002004

Block: 290190013002006

Block: 290190013002009

Block: 290190013002016

Block: 290190013003011

Block: 290190013003012

Block: 290190013003013

Block: 290190013003014

Block: 290190013003021

VTD: 1L

VTD: 1M

VTD: 21

Block: 290190018061001

Block: 290190018061002

Block: 290190018061003

Block: 290190018061004

Block: 290190018061007

Block: 290190018061008

Block: 290190018061009

Block: 290190018061010

Block: 290190018061011

Block: 290190018061012

Block: 290190018061016

Block: 290190018061017

Block: 290190018071011

Block: 290190018071012

Block: 290190018071013

Block: 290190018071014

Block: 290190018071015

Block: 290190018071016

Block: 290190018071022

Block: 290190018071023

Block: 290190018071024

Block: 290190018071025

Block: 290190018071026

Block: 290190018071027

Block: 290190018071028

Block: 290190018072023

VTD: 23

Block: 290190016031020

Block: 290190016032000

Block: 290190016032001

Block: 290190016032002

Block: 290190016032003

Block: 290190016032004

Block: 290190016032005

Block: 290190016032006

Block: 290190016032007

Block: 290190016032008

Block: 290190016032009

Block: 290190016033003

Block: 290190016033004

Block: 290190016033005

Block: 290190016033006

Block: 290190016033007

Block: 290190016033008

Block: 290190016033009

Block: 290190016033010

Block: 290190016033012

Block: 290190016033015

VTD: 24

Block: 290190016033014

Block: 290190016033016

VTD: 25

Block: 290190016021020

Block: 290190016021022

Block: 290190016021023

Block: 290190016021024

Block: 290190016021025

Block: 290190016021026

Block: 290190016021027

Block: 290190016021028

Block: 290190016021029

Block: 290190016021030

Block: 290190016021031

Block: 290190016021032

Block: 290190016021033

Block: 290190016021036

Block: 290190016021037

Block: 290190016022000

Block: 290190016022023

Block: 290190016022024

VTD: 26

Block: 290190011061010

Block: 290190011061011

Block: 290190011092015

Block: 290190011092016

Block: 290190011093007

Block: 290190011093010

Block: 290190011093011

Block: 290190011093012

Block: 290190011093014

Block: 290190011093016

Block: 290190011093018

Block: 290190011093019

Block: 290190011093020

Block: 290190011093021

Block: 290190011102000

Block: 290190011102006

Block: 290190011102007

Block: 290190011102008

Block: 290190011102009

Block: 290190011102010

Block: 290190011102015

Block: 290190011102016

Block: 290190017021001

Block: 290190017021002

Block: 290190017021004

Block: 290190017021005

VTD: 27

Block: 290190011103032

Block: 290190018063011

Block: 290190018063014

VTD: 28

VTD: 29

Block: 290190010042017

Block: 290190010042018

Block: 290190010042022

Block: 290190010042023

Block: 290190010042027

Block: 290190011064035

Block: 290190011064037

Block: 290190011064038

Block: 290190011064041

Block: 290190011064042

Block: 290190017022000

Block: 290190017022001

Block: 290190017022002

Block: 290190017022003

Block: 290190017022004

Block: 290190017031009

VTD: 2A

Block: 290190014022000

Block: 290190014022001

Block: 290190014022002

Block: 290190014022005

Block: 290190014022006

Block: 290190014022007

Block: 290190014022008

Block: 290190014022017

Block: 290190014022019

Block: 290190014022020

Block: 290190014022021

Block: 290190014022022

Block: 290190014022024

Block: 290190014022025

VTD: 2B

Block: 290190015071004

Block: 290190015072000

Block: 290190015072001

Block: 290190015072009

Block: 290190015072010

Block: 290190015072011

Block: 290190015072012

Block: 290190015072014

Block: 290190015082001

Block: 290190015082002

Block: 290190015082003

Block: 290190015082004

Block: 290190015082006

VTD: 2C

Block: 290190015082005

Block: 290190015084000

Block: 290190015084001

Block: 290190015084003

VTD: 2F

Block: 290190014011034

Block: 290190014011035

VTD: 2G

Block: 290190014022018

Block: 290190014022023

Block: 290190014022026

Block: 290190014022032

Block: 290190014022033

Block: 290190014022034

Block: 290190014022035

Block: 290190014022036

Block: 290190014022037

Block: 290190014022038

Block: 290190014022039

Block: 290190014022040

Block: 290190014023011

Block: 290190014023012

Block: 290190014023013

VTD: 2H

Block: 290190015082000

Block: 290190015083020

Block: 290190015083022

Block: 290190015083023

VTD: 2J

Block: 290190015071000

Block: 290190015071001

Block: 290190015071002

Block: 290190015071003

Block: 290190015071008

Block: 290190015071009

Block: 290190015071010

Block: 290190015071011

Block: 290190015071012

Block: 290190015071013

Block: 290190015071014

Block: 290190015071015

Block: 290190015071016

Block: 290190015071017

Block: 290190015071018

Block: 290190015071019

Block: 290190015071020

Block: 290190015071021

Block: 290190015071025

Block: 290190015072002

Block: 290190015072003

Block: 290190015072004

Block: 290190015072005

Block: 290190015072006

Block: 290190015072007

Block: 290190015072008

Block: 290190015072015

Block: 290190015072016

Block: 290190015072017

Block: 290190015072018

Block: 290190015072019

Block: 290190015072020

Block: 290190015072021

Block: 290190015072022

Block: 290190015072023

Block: 290190015072024

Block: 290190015072025

Block: 290190015072026

Block: 290190015072027

VTD: 2L

Block: 290190014023008

Block: 290190014023010

VTD: 30

Block: 290190017031068

VTD: 31

Block: 290190017023083

Block: 290190017023090

Block: 290190017023091

Block: 290190017041020

Block: 290190017041021

Block: 290190017042022

Block: 290190017042023

Block: 290190017042047

Block: 290190017042048

Block: 290190017042063

Block: 290190017042067

VTD: 33

Block: 290190010031028

Block: 290190010031033

Block: 290190010031034

Block: 290190016023007

Block: 290190016023008

Block: 290190016023009

Block: 290190016023012

Block: 290190016023016

Block: 290190016023019

Block: 290190016023020

Block: 290190016023021

Block: 290190016023022

Block: 290190016023024

VTD: 34

VTD: 36

Block: 290190011103013

Block: 290190011103014

Block: 290190011103017

Block: 290190011103020

Block: 290190011103027

Block: 290190011103029

Block: 290190018061014

Block: 290190018061015

Block: 290190018061018

Block: 290190018061019

Block: 290190018061020

Block: 290190018061021

Block: 290190018061022

Block: 290190018061023

Block: 290190018063000

Block: 290190018063006

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VTD: 3E

VTD: 3F

VTD: 3G

VTD: 3H

VTD: 3I

VTD: 3J

VTD: 3M

VTD: 3N

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VTD: 4E

VTD: 4F

VTD: 4G

VTD: 4H

VTD: 4I

VTD: 4J

VTD: 4K

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VTD: 5F

VTD: 5G

VTD: 5H

VTD: 5I

VTD: 5J

VTD: 5K

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VTD: 5M

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VTD: 6B

VTD: 6C

VTD: 6D

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VTD: 6E

VTD: 6F

VTD: 6G

VTD: 6H

VTD: 6I

VTD: 6J

VTD: 6K

VTD: 6L

VTD: 6M

County: Callaway MO

County: Cole MO

VTD: Clark Township Brazito Precinct

VTD: Clark Township Eugene Precinct

VTD: JC-Ward 1 Precinct 1

VTD: JC-Ward 1 Precinct 2

VTD: JC-Ward 1 Precinct 3

VTD: JC-Ward 2 Precinct 1

VTD: JC-Ward 2 Precinct 3

VTD: JC-Ward 3 Precinct 1

VTD: JC-Ward 3 Precinct 2

VTD: JC-Ward 3 Precinct 3

VTD: JC-Ward 4 Precinct 1

VTD: JC-Ward 4 Precinct 2

VTD: JC-Ward 5 Precinct 1

VTD: JC-Ward 5 Precinct 2

VTD: JC-Ward 5 Precinct 3

VTD: Jefferson Township Apache Flats Precinct

VTD: Jefferson Township Apache Flats Precinct Ward North

VTD: Jefferson Township Apache Flats Precinct Ward South

VTD: Jefferson Township CC General Precinct

VTD: Jefferson Township Expressway Rental Precinct

VTD: Jefferson Township JC Fair Precinct

VTD: Jefferson Township Scott Station Precinct

Block: 290510108012000

Block: 290510108012001

Block: 290510108012002

Block: 290510108012003

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Block: 290510206002020

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Block: 290510206002037

Block: 290510206002038

Block: 290510206002039

Block: 290510206002040

Block: 290510206002041

VTD: Liberty Township Taos Precinct

VTD: Liberty Township Taos Precinct Ward 1

VTD: Liberty Township Taos Precinct Ward 2

VTD: Marion Township Centertown Precinct

VTD: Marion Township Centertown Precinct Ward 1

VTD: Marion Township St Martins Precinct

VTD: Marion Township St Martins Precinct Ward North

VTD: Marion Township St Martins Precinct Ward South

VTD: Moreau Township Lohman Precinct

VTD: Moreau Township Lohman Precinct Ward 1

VTD: Moreau Township Lohman Precinct Ward 2

VTD: Moreau Township Russellville Precinct

VTD: Moreau Township Russellville Precinct Ward East

VTD: Moreau Township Russellville Precinct Ward West

VTD: Osage Township St. Thomas Precinct

VTD: Osage Township St. Thomas Precinct Ward 1

VTD: Osage Township Wardsville Precinct

VTD: Osage Township Wardsville Precinct Ward 1

VTD: Ward 2 Precinct 2

County: Franklin MO

County: Gasconade MO

County: Jefferson MO

VTD: Antonia

Block: 290997006043010

VTD: Arnold W-4

Block: 290997001132000

Block: 290997001132001

VTD: Brennan

VTD: Byrnes Mill W-1

VTD: Byrnes Mill W-2

VTD: Byrnes Mill W-3

VTD: Byrnesville

VTD: Cedar Hill

VTD: Cedar Hill Lakes

VTD: Dulin Creek

VTD: High Ridge

VTD: Hoene Springs

VTD: House Springs

VTD: Jefferson Heights

VTD: Lake Tekawitha

VTD: Lonedell

VTD: Maxville

Block: 290997001132007

Block: 290997001132010

VTD: Meramec Heights

VTD: Meramec Valley

VTD: Murphy

VTD: North Jefferson

VTD: Northwest

VTD: Otto

VTD: Parkdale

VTD: Peaceful Village

VTD: Rock Creek

VTD: Rock Creek 1

VTD: Rockwood

VTD: Romaine Creek

VTD: Saline

VTD: Scotsdale

VTD: Springdale

County: Lincoln MO

County: Maries MO

County: Miller MO

County: Montgomery MO

County: Osage MO

County: Pike MO

VTD: Ashley NO/Hartford PQ

VTD: Calumet GH

VTD: Cuivre JL

VTD: Cuivre K

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Block: 291634604002028

Block: 291634604002031

Block: 291634604002034

Block: 291634604002035

Block: 291634604002036

VTD: Cuivre M

Block: 291634604001004

Block: 291634604001006

Block: 291634604001075

VTD: Indian RS

VTD: Prairieville I

VTD: Spencer TU

County: St. Louis MO

VTD: BON001

VTD: BON002

VTD: BON004

VTD: BON005

VTD: BON006

VTD: BON008

VTD: BON009

VTD: BON011

VTD: BON012

VTD: BON013

VTD: BON014

VTD: BON015

VTD: BON016

VTD: BON017

VTD: BON018

VTD: BON019

VTD: BON020

VTD: BON023

VTD: BON024

VTD: BON026

VTD: BON028

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VTD: BON030

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VTD: BON031

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VTD: BON036

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VTD: BON038

VTD: BON039

VTD: BON040

VTD: BON200

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VTD: BON203

VTD: BON206

VTD: BON207

VTD: BON210

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VTD: BON211

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VTD: CLA045

VTD: CLA200

VTD: CLA201

VTD: CON001

VTD: CON003

VTD: CON006

VTD: CON010

VTD: CON011

VTD: CON012

VTD: CON013

VTD: CON014

VTD: CON015

VTD: CON016

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VTD: CON053

VTD: CON200

VTD: CON202

VTD: CON204

VTD: CON205

VTD: CON206

VTD: CON212

VTD: CON213

VTD: GRA001

VTD: GRA002

VTD: GRA003

VTD: GRA004

VTD: GRA005

VTD: GRA006

VTD: GRA008

VTD: GRA009

VTD: GRA010

VTD: GRA011

VTD: GRA012

VTD: GRA013

VTD: GRA014

VTD: GRA015

VTD: GRA017

VTD: GRA018

VTD: GRA020

VTD: GRA023

VTD: GRA024

VTD: GRA026

VTD: GRA027

VTD: GRA028

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VTD: GRA031

VTD: GRA032

VTD: GRA034

VTD: GRA035

VTD: GRA036

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VTD: GRA043

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VTD: GRA046

VTD: GRA047

VTD: GRA048

VTD: GRA201

VTD: GRA202

VTD: GRA206

VTD: GRA209

VTD: GRA210

VTD: JEF001

VTD: JEF002

VTD: JEF003

VTD: JEF004

VTD: JEF007

VTD: JEF010

VTD: JEF012

VTD: JEF016

VTD: JEF017

VTD: JEF019

VTD: JEF021

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VTD: JEF034

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VTD: JEF036

VTD: JEF037

VTD: JEF200

VTD: JEF202

VTD: LEM001

VTD: LEM002

VTD: LEM003

VTD: LEM004

VTD: LEM005

VTD: LEM006

VTD: LEM007

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VTD: LEM009

VTD: LEM010

VTD: LEM012

VTD: LEM013

VTD: LEM014

VTD: LEM015

VTD: LEM016

VTD: LEM017

VTD: LEM021

VTD: LEM022

VTD: LEM023

VTD: LEM024

VTD: LEM025

VTD: LEM026

VTD: LEM027

VTD: LEM028

VTD: LEM029

VTD: LEM030

VTD: LEM031

VTD: LEM032

VTD: LEM033

VTD: LEM200

VTD: LEM201

VTD: LEM202

VTD: LEM205

VTD: LEM208

VTD: OAK001

VTD: OAK002

VTD: OAK003

VTD: OAK004

VTD: OAK005

VTD: OAK006

VTD: OAK007

VTD: OAK008

VTD: OAK009

VTD: OAK010

VTD: OAK011

VTD: OAK012

VTD: OAK013

VTD: OAK014

VTD: OAK015

VTD: OAK016

VTD: OAK017

VTD: OAK018

VTD: OAK019

VTD: OAK020

VTD: OAK021

VTD: OAK022

VTD: OAK023

VTD: OAK024

VTD: OAK025

VTD: OAK026

VTD: OAK027

VTD: OAK028

VTD: OAK029

VTD: TSF001

VTD: TSF002

VTD: TSF003

VTD: TSF004

VTD: TSF005

VTD: TSF006

VTD: TSF007

VTD: TSF008

VTD: TSF009

VTD: TSF010

VTD: TSF011

VTD: TSF012

VTD: TSF013

VTD: TSF014

VTD: TSF015

VTD: TSF016

VTD: TSF017

VTD: TSF018

VTD: TSF019

VTD: TSF020

VTD: TSF021

VTD: TSF022

VTD: TSF023

VTD: TSF024

VTD: TSF025

VTD: TSF026

VTD: TSF027

VTD: TSF201

County: Warren MO

VTD: Gore - Case

VTD: Macedonia

VTD: Pendleton

VTD: Smith Creek

VTD: Walnut Grove

VTD: Weeks

128.464. The fourth congressional district shall be composed of the following:

County: Barton MO

County: Bates MO

County: Benton MO

County: Camden MO

County: Cass MO

County: Cedar MO

County: Dallas MO

County: Henry MO

County: Hickory MO

County: Jackson MO

VTD: 412

VTD: 413

VTD: 414

VTD: 415

VTD: 616

VTD: 617

VTD: 618

VTD: 619

VTD: KC 1001

VTD: KC 1002

VTD: KC 1003

VTD: KC 1004

VTD: KC 1005

VTD: KC 1006

VTD: KC 1007

VTD: KC 1008

VTD: KC 1009

VTD: KC 101

VTD: KC 1010

VTD: KC 1011

VTD: KC 1012

VTD: KC 102

VTD: KC 103

VTD: KC 104

VTD: KC 105

VTD: KC 106

VTD: KC 107

VTD: KC 1101

VTD: KC 1102

VTD: KC 1103

VTD: KC 1104

VTD: KC 1105

Block: 290950009001001

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Block: 290950009002011

Block: 290950009002012

Block: 290950009002013

Block: 290950009003000

Block: 290950009003001

Block: 290950009003002

Block: 290950009003003

Block: 290950009003004

Block: 290950009003005

Block: 290950009003006

VTD: KC 1106

VTD: KC 1108

VTD: KC 1109

VTD: KC 1110

VTD: KC 1112

VTD: KC 1209

VTD: KC 1401

Block: 290950160001056

Block: 290950160002000

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VTD: KC 1402

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VTD: KC 1406

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VTD: KC 1407

VTD: KC 1408

VTD: KC 1409

VTD: KC 1410

VTD: KC 1414

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Block: 290950057001006

Block: 290950057001007

Block: 290950057001008

Block: 290950057001009

VTD: KC 2002

VTD: KC 2007

VTD: KC 201

VTD: KC 202

VTD: KC 203

VTD: KC 204

VTD: KC 207

VTD: KC 208

VTD: KC 209

VTD: KC 210

VTD: KC 212

VTD: KC 214

VTD: KC 215

VTD: KC 216

VTD: KC 217

VTD: KC 218

VTD: KC 2201

VTD: KC 2202

VTD: KC 2203

VTD: KC 2204

VTD: KC 2205

VTD: KC 2206

VTD: KC 2207

VTD: KC 2208

VTD: KC 2209

VTD: KC 2210

VTD: KC 2211

VTD: KC 2212

VTD: KC 2213

VTD: KC 301

VTD: KC 302

VTD: KC 303

VTD: KC 304

VTD: KC 305

VTD: KC 306

VTD: KC 307

VTD: KC 308

VTD: KC 309

VTD: KC 310

VTD: KC 311

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VTD: KC 312

VTD: KC 313

VTD: KC 314

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Block: 290950057001014

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Block: 290950057001025

VTD: KC 315

VTD: KC 316

VTD: KC 317

VTD: KC 318

VTD: KC 401

VTD: KC 402

VTD: KC 403

VTD: KC 404

VTD: KC 405

VTD: KC 406

VTD: KC 407

VTD: KC 408

VTD: KC 409

VTD: KC 410

VTD: KC 411

VTD: KC 501

VTD: KC 502

VTD: KC 503

VTD: KC 504

VTD: KC 505

VTD: KC 506

VTD: KC 507

VTD: KC 508

VTD: KC 509

VTD: KC 510

VTD: KC 511

VTD: KC 512

VTD: KC 513

VTD: KC 601

VTD: KC 602

VTD: KC 603

VTD: KC 604

VTD: KC 605

VTD: KC 606

VTD: KC 607

VTD: KC 608

VTD: KC 609

VTD: KC 610

VTD: KC 611

VTD: KC 612

VTD: KC 613

VTD: KC 614

VTD: KC 615

VTD: KC 701

VTD: KC 702

VTD: KC 703

VTD: KC 704

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Block: 290950061002022

Block: 290950061002023

Block: 290950061002024

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Block: 290950061003005

VTD: KC 705

VTD: KC 706

Block: 290950060001030

Block: 290950060001031

Block: 290950060001032

Block: 290950060001033

Block: 290950060001034

Block: 290950060001035

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Block: 290950061001010

Block: 290950061003006

Block: 290950061003007

Block: 290950061003008

Block: 290950061003009

VTD: KC 707

VTD: KC 708

VTD: KC 709

VTD: KC 710

VTD: KC 712

VTD: KC 713

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VTD: KC 714

VTD: KC 715

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Block: 290950076003005

Block: 290950076003006

VTD: KC 716

Block: 290950076002000

Block: 290950077002003

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Block: 290950077002007

Block: 290950077002008

Block: 290950077002009

Block: 290950077002010

VTD: KC 717

VTD: KC 801

VTD: KC 802

VTD: KC 803

VTD: KC 804

VTD: KC 805

VTD: KC 806

VTD: KC 807

VTD: KC 808

VTD: KC 809

VTD: KC 811

VTD: KC 812

VTD: KC 813

VTD: KC 814

VTD: KC 815

VTD: KC 901

VTD: KC 902

VTD: KC 903

VTD: KC 904

VTD: KC 906

VTD: KC 907

VTD: KC 908

VTD: KC 909

VTD: KC 910

VTD: KC 911

VTD: KC 913

VTD: KC WD2 PCT205

VTD: KC WD2 PCT206

VTD: KC WD2 PCT211

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Block: 290950160001036

Block: 290950160001037

Block: 290950160001038

Block: 290950160001039

Block: 290950160001051

Block: 290950160001052

VTD: KC WD8 PCT810

VTD: Washington 03

Block: 290950133093000

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Block: 290950133094000

Block: 290950133094001

Block: 290950133094003

Block: 290950133094004

Block: 290950133094005

Block: 290950133094006

VTD: Washington 04

Block: 290950133092005

Block: 290950133092006

Block: 290950133092015

Block: 290950133092016

Block: 290950133092017

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Block: 290950133093013

Block: 290950133093014

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Block: 290950133134002

Block: 290950133134003

Block: 290950133134004

Block: 290950133134005

Block: 290950133134006

VTD: Washington 06

Block: 290950133013000

Block: 290950133013003

Block: 290950133013004

Block: 290950133013005

Block: 290950133013006

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Block: 290950133013011

Block: 290950134011012

Block: 290950134011013

Block: 290950134011014

Block: 290950134011016

Block: 290950134011018

Block: 290950134011019

VTD: Washington 07

VTD: Washington 08

VTD: Washington 09

VTD: Washington 10

VTD: Washington 11

VTD: Washington 12

County: Johnson MO

County: Laclede MO

County: Morgan MO

County: Pettis MO

County: Polk MO

County: Pulaski MO

County: St. Clair MO

County: Texas MO

VTD: Boone

VTD: Jackson

VTD: Lynch

VTD: Morris

VTD: Piney

VTD: Roubidoux

VTD: Sherrill

VTD: Upton

County: Vernon MO

County: Webster MO

VTD: Diggins

Block: 292254703021016

Block: 292254703021017

Block: 292254703021018

Block: 292254703021019

Block: 292254703021020

Block: 292254703021021

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Block: 292254704022108

Block: 292254704022146

Block: 292254704022147

Block: 292254704022149

Block: 292254704022150

Block: 292254704022151

VTD: East Ozark

VTD: Finley

VTD: Fordland

Block: 292254704022143

Block: 292254704022144

Block: 292254704022148

Block: 292254704022152

Block: 292254704022153

Block: 292254704022154

Block: 292254704022155

Block: 292254704022156

Block: 292254704022157

Block: 292254704022158

Block: 292254704022159

Block: 292254704022160

Block: 292254704022161

Block: 292254704022162

VTD: Grant

VTD: Hazelwood

VTD: High Prairie

VTD: Jackson

VTD: Marshfield East

VTD: Marshfield West

VTD: Niangua

VTD: Northview A

Block: 292254702022000

Block: 292254702022001

Block: 292254702022002

Block: 292254702022003

Block: 292254702022004

Block: 292254702022005

Block: 292254702022006

Block: 292254702022007

Block: 292254702022008

Block: 292254702022014

Block: 292254702022015

Block: 292254702022017

Block: 292254702022018

Block: 292254702022026

Block: 292254702022027

Block: 292254702022028

Block: 292254702022029

Block: 292254702022030

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Block: 292254702023050

Block: 292254702023051

Block: 292254703022004

Block: 292254703022005

Block: 292254703022006

Block: 292254703023033

VTD: Northview B

Block: 292254702022011

Block: 292254702022012

Block: 292254702022013

Block: 292254702022016

Block: 292254702022019

Block: 292254702022020

Block: 292254702022021

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Block: 292254703023019

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Block: 292254703023038

Block: 292254703023039

Block: 292254703023040

Block: 292254703023041

Block: 292254703023042

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Block: 292254703023048

Block: 292254703023049

Block: 292254703023050

Block: 292254703023051

Block: 292254703023055

Block: 292254703023074

VTD: Union

VTD: Washington

County: Wright MO

128.465. The fifth congressional district shall be composed of the following:

County: Boone MO

VTD: 07

VTD: 08

VTD: 09

VTD: 10

VTD: 11

VTD: 12

VTD: 15

VTD: 16

VTD: 17

VTD: 18

VTD: 19

VTD: 1J

Block: 290190013001004

Block: 290190013003000

Block: 290190013003018

Block: 290190013003019

VTD: 1K

Block: 290190013002005

Block: 290190013002007

Block: 290190013002008

Block: 290190013003001

Block: 290190013003016

Block: 290190013003017

Block: 290190013003020

VTD: 20

VTD: 21

Block: 290190013003003

Block: 290190013003004

Block: 290190013003006

Block: 290190013003008

Block: 290190013003009

Block: 290190013003023

Block: 290190018072000

Block: 290190018072012

Block: 290190018072014

Block: 290190018072017

Block: 290190018072018

Block: 290190018072022

VTD: 22

VTD: 23

Block: 290190016031014

Block: 290190016033019

VTD: 24

Block: 290190016021000

Block: 290190016021001

Block: 290190016021002

Block: 290190016021003

Block: 290190016021004

Block: 290190016021005

Block: 290190016021006

Block: 290190016021007

Block: 290190016021008

Block: 290190016021009

Block: 290190016021010

Block: 290190016021011

Block: 290190016021012

Block: 290190016021013

Block: 290190016021014

Block: 290190016021015

Block: 290190016021016

Block: 290190016021017

Block: 290190016021044

Block: 290190016023000

Block: 290190016023001

Block: 290190016023002

Block: 290190016031000

Block: 290190016031002

Block: 290190016031003

Block: 290190016031004

Block: 290190016031008

Block: 290190016031009

Block: 290190016031010

Block: 290190016031011

Block: 290190016031021

Block: 290190016031022

Block: 290190016033000

Block: 290190016033001

Block: 290190016033002

Block: 290190016033018

Block: 290190016033020

Block: 290190019033031

Block: 290190019033036

Block: 290190019033037

Block: 290190019033038

Block: 290190019033039

Block: 290190019033040

Block: 290190019033042

Block: 290190019033043

Block: 290190019033044

Block: 290190019033045

Block: 290190019033046

Block: 290190019033047

Block: 290190019033052

VTD: 25

Block: 290190016021018

Block: 290190016021019

Block: 290190016021021

Block: 290190016023003

Block: 290190016023031

Block: 290190016023032

Block: 290190016023033

Block: 290190016023035

Block: 290190016023036

VTD: 26

Block: 290190011061009

Block: 290190011064039

Block: 290190017021000

Block: 290190017021006

Block: 290190017021007

Block: 290190017021044

Block: 290190017021056

Block: 290190017021057

Block: 290190017021058

Block: 290190017021059

Block: 290190017021061

Block: 290190017021062

Block: 290190017021063

Block: 290190017021064

Block: 290190017021065

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Block: 290190017021071

Block: 290190017021072

Block: 290190017021073

Block: 290190017021074

Block: 290190017021075

Block: 290190017021076

Block: 290190017021077

Block: 290190017021078

Block: 290190017021079

Block: 290190017022015

Block: 290190017022018

Block: 290190017022021

Block: 290190017022022

Block: 290190017022023

Block: 290190017022024

Block: 290190017022025

Block: 290190017023015

Block: 290190017023016

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Block: 290190017023087

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VTD: 27

Block: 290190011101023

Block: 290190011101026

Block: 290190011101027

Block: 290190011101028

Block: 290190011101029

Block: 290190011101030

Block: 290190011102013

Block: 290190011102019

Block: 290190011102021

Block: 290190011102023

Block: 290190011103042

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VTD: 45

VTD: 4B

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VTD: 4L

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VTD: 6D

Block: 290190017022016

Block: 290190017022017

County: Carroll MO

County: Chariton MO

County: Cole MO

VTD: Jefferson Township Scott Station Precinct

Block: 290510206002000

County: Cooper MO

County: Howard MO

County: Jackson MO

VTD: 1603

VTD: Blue 01-01

VTD: Blue 01-02

VTD: Blue 01-03

VTD: Blue 01-04

VTD: Blue 01-05

VTD: Blue 01-06

VTD: Blue 01-07

VTD: Blue 01-08

VTD: Blue 01-09

VTD: Blue 02-01

VTD: Blue 02-02

VTD: Blue 02-03

VTD: Blue 02-04

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VTD: Blue 08-08

VTD: Brooking No. 1

VTD: Brooking No. 10

VTD: Brooking No. 11

VTD: Brooking No. 12

VTD: Brooking No. 13

VTD: Brooking No. 14

VTD: Brooking No. 15

VTD: Brooking No. 16

VTD: Brooking No. 17

VTD: Brooking No. 18

VTD: Brooking No. 19

VTD: Brooking No. 2

VTD: Brooking No. 20

VTD: Brooking No. 3

VTD: Brooking No. 4

VTD: Brooking No. 5

VTD: Brooking No. 6

VTD: Brooking No. 7

VTD: Brooking No. 8

VTD: Brooking No. 9

VTD: Fort Osage 01

VTD: Fort Osage 02

VTD: Fort Osage 03

VTD: Fort Osage 04

VTD: Fort Osage 05

VTD: Fort Osage 06

VTD: Fort Osage 07

VTD: Fort Osage 08

VTD: Fort Osage 09

VTD: Fort Osage 10

VTD: KC 1105

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Block: 290950009001012

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Block: 290950009002006

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VTD: KC 1202

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VTD: KC 1204

VTD: KC 1205

VTD: KC 1206

VTD: KC 1207

VTD: KC 1208

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VTD: KC 1212

VTD: KC 1301

VTD: KC 1303

VTD: KC 1304

VTD: KC 1305

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VTD: KC 1309

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VTD: KC 1312

VTD: KC 1313

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VTD: KC 2613

VTD: KC 311

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Block: 290950060001017

Block: 290950060001044

Block: 290950171002000

Block: 290950171002001

Block: 290950171002002

Block: 290950171002003

Block: 290950171002004

Block: 290950171002005

Block: 290950171002008

VTD: KC 314

Block: 290950057001011

Block: 290950057001018

Block: 290950057001019

Block: 290950057001026

Block: 290950057002012

Block: 290950057002017

Block: 290950057002018

Block: 290950057002019

Block: 290950057002020

Block: 290950057002021

VTD: KC 704

Block: 290950060001019

VTD: KC 706

Block: 290950060001021

Block: 290950060001022

Block: 290950060001023

Block: 290950060001024

Block: 290950060001025

Block: 290950060001026

Block: 290950060001027

Block: 290950060001028

Block: 290950060001029

Block: 290950060001036

VTD: KC 711

VTD: KC 713

Block: 290950078021005

Block: 290950078021006

Block: 290950171004026

Block: 290950171004028

VTD: KC 715

Block: 290950076002006

Block: 290950076002007

Block: 290950076002008

Block: 290950076002009

Block: 290950076002010

Block: 290950076002011

Block: 290950076002012

Block: 290950076002013

Block: 290950076002014

Block: 290950076002015

Block: 290950076002016

Block: 290950076002017

Block: 290950076003007

Block: 290950076003008

Block: 290950076003009

Block: 290950076003010

Block: 290950076003011

Block: 290950076003012

Block: 290950076003013

Block: 290950076003014

Block: 290950076003015

VTD: KC 716

Block: 290950077002002

Block: 290950077002011

Block: 290950077002012

Block: 290950077002013

Block: 290950077002014

Block: 290950077002015

Block: 290950077002016

Block: 290950077002017

Block: 290950077002018

Block: 290950077002019

Block: 290950077002020

Block: 290950077002021

Block: 290950077002022

Block: 290950077002023

Block: 290950077002026

Block: 290950077002027

VTD: KC 718

VTD: KC 905

VTD: KC WD13 PCT1302

VTD: KC WD2 PCT211

Block: 290950018004011

VTD: KC1314

VTD: Prairie 03

VTD: Prairie 04

VTD: Prairie 05

VTD: Prairie 06

VTD: Prairie 07

VTD: Prairie 08

VTD: Prairie 09

VTD: Prairie 11

VTD: Prairie 12

VTD: Prairie 13

VTD: Prairie 14

VTD: Prairie 15

VTD: Prairie 16

VTD: Prairie 17

VTD: Prairie 18

VTD: Prairie 19

VTD: Prairie 20

VTD: Prairie 21

VTD: Prairie 22

VTD: Prairie 23

VTD: Prairie 24

VTD: Prairie 26

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VTD: Prairie 46

VTD: Prairie 47

VTD: Prairie 48

VTD: Prairie 49

VTD: Prairie 50

VTD: Prairie 51

VTD: Prairie 52

VTD: Prairie 56

VTD: Prairie 59

VTD: Prairie 60

VTD: Prairie 62

VTD: Prarie 01

VTD: Prarie 02

VTD: Prarie 10

VTD: Prarie 25

VTD: Prarie 53

VTD: Prarie 54

VTD: Prarie 55

VTD: Prarie 57

VTD: Prarie 58

VTD: Prarie 61

VTD: Prarie 63

VTD: Sni-A-Bar 01

VTD: Sni-A-Bar 02

VTD: Sni-A-Bar 03

VTD: Sni-A-Bar 04

VTD: Sni-A-Bar 05

VTD: Sni-A-Bar 06

VTD: Sni-A-Bar 07

VTD: Sni-A-Bar 08

VTD: Sni-A-Bar 09

VTD: Sni-A-Bar 10

VTD: Sni-A-Bar 11

VTD: Sni-A-Bar 12

VTD: Sni-A-Bar 13

VTD: Sni-A-Bar 14

VTD: Sni-A-Bar 15

VTD: Sni-A-Bar 16

VTD: Sni-A-Bar 17

VTD: Sni-A-Bar 18

VTD: Sni-A-Bar 19

VTD: Sni-A-Bar 20

VTD: Sni-A-Bar 21

VTD: Sni-A-Bar 22

VTD: Sni-A-Bar 23

VTD: Sni-A-Bar 24

VTD: Sni-A-Bar 25

VTD: Sni-A-Bar 26

VTD: Sni-A-Bar 27

VTD: Sni-A-Bar 28

VTD: Sni-A-Bar 29

VTD: Sni-A-Bar 30

VTD: Sni-A-Bar 31

VTD: Sni-A-Bar 32

VTD: Sni-A-Bar 33

VTD: Sni-A-Bar 34

VTD: Sni-A-Bar 35

VTD: Sni-A-Bar 36

VTD: Sni-A-Bar 37

VTD: Sni-A-Bar 38

VTD: Sni-A-Bar 39

VTD: Sni-A-Bar 40

VTD: Sni-A-Bar 41

VTD: Sni-A-Bar 42

VTD: Sni-A-Bar 43

VTD: Sni-A-Bar 44

VTD: Sni-A-Bar 45

VTD: Sni-A-Bar 46

VTD: Sni-A-Bar 47

VTD: Sni-A-Bar 48

VTD: Sni-A-Bar 49

VTD: Sni-A-Bar 50

VTD: Sni-A-Bar 51

VTD: Sni-A-Bar 52

VTD: Sni-A-Bar 83

VTD: Van Buren 01

VTD: Van Buren 02

VTD: Van Buren 03

VTD: Van Buren 04

VTD: Van Buren 06

VTD: Van Buren 07

VTD: Van Buren 08

VTD: Van Buren 09

VTD: Van Buren 10

VTD: Van Buren 11

VTD: Van Buren 12

VTD: Van Buren 13

VTD: Van Buren 14

VTD: Van Buren 15

VTD: Van Buren 16

VTD: Van Buren 17

VTD: Van Buren 18

VTD: Van Buren 19

VTD: Washington 01

VTD: Washington 02

VTD: Washington 03

Block: 290950133094002

VTD: Washington 04

Block: 290950133092001

Block: 290950133092002

Block: 290950133092003

Block: 290950133092004

VTD: Washington 05

VTD: Washington 06

Block: 290950133013002

Block: 290950133014014

Block: 290950133014015

Block: 290950133014016

Block: 290950133014017

Block: 290950133014018

Block: 290950133014019

Block: 290950133014026

Block: 290950134011009

Block: 290950134011011

Block: 290950134011015

Block: 290950134011017

Block: 290950134011021

County: Lafayette MO

County: Moniteau MO

County: Randolph MO

County: Ray MO

County: Saline MO

128.466. The sixth congressional district shall be composed of the following:

County: Adair MO

County: Andrew MO

County: Atchison MO

County: Audrain MO

County: Buchanan MO

County: Caldwell MO

County: Clark MO

County: Clay MO

County: Clinton MO

County: Daviess MO

County: DeKalb MO

County: Gentry MO

County: Grundy MO

County: Harrison MO

County: Holt MO

County: Knox MO

County: Lewis MO

County: Linn MO

County: Livingston MO

County: Macon MO

County: Marion MO

County: Mercer MO

County: Monroe MO

County: Nodaway MO

County: Pike MO

VTD: Buffalo B

VTD: Buffalo C

VTD: Buffalo D

VTD: Buffalo E

VTD: Calumet F

VTD: Cuivre K

Block: 291634602001095

Block: 291634602001096

Block: 291634602001100

Block: 291634602003057

Block: 291634602003058

Block: 291634602003059

Block: 291634602003060

Block: 291634602003061

Block: 291634602003062

Block: 291634602003066

Block: 291634602003067

Block: 291634602003068

Block: 291634602003069

Block: 291634602003070

Block: 291634602003073

Block: 291634602003078

Block: 291634602003079

Block: 291634602003080

Block: 291634602003081

Block: 291634602003082

Block: 291634602003083

Block: 291634602003084

Block: 291634602003085

Block: 291634602003086

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Block: 291634602003099

Block: 291634602003100

Block: 291634602003102

Block: 291634602003103

Block: 291634602003104

Block: 291634602003105

Block: 291634602003106

Block: 291634602003109

Block: 291634602003110

Block: 291634602003111

Block: 291634602003117

Block: 291634602003118

Block: 291634602003157

Block: 291634602003158

Block: 291634602003159

Block: 291634603001042

Block: 291634603001043

Block: 291634603001044

Block: 291634603001046

Block: 291634603001047

Block: 291634603001048

Block: 291634603001055

Block: 291634603001056

Block: 291634603001057

Block: 291634603001058

Block: 291634603001061

Block: 291634604001023

Block: 291634604001024

Block: 291634604001025

Block: 291634604001026

Block: 291634604001063

Block: 291634604001064

Block: 291634604001065

Block: 291634604001066

Block: 291634604001078

Block: 291634604002000

Block: 291634604002001

Block: 291634604002002

Block: 291634604002003

Block: 291634604002004

Block: 291634604002005

Block: 291634604002006

Block: 291634604002007

Block: 291634604002008

Block: 291634604002009

Block: 291634604002012

Block: 291634604002013

Block: 291634604002014

Block: 291634604002015

Block: 291634604002016

Block: 291634604002017

Block: 291634604002018

Block: 291634604002019

Block: 291634604002020

Block: 291634604002021

Block: 291634604002022

Block: 291634604002025

Block: 291634604002026

Block: 291634604002029

Block: 291634604002030

Block: 291634604002032

Block: 291634604002033

Block: 291634604002037

Block: 291634604002038

Block: 291634604002039

Block: 291634604002040

Block: 291634604002041

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Block: 291634604002045

Block: 291634604002046

Block: 291634604002047

Block: 291634604002048

Block: 291634604002049

Block: 291634604003000

Block: 291634604003001

Block: 291634604003002

Block: 291634604003003

Block: 291634604003004

Block: 291634604003005

Block: 291634604003006

Block: 291634604003007

Block: 291634604003008

Block: 291634604003009

Block: 291634604003010

Block: 291634604003011

Block: 291634604003012

Block: 291634604003013

Block: 291634604003014

Block: 291634604003015

Block: 291634604003016

Block: 291634604003017

Block: 291634604003018

Block: 291634604003019

Block: 291634604003020

Block: 291634604003021

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Block: 291634604003030

Block: 291634604003033

Block: 291634604003034

Block: 291634604003035

Block: 291634604003036

Block: 291634604003037

Block: 291634604003038

Block: 291634605001109

VTD: Cuivre M

Block: 291634602001097

Block: 291634602001101

Block: 291634602001129

Block: 291634602001130

Block: 291634602002093

Block: 291634602002094

Block: 291634602002095

Block: 291634602002096

Block: 291634602002097

Block: 291634602002108

Block: 291634603001001

Block: 291634603001005

Block: 291634603001006

Block: 291634603001008

Block: 291634603001009

Block: 291634603001010

Block: 291634603001011

Block: 291634603001012

Block: 291634603001013

Block: 291634603001014

Block: 291634603001015

Block: 291634603001016

Block: 291634603001017

Block: 291634603001018

Block: 291634603001019

Block: 291634603001020

Block: 291634603001024

Block: 291634603001025

Block: 291634603001026

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Block: 291634603001037

Block: 291634603001040

Block: 291634603004036

Block: 291634603004037

Block: 291634604001000

Block: 291634604001001

Block: 291634604001002

Block: 291634604001003

VTD: Peno V

County: Platte MO

County: Putnam MO

County: Ralls MO

County: Schuyler MO

County: Scotland MO

County: Shelby MO

County: Sullivan MO

County: Worth MO

128.467. The seventh congressional district shall be composed of the following:

County: Barry MO

County: Christian MO

County: Dade MO

County: Greene MO

County: Jasper MO

County: Lawrence MO

County: McDonald MO

County: Newton MO

County: Stone MO

County: Taney MO

County: Webster MO

VTD: Benton

VTD: Diggins

Block: 292254703022046

Block: 292254703022047

Block: 292254703022049

Block: 292254703022052

Block: 292254703022053

Block: 292254703022054

Block: 292254703022055

Block: 292254703022065

Block: 292254703022066

Block: 292254703022067

Block: 292254703022074

Block: 292254703022075

Block: 292254703022086

Block: 292254703022087

Block: 292254703022088

Block: 292254703022089

Block: 292254703022090

Block: 292254703022091

Block: 292254703022093

Block: 292254703022099

Block: 292254704021000

Block: 292254704021001

Block: 292254704021002

Block: 292254704021003

Block: 292254704021004

Block: 292254704021009

Block: 292254704021010

Block: 292254704021011

Block: 292254704021012

Block: 292254704021016

Block: 292254704021073

Block: 292254704022004

Block: 292254704022005

Block: 292254704022017

Block: 292254704022018

Block: 292254704022019

Block: 292254704022023

Block: 292254704022105

VTD: Fordland

Block: 292254703011000

Block: 292254703011001

Block: 292254703011002

Block: 292254703011003

Block: 292254703011004

Block: 292254703011005

Block: 292254703011006

Block: 292254703011007

Block: 292254703011008

Block: 292254703011009

Block: 292254703011026

Block: 292254703011027

Block: 292254703011028

Block: 292254703012000

Block: 292254703012001

Block: 292254703012013

Block: 292254703012014

Block: 292254703012015

Block: 292254703012016

Block: 292254703012017

Block: 292254703012018

Block: 292254703012019

Block: 292254703012020

Block: 292254703012034

Block: 292254703012036

Block: 292254703012039

Block: 292254703012040

Block: 292254703012053

Block: 292254703012054

Block: 292254703012059

Block: 292254703012060

Block: 292254703012061

Block: 292254703012062

Block: 292254703012063

Block: 292254703012064

Block: 292254703012065

Block: 292254703012066

Block: 292254703012067

Block: 292254703012068

Block: 292254703012069

Block: 292254703012079

Block: 292254703022018

Block: 292254703022019

Block: 292254703022020

Block: 292254703022024

Block: 292254703022026

Block: 292254703022027

Block: 292254703022028

Block: 292254703022029

Block: 292254703022036

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Block: 292254703022094

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Block: 292254703022097

Block: 292254703022098

Block: 292254703023064

Block: 292254703023065

Block: 292254703023066

Block: 292254703023067

Block: 292254703023068

Block: 292254704021005

Block: 292254704021006

Block: 292254704021007

Block: 292254704021008

Block: 292254704021013

Block: 292254704021014

Block: 292254704021015

Block: 292254704021017

Block: 292254704021018

Block: 292254704021019

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Block: 292254704022021

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Block: 292254704022075

Block: 292254704022076

Block: 292254704022077

Block: 292254704022091

Block: 292254704022092

Block: 292254704022109

Block: 292254704022110

Block: 292254704022111

Block: 292254704022112

Block: 292254704022113

Block: 292254704022114

Block: 292254704022115

Block: 292254704022116

Block: 292254704022117

Block: 292254704022118

Block: 292254704022119

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Block: 292254704022121

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Block: 292254704022131

Block: 292254704022132

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Block: 292254704022134

Block: 292254704022135

Block: 292254704022136

Block: 292254704022137

Block: 292254704022138

Block: 292254704022139

Block: 292254704022140

Block: 292254704022141

Block: 292254704022142

Block: 292254704022145

VTD: Northview A

Block: 292254703022007

Block: 292254703022010

Block: 292254703022015

Block: 292254703022016

Block: 292254703022017

VTD: Northview B

Block: 292254703022008

Block: 292254703022009

Block: 292254703022011

Block: 292254703022012

Block: 292254703022013

Block: 292254703022014

Block: 292254703022030

Block: 292254703022031

Block: 292254703022032

Block: 292254703022033

Block: 292254703022034

Block: 292254703022035

Block: 292254703023030

Block: 292254703023032

Block: 292254703023052

Block: 292254703023053

Block: 292254703023054

Block: 292254703023062

Block: 292254703023063

Block: 292254703023069

Block: 292254703023079

128.468. The eighth congressional district shall be composed of the following:

County: Bollinger MO

County: Butler MO

County: Cape Girardeau MO

County: Carter MO

County: Crawford MO

County: Dent MO

County: Douglas MO

County: Dunklin MO

County: Howell MO

County: Iron MO

County: Jefferson MO

VTD: Airport

VTD: American Legion

VTD: Antonia

Block: 290997001241001

Block: 290997001241002

Block: 290997001241010

Block: 290997001241013

Block: 290997001242000

Block: 290997001242001

Block: 290997001242002

Block: 290997001242003

Block: 290997001242004

Block: 290997006043000

Block: 290997006043001

Block: 290997006043002

Block: 290997006043003

Block: 290997006043004

Block: 290997006043005

Block: 290997006043006

Block: 290997006043007

Block: 290997006043008

Block: 290997006043009

Block: 290997006043011

Block: 290997006043012

Block: 290997006043013

Block: 290997006043014

Block: 290997006051000

VTD: Arnold W-1

VTD: Arnold W-2

VTD: Arnold W-3

VTD: Arnold W-4

Block: 290997001181000

Block: 290997001181003

Block: 290997001181007

Block: 290997001181008

Block: 290997001181009

Block: 290997001181010

Block: 290997001181011

Block: 290997001181012

Block: 290997001181013

Block: 290997001181014

Block: 290997001181015

Block: 290997001181016

Block: 290997001181017

Block: 290997001181018

Block: 290997001181019

Block: 290997001181020

Block: 290997001181021

Block: 290997001181022

Block: 290997001182000

Block: 290997001182001

Block: 290997001182002

Block: 290997001182003

Block: 290997001182004

Block: 290997001182005

Block: 290997001182006

Block: 290997001182007

Block: 290997001182008

Block: 290997001182009

Block: 290997001182010

Block: 290997001182011

Block: 290997001182012

Block: 290997001184000

Block: 290997001184001

Block: 290997001184002

Block: 290997001184003

Block: 290997001184004

Block: 290997001184005

Block: 290997001184006

Block: 290997001184007

Block: 290997001184008

Block: 290997001184009

Block: 290997001184010

Block: 290997001192008

Block: 290997001192009

Block: 290997001192010

VTD: Athena

VTD: Barnhart

VTD: Crystal City W-1

VTD: Crystal City W-2

VTD: Crystal City W-3

VTD: Crystal City W-4

VTD: De Soto W-1

VTD: De Soto W-2

VTD: De Soto W-3

VTD: De Soto W-4

VTD: Festus Outside

VTD: Festus W-1

VTD: Festus W-2

VTD: Festus W-3

VTD: Festus W-4

VTD: Flamm City

VTD: Goldman

VTD: Grubville

VTD: Grubville 2

VTD: Hematite

VTD: Herculaneum

VTD: Herculaneum W-2

VTD: Herculaneum W-3

VTD: Hillsboro W-1

VTD: Hillsboro W-2

VTD: Hillsboro W-3

VTD: Hillsboro W-4

VTD: Imperial

VTD: Imperial 2

VTD: Jefferson R7

VTD: Kimmswick W-1

VTD: Lake Tishomingo

VTD: Mapaville

VTD: Marble Springs

VTD: Mastodon

VTD: Maxville

Block: 290997001132013

Block: 290997001132014

Block: 290997001132015

Block: 290997001132016

Block: 290997001132017

Block: 290997001132020

Block: 290997001161000

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Block: 290997001161006

Block: 290997001161007

Block: 290997001161008

Block: 290997001161009

Block: 290997001161010

Block: 290997001162000

Block: 290997001162001

Block: 290997001162002

Block: 290997001162003

Block: 290997001162004

Block: 290997001162005

Block: 290997001162006

Block: 290997001171005

Block: 290997001171006

Block: 290997001171007

Block: 290997001171008

Block: 290997001171009

Block: 290997001171010

Block: 290997001171011

Block: 290997001171019

Block: 290997001171020

Block: 290997001171021

Block: 290997001171022

Block: 290997001171023

Block: 290997001171024

Block: 290997001171025

Block: 290997001171026

Block: 290997001171027

Block: 290997001171028

Block: 290997001171029

Block: 290997001171030

VTD: Miller

VTD: Oakvale

VTD: Olympian Village

VTD: Pevely W-1

VTD: Pevely W-2

VTD: Pevely W-3

VTD: Pevely W-4

VTD: Plattin

VTD: Raintree

VTD: Riverview

VTD: Sunrise

VTD: Valle

VTD: Victoria

VTD: Vineland

VTD: Ware

VTD: Windsor

County: Madison MO

County: Mississippi MO

County: New Madrid MO

County: Oregon MO

County: Ozark MO

County: Pemiscot MO

County: Perry MO

County: Phelps MO

County: Reynolds MO

County: Ripley MO

County: Scott MO

County: Shannon MO

County: St. Francois MO

County: Ste. Genevieve MO

County: Stoddard MO

County: Texas MO

VTD: Burdine

VTD: Carroll

VTD: Cass

VTD: Clinton

VTD: Current

VTD: Date

VTD: Ozark

VTD: Pierce

VTD: Sargent

County: Washington MO

County: Wayne MO"; and

Further amend said bill,".

Senator Moon moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Hoskins and Onder.

SA 1 to **SA 1** failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Moon	Onder—7

NAYS—Senators

Arthur	Bernskoetter	Brown	Cierpiot	Crawford	Eslinger	Gannon

Hegeman	Hough	Luetkemeyer	May	O'Laughlin	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington	White
Williams—22						

Absent—Senators

Beck	Mosley	Schupp	Wieland—4

Absent with leave—Senator Bean—1

Vacancies—None

Senator Bernskoetter assumed the Chair.

Senator Hough assumed the Chair.

Senator Crawford assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Crawford assumed the Chair.

Senator Onder moved that the Senate adjourn under the rules, which motion failed on a standing division vote.

Senator Koenig offered **SA 2** to **SA 1**:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute No. 2 for House Committee Substitute for House Bill No. 2117, Page 1, Line 1, by inserting after "2117," the following: "pages 2-27, Section 128.461, by striking all of said section from the bill; and

Further amend said bill, section 128.462, pages 27-83, by striking all of said section from the bill; and

Further amend said bill, section 128.463, pages 83-117, by striking all of said section from the bill; and

Further amend said bill, section 128.464, pages 117-130, by striking all of said section from the bill; and

Further amend said bill, section 128.465, pages 130-157, by striking all of said section from the bill; and

Further amend said bill, section 128.466, pages 157-163, by striking all of said section from the bill; and

Further amend said bill, section 128.467, pages 163-169, by striking all of said section from the bill; and

Further amend said bill, section 128.468, pages 169-179, by striking all of said section from the bill and inserting in lieu thereof the following:

"**128.461. The first congressional district shall be composed of the following:**

County: St. Louis City MO

County: St. Louis MO

VTD: AP001

VTD: AP002

VTD: AP003

VTD: AP004

VTD: AP005

VTD: AP006

VTD: AP007

VTD: AP008

VTD: AP009

VTD: AP010

VTD: AP011

VTD: AP012

VTD: AP013

VTD: AP014

VTD: AP015

VTD: AP016

VTD: AP017

VTD: AP018

VTD: AP019

VTD: AP020

VTD: AP021

VTD: AP022

VTD: AP023

VTD: AP024

VTD: AP025

VTD: AP026

VTD: AP027

VTD: AP028

VTD: AP029

VTD: AP030

VTD: AP031

VTD: AP032

VTD: AP033

VTD: AP034

VTD: AP035

VTD: AP036

VTD: AP037

VTD: AP038

VTD: AP039

VTD: AP040

VTD: AP041

VTD: AP042

VTD: AP043

VTD: AP044

VTD: AP045

VTD: AP046

VTD: AP047

VTD: AP048

VTD: AP049

VTD: AP050

VTD: AP051

VTD: AP200

VTD: AP201

VTD: AP202

VTD: AP203

VTD: AP206

VTD: AP207

VTD: AP208

VTD: AP211

VTD: AP214

VTD: AP215

VTD: AP216

VTD: AP217

VTD: AP218

VTD: AP225

VTD: AP230

VTD: AP232

VTD: AP233

VTD: AP237

VTD: CC002

VTD: CC003

VTD: CC004

Block: 291892151022007

Block: 291892151022008

Block: 291892151022009

Block: 291892151022010

Block: 291892151022011

Block: 291892151022012

Block: 291892151022013

Block: 291892151022014

Block: 291892151023025

VTD: CC005

VTD: CC006

VTD: CC007

VTD: CC008

VTD: CC009

Block: 291892151021030

VTD: CC012

VTD: CC013

VTD: CC017

VTD: CC018

VTD: CC022

VTD: CC023

Block: 291892153011001

Block: 291892153011002

Block: 291892153011003

Block: 291892153011004

Block: 291892153011005

Block: 291892153011007

Block: 291892153011008

Block: 291892153011009

VTD: CC024

VTD: CC027

Block: 291892153022008

Block: 291892153022009

Block: 291892153022011

Block: 291892153023004

Block: 291892153023005

Block: 291892153023006

Block: 291892153023007

Block: 291892153023008

Block: 291892153023009

Block: 291892153023010

Block: 291892153023011

Block: 291892153023012

Block: 291892153023013

Block: 291892153023014

Block: 291892153023015

Block: 291892153023016

Block: 291892153023017

Block: 291892153023018

Block: 291892153023019

Block: 291892153023020

Block: 291892153023021

Block: 291892153024000

Block: 291892153024002

Block: 291892153024003

Block: 291892153024004

Block: 291892153024005

Block: 291892153024006

Block: 291892153024007

Block: 291892153024008

Block: 291892153024009

Block: 291892153024010

VTD: CC030

VTD: CC031

VTD: CC033

VTD: CC035

VTD: CC037

VTD: CC038

VTD: CC041

VTD: CC042

VTD: CC043

VTD: CC044

VTD: CC045

VTD: CC046

VTD: CC047

VTD: CC048

VTD: CC050

VTD: CC051

VTD: CC053

VTD: CC054

VTD: CC056

VTD: CC057

VTD: CC058

VTD: CC201

VTD: CC202

VTD: CC203

VTD: CC205

VTD: CC208

VTD: CC221

VTD: CLA001

VTD: CLA002

VTD: CLA003

VTD: CLA004

VTD: CLA005

VTD: CLA007

Block: 291892154004005

Block: 291892154004006

Block: 291892154004007

Block: 291892154004015

VTD: CLA008

VTD: CLA009

VTD: CLA010

VTD: CLA011

VTD: CLA013

Block: 291892154003013

Block: 291892154003014

Block: 291892154004000

Block: 291892154004001

Block: 291892154004002

Block: 291892154004003

Block: 291892154004008

Block: 291892154004013

Block: 291892165004021

VTD: CLA014

VTD: CLA017

VTD: CLA019

VTD: CLA020

VTD: CLA021

VTD: CLA022

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Block: 291892189021018

Block: 291892189021019

Block: 291892189022011

Block: 291892189022013

Block: 291892189022014

Block: 291892189022015

Block: 291892189022016

VTD: CLA023

VTD: CLA027

VTD: CLA028

VTD: CLA029

VTD: CLA035

Block: 291892174001020

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Block: 291892174003003

Block: 291892174003004

Block: 291892174003005

Block: 291892174003006

Block: 291892174003007

Block: 291892174003008

Block: 291892174003009

Block: 291892174004001

Block: 291892174004002

Block: 291892174004003

Block: 291892174004004

Block: 291892174004006

Block: 291892174004007

Block: 291892174004008

Block: 291892174004009

Block: 291892174004010

Block: 291892174004011

Block: 291892174004012

Block: 291892174004013

Block: 291892174004014

Block: 291892174004015

Block: 291892174004016

Block: 291892174004017

Block: 291892174004018

Block: 291892174004019

VTD: CLA038

VTD: CLA039

VTD: CLA041

VTD: CLA043

VTD: CLA044

VTD: CLA046

VTD: CLA047

VTD: CLA050

VTD: CLA051

VTD: CLA052

VTD: CLA200

VTD: CLA206

VTD: FER001

VTD: FER002

VTD: FER003

VTD: FER004

VTD: FER005

VTD: FER006

VTD: FER007

VTD: FER008

VTD: FER009

VTD: FER010

VTD: FER011

VTD: FER012

VTD: FER013

VTD: FER014

VTD: FER015

VTD: FER016

VTD: FER017

VTD: FER018

VTD: FER019

VTD: FER020

VTD: FER021

VTD: FER022

VTD: FER023

VTD: FER024

VTD: FER025

VTD: FER026

VTD: FER027

VTD: FER028

VTD: FER029

VTD: FER030

VTD: FER031

VTD: FER032

VTD: FER033

VTD: FER034

VTD: FER035

VTD: FER036

VTD: FER037

VTD: FER038

VTD: FER039

VTD: FER040

VTD: FER041

VTD: FER042

VTD: FER043

VTD: FER044

VTD: FER045

VTD: FER046

VTD: FER206

VTD: FER207

VTD: FER208

VTD: FLO001

VTD: FLO002

VTD: FLO003

VTD: FLO004

VTD: FLO005

VTD: FLO006

VTD: FLO007

VTD: FLO008

VTD: FLO009

VTD: FLO010

VTD: FLO011

VTD: FLO012

VTD: FLO013

VTD: FLO014

VTD: FLO015

VTD: FLO016

VTD: FLO017

VTD: FLO018

VTD: FLO019

VTD: FLO020

VTD: FLO021

VTD: FLO022

VTD: FLO023

VTD: FLO024

VTD: FLO025

VTD: FLO026

VTD: FLO027

VTD: FLO028

VTD: FLO029

VTD: FLO030

VTD: FLO031

VTD: FLO200

VTD: FLO201

VTD: FLO205

VTD: FLO207

VTD: HAD001

VTD: HAD004

VTD: HAD005

VTD: HAD008

VTD: HAD009

VTD: HAD010

VTD: HAD011

VTD: HAD012

VTD: HAD014

VTD: HAD015

VTD: HAD016

VTD: HAD017

VTD: HAD018

VTD: HAD021

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Block: 291892167001007

Block: 291892167001008

Block: 291892167001009

Block: 291892167001010

Block: 291892167001013

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Block: 291892167002001

Block: 291892167002002

Block: 291892167002003

Block: 291892167002004

Block: 291892167002005

Block: 291892167002006

Block: 291892167002007

Block: 291892167002008

Block: 291892167002009

Block: 291892167002010

Block: 291892167002011

Block: 291892167002012

Block: 291892167002013

VTD: HAD026

Block: 291892167001001

Block: 291892167001002

Block: 291892167001003

Block: 291892167001004

Block: 291892167001005

VTD: HAD034

VTD: HAD035

VTD: JEF007

VTD: JEF010

Block: 291892194001026

VTD: JEF012

VTD: JEF013

VTD: JEF014

Block: 291892191001007

Block: 291892191001008

Block: 291892191001010

Block: 291892191001011

Block: 291892191001012

Block: 291892191002003

Block: 291892191002004

Block: 291892191002005

Block: 291892191002006

Block: 291892191002007

Block: 291892191002008

Block: 291892191002009

Block: 291892191003000

Block: 291892191003001

Block: 291892191003002

Block: 291892191003003

Block: 291892191003004

Block: 291892191003005

Block: 291892191003006

Block: 291892191003007

Block: 291892191003008

Block: 291892191003009

Block: 291892191003010

Block: 291892191003011

Block: 291892191003012

Block: 291892191003013

Block: 291892191004000

Block: 291892191004001

Block: 291892191004002

Block: 291892191004003

Block: 291892191004004

Block: 291892191004005

Block: 291892191004006

Block: 291892191004007

VTD: JEF016

VTD: JEF017

VTD: JEF018

Block: 291892191003014

Block: 291892191003015

Block: 291892191003016

Block: 291892191004008

Block: 291892191004009

Block: 291892191004010

Block: 291892191004011

Block: 291892191004012

Block: 291892192002009

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Block: 291892192002011

Block: 291892192002012

Block: 291892192002013

Block: 291892192002014

Block: 291892192002015

Block: 291892192002016

Block: 291892192002017

Block: 291892192002018

Block: 291892192002019

Block: 291892192002020

Block: 291892192002021

Block: 291892192002022

Block: 291892192002023

Block: 291892195011001

Block: 291892195011002

Block: 291892195011003

VTD: JEF020

VTD: JEF022

VTD: JEF024

VTD: JEF025

VTD: JEF026

VTD: JEF027

VTD: JEF030

Block: 291892195011000

VTD: JEF033

VTD: JEF035

VTD: JEF036

VTD: LC001

VTD: LC002

VTD: LC003

VTD: LC004

VTD: LC005

VTD: LC006

VTD: LC007

VTD: LC008

VTD: LC009

VTD: LC010

VTD: LC011

VTD: LC012

VTD: LC013

VTD: LC014

VTD: LC015

VTD: LC016

VTD: LC017

VTD: LC018

VTD: LC019

VTD: LC020

VTD: LC021

VTD: LC022

VTD: LC023

VTD: LC024

VTD: LC025

VTD: LC026

VTD: LC027

VTD: LC028

VTD: LC029

VTD: LC030

VTD: LC031

VTD: LC032

VTD: LC033

VTD: LC200

VTD: LC203

VTD: LC204

VTD: LC209

VTD: MHT008

VTD: MHT010

VTD: MHT011

Block: 291892151031002

Block: 291892151031032

Block: 291892151454006

Block: 291892151454008

Block: 291892151454009

Block: 291892151454010

Block: 291892151454011

Block: 291892151462005

VTD: MHT013

VTD: MHT014

VTD: MHT015

Block: 291892151441016

VTD: MHT017

VTD: MHT018

VTD: MHT021

VTD: MHT025

VTD: MHT028

VTD: MHT033

VTD: MHT034

Block: 291892151413003

Block: 291892151413009

Block: 291892151413016

VTD: MHT040

Block: 291892151413000

Block: 291892151413006

Block: 291892151413007

Block: 291892151413008

VTD: MHT043

VTD: MHT046

VTD: MHT048

VTD: MHT052

Block: 291892151454005

VTD: MHT058

Block: 291892151453013

Block: 291892151454007

VTD: MHT200

VTD: MHT206

VTD: MID001

VTD: MID002

VTD: MID003

VTD: MID004

VTD: MID005

VTD: MID006

VTD: MID007

VTD: MID008

VTD: MID009

VTD: MID010

VTD: MID011

VTD: MID012

VTD: MID013

VTD: MID014

VTD: MID015

VTD: MID016

VTD: MID017

VTD: MID018

VTD: MID019

VTD: MID020

VTD: MID021

VTD: MID022

VTD: MID023

VTD: MID024

VTD: MID025

VTD: MID026

VTD: MID027

VTD: MID028

VTD: MID029

VTD: MID030

VTD: MID031

VTD: MID032

VTD: MID033

VTD: MID034

VTD: MID035

VTD: MID036

VTD: MID037

VTD: MID038

VTD: MID039

VTD: MID040

VTD: MID041

VTD: MID042

VTD: MID043

VTD: MID044

VTD: MID045

VTD: MID046

VTD: MID047

VTD: MID048

VTD: MID049

VTD: MID050

VTD: MID051

VTD: MID052

VTD: MID053

VTD: MID054

VTD: MID055

VTD: MID056

VTD: MID057

VTD: MID058

VTD: MID059

VTD: MID060

VTD: MID061

VTD: MID200

VTD: MID201

VTD: MID202

VTD: MID204

VTD: NOR001

VTD: NOR002

VTD: NOR003

VTD: NOR004

VTD: NOR005

VTD: NOR006

VTD: NOR007

VTD: NOR008

VTD: NOR009

VTD: NOR010

VTD: NOR011

VTD: NOR012

VTD: NOR013

VTD: NOR014

VTD: NOR015

VTD: NOR016

VTD: NOR017

VTD: NOR018

VTD: NOR019

VTD: NOR020

VTD: NOR021

VTD: NOR022

VTD: NOR023

VTD: NOR024

VTD: NOR025

VTD: NOR026

VTD: NOR027

VTD: NOR028

VTD: NOR029

VTD: NOR030

VTD: NOR031

VTD: NOR032

VTD: NOR033

VTD: NOR034

VTD: NOR035

VTD: NOR036

VTD: NOR037

VTD: NOR038

VTD: NOR039

VTD: NOR040

VTD: NOR041

VTD: NOR042

VTD: NOR043

VTD: NOR044

VTD: NOR045

VTD: NOR046

VTD: NOR047

VTD: NOR048

VTD: NOR049

VTD: NOR050

VTD: NOR051

VTD: NOR052

VTD: NOR053

VTD: NOR054

VTD: NOR055

VTD: NOR056

VTD: NOR200

VTD: NOR201

VTD: NOR202

VTD: NOR203

VTD: NOR204

VTD: NOR208

VTD: NOR213

VTD: NOR218

VTD: NOR222

VTD: NRW001

VTD: NRW002

VTD: NRW003

VTD: NRW004

VTD: NRW005

VTD: NRW006

VTD: NRW007

VTD: NRW008

VTD: NRW009

VTD: NRW010

VTD: NRW011

VTD: NRW012

VTD: NRW013

VTD: NRW014

VTD: NRW015

VTD: NRW016

VTD: NRW017

VTD: NRW018

VTD: NRW019

VTD: NRW020

VTD: NRW021

VTD: NRW022

VTD: NRW023

VTD: NRW024

VTD: NRW025

VTD: NRW026

VTD: NRW027

VTD: NRW028

VTD: NRW029

VTD: NRW030

VTD: NRW031

VTD: NRW032

VTD: NRW033

VTD: NRW034

VTD: NRW035

VTD: NRW036

VTD: NRW037

VTD: NRW038

VTD: NRW039

VTD: NRW040

VTD: NRW041

VTD: NRW042

VTD: NRW043

VTD: NRW044

VTD: NRW045

VTD: NRW046

VTD: NRW047

VTD: NRW048

VTD: NRW049

VTD: NRW050

VTD: NRW051

VTD: NRW200

VTD: NRW201

VTD: NRW202

VTD: NRW203

VTD: NRW204

VTD: NRW205

VTD: NW001

VTD: NW002

VTD: NW003

VTD: NW004

VTD: NW005

VTD: NW006

VTD: NW007

VTD: NW008

VTD: NW009

VTD: NW010

VTD: NW011

VTD: NW012

VTD: NW013

Block: 291892151431003

Block: 291892151431005

Block: 291892151431007

Block: 291892151431019

Block: 291892151431020

Block: 291892151431021

Block: 291892151431029

Block: 291892151431030

Block: 291892151431044

Block: 291892151431045

Block: 291892151431046

Block: 291892151431047

Block: 291892151431048

Block: 291892151431049

Block: 291892151431050

Block: 291892151431051

Block: 291892151431052

Block: 291892151431053

Block: 291892151431054

Block: 291892151431055

Block: 291892151431056

Block: 291892151431057

Block: 291892151431063

VTD: NW014

VTD: NW015

VTD: NW016

VTD: NW017

VTD: NW018

VTD: NW019

VTD: NW020

VTD: NW021

VTD: NW022

VTD: NW023

VTD: NW024

VTD: NW025

VTD: NW026

VTD: NW027

VTD: NW028

VTD: NW029

VTD: NW030

VTD: NW031

VTD: NW032

VTD: NW033

VTD: NW034

VTD: NW035

VTD: NW036

VTD: NW037

VTD: NW039

VTD: NW040

VTD: NW041

VTD: NW042

VTD: NW043

VTD: NW044

VTD: NW045

VTD: NW046

VTD: NW047

VTD: NW048

VTD: NW049

VTD: NW050

VTD: NW051

VTD: NW052

VTD: NW200

VTD: NW201

VTD: NW202

VTD: NW203

VTD: NW204

VTD: NW205

VTD: NW206

VTD: NW207

VTD: NW208

VTD: NW209

VTD: NW210

VTD: NW211

VTD: NW212

VTD: NW213

VTD: NW214

VTD: NW215

VTD: NW216

VTD: NW217

VTD: NW219

VTD: NW220

VTD: NW224

VTD: NW225

VTD: NW226

VTD: NW227

VTD: NW229

VTD: SF001

VTD: SF002

VTD: SF003

VTD: SF004

VTD: SF005

VTD: SF006

VTD: SF007

VTD: SF008

VTD: SF009

VTD: SF010

VTD: SF011

VTD: SF012

VTD: SF013

VTD: SF014

VTD: SF015

VTD: SF016

VTD: SF017

VTD: SF018

VTD: SF019

VTD: SF020

VTD: SF021

VTD: SF022

VTD: SF023

VTD: SF024

VTD: SF025

VTD: SF026

VTD: SF027

VTD: SF028

VTD: SF029

VTD: SF030

VTD: SF031

VTD: SF032

VTD: SF033

VTD: SF034

VTD: SF035

VTD: SF200

VTD: SPL001

VTD: SPL002

VTD: SPL003

VTD: SPL004

VTD: SPL005

VTD: SPL006

VTD: SPL007

VTD: SPL008

VTD: SPL009

VTD: SPL010

VTD: SPL011

VTD: SPL012

VTD: SPL013

VTD: SPL014

VTD: SPL015

VTD: SPL016

VTD: SPL017

VTD: SPL018

VTD: SPL019

VTD: SPL020

VTD: SPL021

VTD: SPL022

VTD: SPL023

VTD: SPL024

VTD: SPL025

VTD: SPL026

VTD: SPL027

VTD: SPL028

VTD: SPL201

VTD: SPL202

VTD: SPL207

VTD: SPL208

VTD: UNV001

VTD: UNV002

VTD: UNV003

VTD: UNV004

VTD: UNV005

VTD: UNV006

VTD: UNV007

VTD: UNV008

VTD: UNV009

VTD: UNV010

VTD: UNV011

VTD: UNV012

VTD: UNV013

VTD: UNV014

VTD: UNV015

VTD: UNV016

VTD: UNV017

VTD: UNV018

VTD: UNV019

VTD: UNV020

VTD: UNV021

VTD: UNV022

VTD: UNV023

VTD: UNV024

VTD: UNV025

VTD: UNV026

VTD: UNV027

VTD: UNV028

VTD: UNV029

VTD: UNV030

VTD: UNV031

VTD: UNV032

VTD: UNV033

VTD: UNV034

VTD: UNV035

VTD: UNV036

VTD: UNV037

VTD: UNV038

VTD: UNV039

VTD: UNV040

VTD: UNV041

VTD: UNV042

VTD: UNV043

VTD: UNV045

VTD: UNV201

VTD: UNV202

VTD: UNV205

VTD: UNV206

VTD: UNV208

128.462. The second congressional district shall be composed of the following:

County: Franklin MO

VTD: CATAWISSA

VTD: DRY BRANCH

VTD: DUEMLER

VTD: GILDEHAUS

Block: 290718001031025

Block: 290718001031026

Block: 290718001031039

Block: 290718001031045

Block: 290718001041044

Block: 290718001041045

Block: 290718001041046

Block: 290718001041047

Block: 290718001041049

Block: 290718001041050

Block: 290718001041056

Block: 290718001041057

Block: 290718001041058

Block: 290718001041059

Block: 290718001041060

Block: 290718001041061

Block: 290718001041062

Block: 290718001041064

Block: 290718001041066

Block: 290718001041067

Block: 290718001041068

Block: 290718001041069

Block: 290718002023019

Block: 290718002023020

Block: 290718002023021

Block: 290718002023022

Block: 290718002023027

Block: 290718002023030

Block: 290718002023031

Block: 290718002023032

Block: 290718002023033

Block: 290718002023034

Block: 290718002023035

Block: 290718002023036

Block: 290718002023037

Block: 290718002023038

Block: 290718002023039

Block: 290718006032000

Block: 290718006032001

Block: 290718006032002

Block: 290718006032003

Block: 290718006032004

Block: 290718006032006

Block: 290718006032007

Block: 290718006032008

VTD: GRAY SUMMIT

VTD: JEFFRIESBURG

Block: 290718004031014

Block: 290718004031015

Block: 290718004031016

Block: 290718004031017

Block: 290718004031035

Block: 290718004031036

Block: 290718004031037

Block: 290718004031038

Block: 290718004031039

Block: 290718004031040

Block: 290718004031041

Block: 290718004031046

Block: 290718004031054

Block: 290718004031055

Block: 290718004031056

Block: 290718004031059

Block: 290718004031060

Block: 290718004031061

Block: 290718004031062

Block: 290718004031063

Block: 290718004031065

Block: 290718004031066

Block: 290718004031067

Block: 290718004031068

Block: 290718004031070

Block: 290718004031071

Block: 290718004031072

Block: 290718004031073

Block: 290718004033038

Block: 290718004033041

Block: 290718004033042

Block: 290718004033043

Block: 290718005012000

Block: 290718005012001

Block: 290718005012002

Block: 290718005012003

Block: 290718005012004

Block: 290718005012005

Block: 290718005012006

Block: 290718005012007

Block: 290718005012008

Block: 290718005012026

Block: 290718005012027

Block: 290718005012028

Block: 290718005012029

Block: 290718005012030

Block: 290718005012031

Block: 290718006051004

Block: 290718006051005

Block: 290718006051006

Block: 290718006051007

Block: 290718006051008

Block: 290718006051009

Block: 290718006051010

VTD: KRAKOW

Block: 290718002021019

Block: 290718002021020

Block: 290718002021021

Block: 290718002021022

Block: 290718002021023

Block: 290718002021024

Block: 290718002021025

Block: 290718002021026

Block: 290718002021027

Block: 290718002021028

Block: 290718004031000

Block: 290718004031001

Block: 290718004031003

Block: 290718004031004

Block: 290718004031005

Block: 290718004031006

Block: 290718004031008

Block: 290718004031009

Block: 290718004031010

Block: 290718004031011

Block: 290718004031012

Block: 290718004031013

Block: 290718004031018

Block: 290718004031019

Block: 290718004031020

Block: 290718004031021

Block: 290718004031022

Block: 290718004031023

Block: 290718004031047

Block: 290718004031048

Block: 290718004031049

Block: 290718004031050

Block: 290718004031051

Block: 290718004031052

Block: 290718004031053

Block: 290718004031069

Block: 290718004032009

Block: 290718004032010

Block: 290718004032017

Block: 290718004032018

Block: 290718004032019

Block: 290718004032021

Block: 290718004032022

Block: 290718006031000

Block: 290718006031001

Block: 290718006031002

Block: 290718006031003

Block: 290718006031004

Block: 290718006031005

Block: 290718006031010

VTD: LABADIE

VTD: LUEBBERING

VTD: MIRAMIGUOA VILLAGE

VTD: PACIFIC OUT OF TOWN

VTD: PACIFIC WARD 1

VTD: PACIFIC WARD 2

VTD: PACIFIC WARD 3

VTD: PARKWAY VILLAGE

VTD: PRAIRIE DELL

VTD: ROBERTSVILLE

VTD: ST ALBANS

VTD: ST CLAIR OUT OF TOWN

VTD: ST CLAIR WARD 1

VTD: ST CLAIR WARD 2

VTD: STANTON

Block: 290718005013002

Block: 290718005013003

Block: 290718005013004

Block: 290718005013005

Block: 290718005013006

Block: 290718005013007

Block: 290718005013009

Block: 290718005013022

Block: 290718005013023

Block: 290718010001008

Block: 290718010001044

Block: 290718011011015

Block: 290718011011044

Block: 290718011011045

VTD: SULLIVAN OUT OF TOWN

Block: 290718010001000

Block: 290718010001001

Block: 290718010001002

Block: 290718010001004

Block: 290718010001033

Block: 290718010001034

Block: 290718010001035

Block: 290718010001036

Block: 290718010001037

Block: 290718010001038

Block: 290718010001039

Block: 290718010001040

Block: 290718010001041

Block: 290718010001042

Block: 290718010001043

Block: 290718010001048

Block: 290718010002012

Block: 290718010002013

Block: 290718010002014

Block: 290718010002039

Block: 290718010002040

Block: 290718010002041

Block: 290718010002042

Block: 290718010002043

Block: 290718011011012

Block: 290718011011019

Block: 290718011011028

Block: 290718011011043

Block: 290718011011068

VTD: UNION OUT OF TOWN

VTD: UNION WARD 1

VTD: UNION WARD 2

VTD: UNION WARD 3

VTD: UNION WARD 4

VTD: VILLA RIDGE

County: Iron MO

VTD: Belleview

VTD: Ghermanville

VTD: Ironton

Block: 290939502001018

Block: 290939502001019

Block: 290939502001043

Block: 290939502001048

Block: 290939502002000

Block: 290939502002001

Block: 290939502002002

Block: 290939502002003

Block: 290939502002005

Block: 290939503001003

Block: 290939503001004

Block: 290939503001005

Block: 290939503001006

Block: 290939503001007

Block: 290939503001008

Block: 290939503001009

Block: 290939503001011

Block: 290939503001012

Block: 290939503001013

Block: 290939503001016

Block: 290939503001033

Block: 290939503001034

Block: 290939503001035

Block: 290939503001036

Block: 290939503001039

Block: 290939503001040

Block: 290939503001041

Block: 290939503001042

Block: 290939503001045

Block: 290939503001046

Block: 290939503001047

Block: 290939503001048

Block: 290939503001049

Block: 290939503001050

Block: 290939503001051

Block: 290939503001052

Block: 290939503001056

Block: 290939503001057

Block: 290939503002000

Block: 290939503002001

Block: 290939503002004

Block: 290939503002005

Block: 290939503002006

Block: 290939503002007

Block: 290939503002008

Block: 290939503002009

Block: 290939503002010

Block: 290939503002011

Block: 290939503002012

Block: 290939503002013

Block: 290939503002016

Block: 290939503002017

Block: 290939503002018

Block: 290939503002019

Block: 290939503002020

Block: 290939503002021

Block: 290939503002022

Block: 290939503002023

Block: 290939503002024

Block: 290939503002025

Block: 290939503003033

VTD: Pilot Knob

VTD: Viburnum

County: St. Charles MO

VTD: All Saints

Block: 291833117353000

Block: 291833117353001

Block: 291833117391006

Block: 291833117391007

Block: 291833117391009

VTD: Amber Meadows

Block: 291833117371001

Block: 291833117371002

Block: 291833117371003

Block: 291833117371004

Block: 291833117371005

Block: 291833117371006

Block: 291833117371007

Block: 291833117371008

Block: 291833117371009

Block: 291833117371010

Block: 291833117372006

Block: 291833117372010

Block: 291833117372011

Block: 291833117372012

Block: 291833117372013

VTD: Augusta

Block: 291833122041027

Block: 291833122041031

Block: 291833122041032

Block: 291833122041033

Block: 291833122041034

Block: 291833122041037

Block: 291833122041038

Block: 291833122042001

Block: 291833122042002

Block: 291833122042003

Block: 291833122042004

Block: 291833122042005

Block: 291833122042006

Block: 291833122042007

Block: 291833122042008

Block: 291833122042009

Block: 291833122042010

Block: 291833122042011

Block: 291833122042012

Block: 291833122042013

Block: 291833122042014

Block: 291833122042015

Block: 291833122042016

Block: 291833122042017

Block: 291833122042018

Block: 291833122042019

Block: 291833122042028

Block: 291833122043006

Block: 291839800001034

Block: 291839800001037

Block: 291839800001038

Block: 291839800001039

Block: 291839800001041

VTD: Bayfield

VTD: Callaway

Block: 291833122041000

Block: 291833122041001

Block: 291833122041002

Block: 291833122041003

Block: 291833122041004

Block: 291833122041005

Block: 291833122041006

Block: 291833122041007

Block: 291833122041008

Block: 291833122041009

Block: 291833122041010

Block: 291833122041011

Block: 291833122041012

Block: 291833122041013

Block: 291833122041014

Block: 291833122041015

Block: 291833122041016

Block: 291833122041017

Block: 291833122041018

Block: 291833122041019

Block: 291833122041020

Block: 291833122041021

Block: 291833122041022

Block: 291833122041023

Block: 291833122041024

Block: 291833122041025

Block: 291833122041026

Block: 291833122041028

Block: 291833122041029

Block: 291833122041030

Block: 291833122041035

Block: 291833122041039

Block: 291833122041041

Block: 291833122041042

Block: 291833122041043

Block: 291833122041044

Block: 291833122041052

Block: 291833122041053

Block: 291833122043002

Block: 291833122043003

Block: 291833122043004

Block: 291833122043005

Block: 291833122044000

Block: 291833122044002

Block: 291833122044003

Block: 291833122044004

Block: 291833122044005

Block: 291833122044006

Block: 291833122044007

Block: 291833122044008

Block: 291833122062033

Block: 291833122062040

Block: 291833122062041

Block: 291833122062042

VTD: Canvas Cove

VTD: Carriage Hills

VTD: Coachman

Block: 291833111242000

Block: 291833111242001

Block: 291833111242002

Block: 291833111242003

Block: 291833111242004

Block: 291833111242005

Block: 291833111242006

Block: 291833111242007

Block: 291833111242008

Block: 291833111242009

Block: 291833111242010

Block: 291833111242011

Block: 291833111242012

Block: 291833111242013

Block: 291833111242014

Block: 291833111242015

Block: 291833111243002

Block: 291833111243003

Block: 291833111243004

Block: 291833111243005

Block: 291833111243015

Block: 291833111243016

Block: 291833111243019

Block: 291833111243020

Block: 291833111243025

Block: 291833111243026

Block: 291833111243027

Block: 291833111243028

Block: 291833111243029

Block: 291833111243030

Block: 291833111243031

Block: 291833111243043

VTD: DuVall

VTD: Feise

VTD: Fieldcrest

VTD: Freymuth

VTD: Hawk Ridge

VTD: Hopewell

VTD: Keystone

VTD: Monticello

Block: 291833111512000

Block: 291833111512008

Block: 291833111512009

Block: 291833111512010

Block: 291833111512012

Block: 291833111512014

Block: 291833111512015

Block: 291833111512017

Block: 291833111512018

Block: 291833111513005

Block: 291833111513006

Block: 291833111514000

Block: 291833111514037

VTD: New Melle

VTD: Phoenix

VTD: Pioneer

VTD: Regatta Bay

Block: 291833119092024

Block: 291833119092028

Block: 291833119092029

Block: 291833119092030

Block: 291833119092031

VTD: Starbuck

Block: 291833117353002

Block: 291833117353003

Block: 291833117353004

Block: 291833117353005

Block: 291833117353006

Block: 291833117353007

Block: 291833117353008

Block: 291833117353009

Block: 291833117353010

Block: 291833117353011

Block: 291833117391008

Block: 291833117391010

Block: 291833117392000

Block: 291833117392001

Block: 291833117392002

Block: 291833117392003

Block: 291833117392004

Block: 291833117392005

Block: 291833117393000

Block: 291833117393001

Block: 291833117393002

Block: 291833117393014

Block: 291833117401011

VTD: Summerset

Block: 291833111514001

Block: 291833111514002

Block: 291833111514003

Block: 291833111514004

Block: 291833111514005

Block: 291833111514006

Block: 291833111514009

Block: 291833111514015

Block: 291833111514016

Block: 291833111514022

Block: 291833111514023

Block: 291833111514024

Block: 291833111514025

Block: 291833111514026

Block: 291833111514027

Block: 291833111514028

Block: 291833111514029

Block: 291833111514038

Block: 291833111514039

Block: 291833111521000

Block: 291833111521001

Block: 291833111521002

Block: 291833111521003

Block: 291833111521004

Block: 291833111521005

Block: 291833111521006

Block: 291833111521007

Block: 291833111521008

Block: 291833111521009

Block: 291833111521010

Block: 291833111521011

Block: 291833111521012

Block: 291833111521013

Block: 291833111521014

Block: 291833111521015

Block: 291833111521016

Block: 291833111521017

Block: 291833111521018

Block: 291833111521019

Block: 291833111521020

Block: 291833111521021

Block: 291833111521022

Block: 291833111521023

Block: 291833111521024

Block: 291833111521025

Block: 291833111521026

Block: 291833111521027

Block: 291833111521028

Block: 291833111521029

Block: 291833111523000

Block: 291833111523001

Block: 291833111523002

Block: 291833111523003

Block: 291833111523004

Block: 291833111523005

VTD: Twin Chimneys

VTD: Twin Oaks

VTD: Weldon Spring

Block: 291833111031009

Block: 291833111031010

Block: 291833111031011

Block: 291833111031012

Block: 291833111031013

Block: 291833111031014

Block: 291833111031015

Block: 291833111031016

Block: 291833111031017

Block: 291833111031018

Block: 291833111031019

Block: 291833111031020

Block: 291833111031021

Block: 291833111511006

Block: 291833111511008

Block: 291833111512011

Block: 291833122042000

Block: 291833122043000

Block: 291833122043001

Block: 291833122043007

Block: 291833122062032

Block: 291833122062039

Block: 291839800001007

Block: 291839800001008

Block: 291839800001009

Block: 291839800001010

Block: 291839800001011

Block: 291839800001012

Block: 291839800001013

Block: 291839800001014

Block: 291839800001015

Block: 291839800001016

Block: 291839800001017

Block: 291839800001018

Block: 291839800001019

Block: 291839800001020

Block: 291839800001021

Block: 291839800001022

Block: 291839800001023

Block: 291839800001024

Block: 291839800001025

Block: 291839800001026

Block: 291839800001027

Block: 291839800001028

Block: 291839800001029

Block: 291839800001030

Block: 291839800001031

Block: 291839800001032

Block: 291839800001033

Block: 291839800001035

Block: 291839800001036

Block: 291839800001040

Block: 291839800001042

VTD: Westfield

VTD: Wheatfield

Block: 291833117392006

Block: 291833117392007

Block: 291833117392008

Block: 291833117392009

Block: 291833117392010

Block: 291833117393003

Block: 291833117393004

Block: 291833117393005

Block: 291833117393006

Block: 291833117393007

Block: 291833117393008

Block: 291833117393009

Block: 291833117393010

Block: 291833117393011

Block: 291833117393012

Block: 291833117393013

Block: 291833117393015

Block: 291833117393016

Block: 291833117393017

Block: 291833117401012

Block: 291833117401013

Block: 291833117401014

Block: 291833117401015

Block: 291833117401016

Block: 291833117401017

Block: 291833117401018

Block: 291833117401023

Block: 291833117401024

Block: 291833117401025

Block: 291833117401026

Block: 291833117401027

Block: 291833117401028

Block: 291833117401029

Block: 291833117401030

Block: 291833117401033

County: St. Francois MO

County: St. Louis MO

VTD: BON001

VTD: BON002

VTD: BON003

VTD: BON004

VTD: BON005

VTD: BON006

VTD: BON007

VTD: BON008

VTD: BON009

VTD: BON010

VTD: BON011

VTD: BON012

VTD: BON013

VTD: BON014

VTD: BON015

VTD: BON016

VTD: BON017

VTD: BON018

VTD: BON019

VTD: BON020

VTD: BON021

VTD: BON022

VTD: BON023

VTD: BON024

VTD: BON025

VTD: BON026

VTD: BON027

VTD: BON028

VTD: BON029

VTD: BON030

VTD: BON031

VTD: BON032

VTD: BON033

VTD: BON034

VTD: BON035

VTD: BON036

VTD: BON037

VTD: BON038

VTD: BON039

VTD: BON040

VTD: BON200

VTD: BON202

VTD: BON203

VTD: BON205

VTD: BON206

VTD: BON207

VTD: BON208

VTD: BON210

VTD: BON211

VTD: CC001

VTD: CC004

Block: 291892151021036

Block: 291892151021041

VTD: CC009

Block: 291892151021039

VTD: CC010

VTD: CC011

VTD: CC014

VTD: CC015

VTD: CC016

VTD: CC019

VTD: CC020

VTD: CC021

VTD: CC023

Block: 291892153011006

VTD: CC025

VTD: CC026

VTD: CC027

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Block: 291892153021014

Block: 291892153021015

Block: 291892153021016

Block: 291892153021017

Block: 291892153021024

Block: 291892153021025

Block: 291892153021026

Block: 291892153021027

Block: 291892153024001

VTD: CC028

VTD: CC029

VTD: CC032

VTD: CC034

VTD: CC036

VTD: CC039

VTD: CC040

VTD: CC049

VTD: CC052

VTD: CC055

VTD: CC059

VTD: CC060

VTD: CC214

VTD: CHE001

VTD: CHE002

VTD: CHE003

VTD: CHE004

VTD: CHE005

VTD: CHE006

VTD: CHE007

VTD: CHE008

VTD: CHE009

VTD: CHE010

VTD: CHE011

VTD: CHE012

VTD: CHE013

VTD: CHE014

VTD: CHE015

VTD: CHE016

VTD: CHE017

VTD: CHE018

VTD: CHE019

VTD: CHE020

VTD: CHE021

VTD: CHE022

VTD: CHE023

VTD: CHE024

VTD: CHE025

VTD: CHE026

VTD: CHE027

VTD: CHE028

VTD: CHE029

VTD: CHE030

VTD: CHE031

VTD: CHE032

VTD: CHE033

VTD: CHE034

VTD: CHE035

VTD: CHE036

VTD: CHE037

VTD: CHE038

VTD: CHE039

VTD: CHE040

VTD: CHE041

VTD: CHE042

VTD: CHE043

VTD: CHE044

VTD: CHE045

VTD: CHE046

VTD: CHE047

VTD: CHE048

VTD: CHE049

VTD: CHE050

VTD: CHE051

VTD: CHE052

VTD: CHE053

VTD: CHE054

VTD: CHE055

VTD: CHE057

VTD: CHE200

VTD: CHE203

VTD: CHE212

VTD: CHE214

VTD: CHE215

VTD: CLA006

VTD: CLA007

Block: 291892154004009

Block: 291892154004010

Block: 291892154004011

VTD: CLA012

VTD: CLA013

Block: 291892154004004

Block: 291892154004012

Block: 291892154005001

Block: 291892154005002

Block: 291892154005003

VTD: CLA015

VTD: CLA016

VTD: CLA022

Block: 291892189021015

Block: 291892189021016

Block: 291892189021017

VTD: CLA024

VTD: CLA025

VTD: CLA026

VTD: CLA030

VTD: CLA031

VTD: CLA032

VTD: CLA033

VTD: CLA034

VTD: CLA035

Block: 291892174004000

Block: 291892174004005

VTD: CLA036

VTD: CLA037

VTD: CLA040

VTD: CLA042

VTD: CLA045

VTD: CLA049

VTD: CLA201

VTD: CLA202

VTD: CLA203

VTD: CLA205

VTD: CON001

VTD: CON002

VTD: CON003

VTD: CON004

VTD: CON005

VTD: CON006

VTD: CON007

VTD: CON008

VTD: CON009

VTD: CON010

VTD: CON011

VTD: CON012

VTD: CON013

VTD: CON014

VTD: CON015

VTD: CON016

VTD: CON017

VTD: CON018

VTD: CON019

VTD: CON020

VTD: CON021

VTD: CON022

VTD: CON023

VTD: CON024

VTD: CON025

VTD: CON026

VTD: CON027

VTD: CON028

VTD: CON029

VTD: CON030

VTD: CON031

VTD: CON032

VTD: CON033

VTD: CON034

VTD: CON035

VTD: CON036

VTD: CON037

VTD: CON038

VTD: CON039

VTD: CON040

VTD: CON041

VTD: CON042

VTD: CON043

VTD: CON044

VTD: CON045

VTD: CON046

VTD: CON047

VTD: CON048

VTD: CON049

VTD: CON050

VTD: CON051

VTD: CON052

VTD: CON053

VTD: CON200

VTD: CON202

VTD: CON204

VTD: CON205

VTD: CON206

VTD: CON212

VTD: CON213

VTD: GRA001

VTD: GRA002

VTD: GRA003

VTD: GRA004

VTD: GRA005

VTD: GRA006

VTD: GRA007

VTD: GRA008

VTD: GRA009

VTD: GRA010

VTD: GRA011

VTD: GRA012

VTD: GRA013

VTD: GRA014

VTD: GRA015

VTD: GRA016

VTD: GRA017

VTD: GRA018

VTD: GRA019

VTD: GRA020

VTD: GRA021

VTD: GRA022

VTD: GRA023

VTD: GRA024

VTD: GRA025

VTD: GRA026

VTD: GRA027

VTD: GRA028

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VTD: GRA035

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VTD: GRA040

VTD: GRA041

VTD: GRA042

VTD: GRA043

VTD: GRA044

VTD: GRA045

VTD: GRA046

VTD: GRA047

VTD: GRA048

VTD: GRA201

VTD: GRA202

VTD: GRA206

VTD: GRA209

VTD: GRA210

VTD: HAD002

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VTD: HAD029

VTD: HAD030

VTD: HAD031

VTD: HAD032

VTD: HAD033

VTD: HAD200

VTD: JEF001

VTD: JEF002

VTD: JEF003

VTD: JEF004

VTD: JEF005

VTD: JEF006

VTD: JEF008

VTD: JEF009

VTD: JEF010

Block: 291892194003018

Block: 291892194004000

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Block: 291892194004008

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Block: 291892194005018

Block: 291892194005019

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Block: 291892219001008

VTD: JEF011

VTD: JEF014

Block: 291892170004019

Block: 291892170004020

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Block: 291892196021005

Block: 291892196021007

VTD: JEF015

VTD: JEF018

Block: 291892191004013

Block: 291892191004014

Block: 291892191004015

Block: 291892191004016

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Block: 291892196023005

Block: 291892196023006

Block: 291892196023008

Block: 291892196023009

VTD: JEF019

VTD: JEF021

VTD: JEF023

VTD: JEF028

VTD: JEF029

VTD: JEF030

Block: 291892195021001

Block: 291892195021002

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Block: 291892195021004

Block: 291892195021005

Block: 291892195021006

Block: 291892195021007

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Block: 291892195021016

Block: 291892195022000

Block: 291892195022002

Block: 291892195022003

VTD: JEF031

VTD: JEF032

VTD: JEF034

VTD: JEF037

VTD: JEF200

VTD: JEF202

VTD: LAF001

VTD: LAF002

VTD: LAF003

VTD: LAF004

VTD: LAF005

VTD: LAF006

VTD: LAF007

VTD: LAF008

VTD: LAF009

VTD: LAF010

VTD: LAF011

VTD: LAF012

VTD: LAF013

VTD: LAF014

VTD: LAF015

VTD: LAF016

VTD: LAF017

VTD: LAF018

VTD: LAF019

VTD: LAF020

VTD: LAF022

VTD: LAF023

VTD: LAF024

VTD: LAF025

VTD: LAF026

VTD: LAF027

VTD: LAF028

VTD: LAF029

VTD: LAF030

VTD: LAF031

VTD: LAF032

VTD: LAF033

VTD: LAF034

VTD: LAF035

VTD: LAF036

VTD: LAF037

VTD: LAF038

VTD: LAF039

VTD: LAF040

VTD: LAF041

VTD: LAF042

VTD: LAF043

VTD: LAF044

VTD: LAF045

VTD: LAF046

VTD: LAF200

VTD: LAF205

VTD: LAF207

VTD: LEM001

VTD: LEM002

VTD: LEM003

VTD: LEM004

VTD: LEM005

VTD: LEM006

VTD: LEM007

VTD: LEM008

VTD: LEM009

VTD: LEM010

VTD: LEM011

VTD: LEM012

VTD: LEM013

VTD: LEM014

VTD: LEM015

VTD: LEM016

VTD: LEM017

VTD: LEM018

VTD: LEM019

VTD: LEM020

VTD: LEM021

VTD: LEM022

VTD: LEM023

VTD: LEM024

VTD: LEM025

VTD: LEM026

VTD: LEM027

VTD: LEM028

VTD: LEM029

VTD: LEM030

VTD: LEM031

VTD: LEM032

VTD: LEM033

VTD: LEM200

VTD: LEM201

VTD: LEM202

VTD: LEM204

VTD: LEM205

VTD: LEM208

VTD: MER001

VTD: MER002

VTD: MER003

VTD: MER004

VTD: MER005

VTD: MER006

VTD: MER007

VTD: MER008

VTD: MER009

VTD: MER010

VTD: MER011

VTD: MER012

VTD: MER013

VTD: MER014

VTD: MER015

VTD: MER016

VTD: MER017

VTD: MER018

VTD: MER019

VTD: MER020

VTD: MER021

VTD: MER022

VTD: MER023

VTD: MER024

VTD: MER025

VTD: MER026

VTD: MER027

VTD: MER028

VTD: MER029

VTD: MER030

VTD: MER031

VTD: MER032

VTD: MER033

VTD: MER034

VTD: MER035

VTD: MER036

VTD: MER037

VTD: MER038

VTD: MER039

VTD: MER040

VTD: MER041

VTD: MER042

VTD: MER043

VTD: MER044

VTD: MER045

VTD: MER046

VTD: MER047

VTD: MER048

VTD: MER200

VTD: MER202

VTD: MER204

VTD: MER207

VTD: MER209

VTD: MER210

VTD: MER213

VTD: MER214

VTD: MER215

VTD: MER219

VTD: MHT001

VTD: MHT002

VTD: MHT003

VTD: MHT004

VTD: MHT005

VTD: MHT006

VTD: MHT007

VTD: MHT009

VTD: MHT011

Block: 291892151454012

VTD: MHT012

VTD: MHT015

Block: 291892151441005

Block: 291892151441008

Block: 291892151441009

Block: 291892151441010

Block: 291892151441015

Block: 291892151442000

Block: 291892151442001

Block: 291892151442002

Block: 291892151442003

VTD: MHT016

VTD: MHT019

VTD: MHT020

VTD: MHT022

VTD: MHT023

VTD: MHT024

VTD: MHT026

VTD: MHT027

VTD: MHT029

VTD: MHT030

VTD: MHT031

VTD: MHT032

VTD: MHT034

Block: 291892151411039

Block: 291892151411040

Block: 291892151411041

Block: 291892151411042

Block: 291892151411045

Block: 291892151411046

Block: 291892151412003

Block: 291892151412004

Block: 291892151412005

Block: 291892151412006

Block: 291892151412007

Block: 291892151412008

Block: 291892151413002

Block: 291892151413010

Block: 291892151413011

VTD: MHT035

VTD: MHT036

VTD: MHT037

VTD: MHT038

VTD: MHT039

VTD: MHT040

Block: 291892151412000

Block: 291892151412002

VTD: MHT041

VTD: MHT042

VTD: MHT044

VTD: MHT045

VTD: MHT047

VTD: MHT049

VTD: MHT050

VTD: MHT051

VTD: MHT052

Block: 291892151453008

Block: 291892151453014

Block: 291892151453015

VTD: MHT053

VTD: MHT054

VTD: MHT055

VTD: MHT056

VTD: MHT057

VTD: MHT058

Block: 291892151453010

VTD: MHT059

VTD: MHT203

VTD: MHT207

VTD: MHT208

VTD: MHT211

VTD: MHT212

VTD: MHT213

VTD: MHT214

VTD: MHT216

VTD: MHT219

VTD: MHT220

VTD: MHT222

VTD: MHT223

VTD: MR001

VTD: MR002

VTD: MR003

VTD: MR004

VTD: MR005

VTD: MR006

VTD: MR007

VTD: MR008

VTD: MR009

VTD: MR010

VTD: MR011

VTD: MR012

VTD: MR013

VTD: MR014

VTD: MR015

VTD: MR016

VTD: MR017

VTD: MR018

VTD: MR019

VTD: MR020

VTD: MR021

VTD: MR022

VTD: MR023

VTD: MR024

VTD: MR025

VTD: MR026

VTD: MR027

VTD: MR028

VTD: MR029

VTD: MR030

VTD: MR031

VTD: MR032

VTD: MR033

VTD: MR034

VTD: MR035

VTD: MR036

VTD: MR037

VTD: MR038

VTD: MR039

VTD: MR040

VTD: MR041

VTD: MR042

VTD: MR043

VTD: MR044

VTD: MR045

VTD: MR046

VTD: MR047

VTD: MR048

VTD: MR049

VTD: MR050

VTD: MR051

VTD: MR052

VTD: MR053

VTD: MR054

VTD: MR055

VTD: MR056

VTD: MR057

VTD: MR058

VTD: MR059

VTD: MR200

VTD: MR202

VTD: MR203

VTD: MR204

VTD: MR205

VTD: MR209

VTD: MR210

VTD: MR212

VTD: MR213

VTD: NW013

Block: 291892151431006

Block: 291892151431008

Block: 291892151431009

Block: 291892151431010

Block: 291892151431011

Block: 291892151431012

Block: 291892151431013

Block: 291892151431014

Block: 291892151431015

Block: 291892151431016

Block: 291892151431024

Block: 291892151431025

Block: 291892151431026

Block: 291892151431027

Block: 291892151431031

Block: 291892151431033

Block: 291892151431064

VTD: NW038

VTD: OAK001

VTD: OAK002

VTD: OAK003

VTD: OAK004

VTD: OAK005

VTD: OAK006

VTD: OAK007

VTD: OAK008

VTD: OAK009

VTD: OAK010

VTD: OAK011

VTD: OAK012

VTD: OAK013

VTD: OAK014

VTD: OAK015

VTD: OAK016

VTD: OAK017

VTD: OAK018

VTD: OAK019

VTD: OAK020

VTD: OAK021

VTD: OAK022

VTD: OAK023

VTD: OAK024

VTD: OAK025

VTD: OAK026

VTD: OAK027

VTD: OAK028

VTD: OAK029

VTD: QUE001

VTD: QUE002

VTD: QUE003

VTD: QUE004

VTD: QUE005

VTD: QUE006

VTD: QUE007

VTD: QUE008

VTD: QUE009

VTD: QUE010

VTD: QUE011

VTD: QUE012

VTD: QUE013

VTD: QUE014

VTD: QUE015

VTD: QUE016

VTD: QUE017

VTD: QUE018

VTD: QUE019

VTD: QUE020

VTD: QUE021

VTD: QUE022

VTD: QUE023

VTD: QUE024

VTD: QUE025

VTD: QUE026

VTD: QUE027

VTD: QUE028

VTD: QUE029

VTD: QUE030

VTD: QUE031

VTD: QUE032

VTD: QUE033

VTD: QUE034

VTD: QUE035

VTD: QUE036

VTD: QUE037

VTD: QUE038

VTD: QUE039

VTD: QUE040

VTD: QUE041

VTD: QUE042

VTD: QUE043

VTD: QUE044

VTD: QUE045

VTD: QUE046

VTD: QUE047

VTD: QUE048

VTD: QUE049

VTD: QUE200

VTD: QUE201

VTD: QUE202

VTD: QUE203

VTD: QUE204

VTD: QUE205

VTD: QUE207

VTD: QUE208

VTD: QUE209

VTD: QUE210

VTD: QUE211

VTD: QUE213

VTD: TSF001

VTD: TSF002

VTD: TSF003

VTD: TSF004

VTD: TSF005

VTD: TSF006

VTD: TSF007

VTD: TSF008

VTD: TSF009

VTD: TSF010

VTD: TSF011

VTD: TSF012

VTD: TSF013

VTD: TSF014

VTD: TSF015

VTD: TSF016

VTD: TSF017

VTD: TSF018

VTD: TSF019

VTD: TSF020

VTD: TSF021

VTD: TSF022

VTD: TSF023

VTD: TSF024

VTD: TSF025

VTD: TSF026

VTD: TSF027

VTD: TSF201

VTD: WH001

VTD: WH002

VTD: WH003

VTD: WH004

VTD: WH005

VTD: WH006

VTD: WH007

VTD: WH008

VTD: WH009

VTD: WH010

VTD: WH011

VTD: WH012

VTD: WH013

VTD: WH014

VTD: WH015

VTD: WH016

VTD: WH017

VTD: WH018

VTD: WH019

VTD: WH020

VTD: WH021

VTD: WH022

VTD: WH023

VTD: WH024

VTD: WH025

VTD: WH026

VTD: WH027

VTD: WH028

VTD: WH029

VTD: WH030

VTD: WH031

VTD: WH032

VTD: WH033

VTD: WH034

VTD: WH035

VTD: WH036

VTD: WH037

VTD: WH038

VTD: WH039

VTD: WH040

VTD: WH041

VTD: WH042

VTD: WH043

VTD: WH044

VTD: WH045

VTD: WH046

VTD: WH047

VTD: WH200

VTD: WH201

VTD: WH202

VTD: WH203

VTD: WH208

County: Washington MO

128.463. The third congressional district shall be composed of the following:

County: Boone MO

VTD: 09

VTD: 10

VTD: 11

VTD: 12

VTD: 15

Block: 290190019032003

VTD: 16

VTD: 17

Block: 290190019033056

VTD: 18

Block: 290190018033008

Block: 290190018033009

Block: 290190018033010

Block: 290190018033011

Block: 290190018033012

Block: 290190018033013

Block: 290190018033014

Block: 290190018033015

Block: 290190018033016

Block: 290190018033017

Block: 290190018033018

Block: 290190018033019

Block: 290190018033020

Block: 290190018033021

Block: 290190018033022

Block: 290190018033023

Block: 290190018033024

Block: 290190018033025

Block: 290190018033026

Block: 290190018033027

Block: 290190018033028

Block: 290190018033029

Block: 290190018033030

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Block: 290190018033034

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Block: 290190018033036

Block: 290190018033037

Block: 290190018033038

Block: 290190018033039

Block: 290190018033040

Block: 290190018033041

Block: 290190018033044

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Block: 290190018033046

Block: 290190018033047

Block: 290190018033048

Block: 290190018033049

Block: 290190018062008

Block: 290190018062009

Block: 290190018062010

Block: 290190018062011

Block: 290190018062013

Block: 290190018062014

Block: 290190018062046

Block: 290190018062047

VTD: 21

Block: 290190018061001

Block: 290190018061002

Block: 290190018061003

Block: 290190018061004

Block: 290190018061007

Block: 290190018061008

Block: 290190018061009

Block: 290190018061010

Block: 290190018061011

Block: 290190018061012

Block: 290190018061016

Block: 290190018061017

Block: 290190018071011

Block: 290190018071012

Block: 290190018071013

Block: 290190018071014

Block: 290190018071015

Block: 290190018071016

Block: 290190018071022

Block: 290190018071023

Block: 290190018071024

Block: 290190018071025

Block: 290190018071026

Block: 290190018071027

Block: 290190018071028

Block: 290190018072017

Block: 290190018072018

Block: 290190018072022

Block: 290190018072023

VTD: 24

Block: 290190016021000

Block: 290190016021001

Block: 290190016021002

Block: 290190016021003

Block: 290190016021004

Block: 290190016021005

Block: 290190016021006

Block: 290190016021007

Block: 290190016021008

Block: 290190016021009

Block: 290190016021010

Block: 290190016021011

Block: 290190016021012

Block: 290190016021013

Block: 290190016021014

Block: 290190016021015

Block: 290190016021016

Block: 290190016021017

Block: 290190016021044

Block: 290190016023000

Block: 290190016023001

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Block: 290190019033052

VTD: 25

VTD: 26

VTD: 27

VTD: 28

VTD: 29

VTD: 30

VTD: 31

VTD: 32

VTD: 33

VTD: 34

VTD: 35

VTD: 36

VTD: 37

VTD: 38

Block: 290190018032038

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VTD: 39

VTD: 3E

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Block: 290190016023006

Block: 290190016023025

Block: 290190016023026

Block: 290190016023029

VTD: 3M

Block: 290190010032021

Block: 290190010032022

Block: 290190010032027

Block: 290190010032028

Block: 290190016023023

Block: 290190016023027

Block: 290190016023028

VTD: 41

Block: 290190010031046

VTD: 42

VTD: 43

VTD: 44

VTD: 4A

VTD: 4B

VTD: 4C

VTD: 4D

VTD: 4E

Block: 290190006004005

Block: 290190006004006

Block: 290190006004007

Block: 290190006004008

Block: 290190006004009

Block: 290190006004010

Block: 290190006004011

Block: 290190006004012

Block: 290190006004014

Block: 290190006004015

Block: 290190006004016

Block: 290190006004017

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Block: 290190012023002

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Block: 290190012023006

Block: 290190012023007

Block: 290190012023009

Block: 290190012023010

Block: 290190012023011

Block: 290190012023012

Block: 290190012023013

Block: 290190012023014

Block: 290190012023015

Block: 290190012023016

Block: 290190012023017

Block: 290190012023018

Block: 290190012023019

VTD: 4G

VTD: 4H

VTD: 4J

VTD: 4K

VTD: 4L

Block: 290190012013009

Block: 290190012013010

Block: 290190012013011

Block: 290190012014002

Block: 290190012014003

Block: 290190012014004

Block: 290190012014005

Block: 290190012014006

Block: 290190012014007

Block: 290190012014008

Block: 290190012014009

Block: 290190012014010

Block: 290190012014011

Block: 290190012014012

Block: 290190012014013

Block: 290190012014014

Block: 290190012014019

Block: 290190012014020

Block: 290190012014021

Block: 290190012014022

Block: 290190012014023

Block: 290190012014024

Block: 290190012014025

Block: 290190012014026

VTD: 4M

VTD: 5A

Block: 290190011081000

Block: 290190011083000

Block: 290190011083001

Block: 290190011083003

Block: 290190011083004

Block: 290190011083005

Block: 290190011083006

Block: 290190011083007

VTD: 5B

VTD: 5C

VTD: 5D

VTD: 5E

VTD: 5F

VTD: 5G

VTD: 5H

VTD: 5I

VTD: 5J

VTD: 5K

VTD: 5L

VTD: 5M

VTD: 5N

VTD: 5P

VTD: 6C

Block: 290190003003009

Block: 290190003003010

Block: 290190003003011

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Block: 290190010011006

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Block: 290190010013004

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Block: 290190010013006

Block: 290190010013011

Block: 290190010013012

Block: 290190010013013

Block: 290190010014000

Block: 290190010014001

Block: 290190010014003

Block: 290190010014008

Block: 290190010014009

Block: 290190010043003

Block: 290190010043005

Block: 290190022004004

Block: 290190022004005

VTD: 6D

VTD: 6E

VTD: 6F

VTD: 6G

VTD: 6H

VTD: 6I

VTD: 6J

VTD: 6K

VTD: 6L

VTD: 6M

County: Callaway MO

County: Camden MO

VTD: Horseshoe Bend

VTD: Osage Beach 1

VTD: Osage Beach 2

VTD: Osage Beach 3

VTD: Sunrise Beach 1

VTD: Sunrise Beach 2

VTD: Sunrise Beach 3

County: Cole MO

County: Cooper MO

County: Crawford MO

County: Franklin MO

VTD: BEAUFORT- LYON

VTD: BEAUFORT/ UNION

VTD: BERGER OUT OF TOWN

VTD: BERGER WARD 1

VTD: BERGER WARD 2

VTD: CHARMWOOD

VTD: CLOVER BOTTOM EAST

VTD: CLOVER BOTTOM WEST

VTD: DETMOLD

VTD: ELMONT

VTD: EXCELSIOR

VTD: GERALD OUT OF TOWN

VTD: GERALD WARD 1

VTD: GERALD WARD 2

VTD: GILDEHAUS

Block: 290718002023028

Block: 290718002023029

VTD: JAEGERS SHOP

VTD: JAPAN

VTD: JEFFRIESBURG

Block: 290718005012038

VTD: KRAKOW

Block: 290718004031002

Block: 290718004032008

Block: 290718004032013

Block: 290718004032016

Block: 290718004032020

Block: 290718004033020

VTD: LESLIE OUT OF TOWN

VTD: LESLIE VILLAGE

VTD: LYON

VTD: NEW HAVEN WARD 1

VTD: NEW HAVEN WARD 2

VTD: OAK GROVE VILLAGE

VTD: PEA RIDGE

VTD: SOUTH POINT

VTD: SPRING BLUFF

VTD: STANTON

Block: 290718005013008

Block: 290718005013024

Block: 290718005013025

Block: 290718005013026

Block: 290718005013027

Block: 290718005013041

Block: 290718005013042

Block: 290718005013043

Block: 290718005013044

Block: 290718005013045

Block: 290718005013046

Block: 290718005013047

Block: 290718005013060

Block: 290718005013062

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Block: 290718005013070

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Block: 290718005013072

Block: 290718005013073

Block: 290718005013076

Block: 290718005013077

Block: 290718010001016

Block: 290718010001017

Block: 290718010001018

Block: 290718010001024

Block: 290718010001025

Block: 290718010001026

Block: 290718010001027

Block: 290718010001028

Block: 290718010001029

Block: 290718010001030

Block: 290718010001031

Block: 290718010001032

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Block: 290718011011008

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Block: 290718011023002

Block: 290718011023003

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Block: 290718011023005

Block: 290718011023006

Block: 290718011023007

Block: 290718011023008

Block: 290718011023009

Block: 290718011023010

Block: 290718011023011

Block: 290718011023014

VTD: SULLIVAN OUT OF TOWN

Block: 290718005013048

Block: 290718005013058

Block: 290718005013059

Block: 290718011011009

Block: 290718011011010

Block: 290718011011011

Block: 290718011011041

Block: 290718011013001

Block: 290718011013002

Block: 290718011013003

Block: 290718011013005

Block: 290718011013006

Block: 290718011013007

Block: 290718011013008

Block: 290718011013009

Block: 290718011013010

Block: 290718011013011

Block: 290718011013012

Block: 290718011013013

Block: 290718011013014

Block: 290718011013049

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Block: 290718011021028

Block: 290718011022000

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Block: 290718011022005

Block: 290718011022006

Block: 290718011022008

Block: 290718011022009

Block: 290718011022011

Block: 290718011022012

Block: 290718011022013

Block: 290718011022038

Block: 290718011022039

Block: 290718011022040

Block: 290718011022054

Block: 290718011023012

Block: 290718011023013

Block: 290718011023015

Block: 290718011023016

Block: 290718011023017

Block: 290718011023018

Block: 290718011023020

Block: 290718011023021

Block: 290718011023022

Block: 290718011023023

Block: 290718011023028

Block: 290718011023029

Block: 290718011023030

Block: 290718011023031

VTD: SULLIVAN WARD 1

VTD: SULLIVAN WARD 2

VTD: SULLIVAN WARD 3

VTD: WASHINGTON WARD 1

VTD: WASHINGTON WARD 2

VTD: WASHINGTON WARD 3

VTD: WASHINGTON WARD 4

VTD: YEATES

VTD: ZIEGENMEYER

County: Gasconade MO

County: Maries MO

County: Miller MO

County: Moniteau MO

County: Montgomery MO

County: Osage MO

County: St. Charles MO

VTD: Adams

VTD: All Saints

Block: 291833117352018

Block: 291833117352019

Block: 291833117354000

Block: 291833117354001

Block: 291833117354002

Block: 291833117354003

Block: 291833117391000

Block: 291833117391001

Block: 291833117391002

Block: 291833117391003

Block: 291833117391004

Block: 291833117391005

Block: 291833117391011

Block: 291833117391012

Block: 291833117391015

VTD: Amber Meadows

Block: 291833117371000

Block: 291833117372007

Block: 291833117372008

Block: 291833117372009

Block: 291833117381019

Block: 291833117381020

Block: 291833117381021

VTD: Arlington

VTD: Aspen

VTD: Augusta

Block: 291833122041036

Block: 291833122041045

Block: 291833122041046

Block: 291833122041047

Block: 291833122041048

Block: 291833122041049

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Block: 291833122042020

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Block: 291833122042046

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Block: 291833122042059

Block: 291833122042060

Block: 291833122042061

Block: 291833122042062

Block: 291833122042063

Block: 291833122042064

Block: 291833122042065

Block: 291833122042066

Block: 291833122042067

VTD: Briarhill

VTD: Bryan

VTD: Callaway

Block: 291833122041040

Block: 291833122041050

Block: 291833122041051

VTD: Canary

VTD: Cave Springs

VTD: Cedar

VTD: Cheshire

VTD: Civic

VTD: Claybrook

VTD: Coachman

Block: 291833111241000

Block: 291833111241001

Block: 291833111241002

Block: 291833111241003

Block: 291833111241004

Block: 291833111241020

Block: 291833111243032

Block: 291833111243033

VTD: Community

VTD: Cottleville

VTD: Country Hill

VTD: Coverdell

VTD: Covilli

VTD: Delmar

VTD: Discovery

VTD: Edgewood

VTD: Elks

VTD: Evergreen

VTD: Fairmount

VTD: Fairview

VTD: Fairways

VTD: Flint Hill

VTD: Foristell

VTD: Fox

VTD: Glengate

VTD: Government

VTD: Graybridge

VTD: Green Forest

VTD: Hanover

VTD: Harmony

VTD: Harvester

VTD: Heritage

VTD: Hi Point

VTD: Highgrove

VTD: Hillcrest

VTD: Josephville

VTD: Kampville

VTD: Katy Trail

VTD: Lakes

VTD: Laura Hill

VTD: Lincoln

VTD: Mamelle

VTD: Marina

VTD: McClay

VTD: McNair

VTD: Meadow Valley

VTD: Mid Rivers

VTD: Montbrook

VTD: Montclair

VTD: Monticello

Block: 291833111241005

Block: 291833111241006

Block: 291833111241007

Block: 291833111241008

Block: 291833111241009

Block: 291833111241010

Block: 291833111241011

Block: 291833111241012

Block: 291833111241013

Block: 291833111241014

Block: 291833111241015

Block: 291833111241016

Block: 291833111241017

Block: 291833111241018

Block: 291833111241019

Block: 291833111241021

Block: 291833111241022

Block: 291833111241023

Block: 291833111244003

Block: 291833111244004

Block: 291833111244007

Block: 291833111244008

Block: 291833111512001

Block: 291833111512002

Block: 291833111512003

Block: 291833111512013

Block: 291833111512016

Block: 291833111512019

Block: 291833111512020

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Block: 291833111512022

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Block: 291833111513001

Block: 291833111513002

Block: 291833111513003

Block: 291833111513004

Block: 291833111513007

Block: 291833111513008

Block: 291833111513009

Block: 291833111513010

Block: 291833111513011

Block: 291833111513012

Block: 291833111513013

Block: 291833111513014

Block: 291833111513015

Block: 291833111513016

Block: 291833111513017

Block: 291833111513018

Block: 291833111513019

Block: 291833111514017

Block: 291833111514018

Block: 291833111514019

Block: 291833111514020

Block: 291833111514021

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Block: 291833111514031

Block: 291833111514032

Block: 291833111514033

Block: 291833111514034

Block: 291833111514035

Block: 291833111514036

Block: 291833111514040

VTD: Morningside

VTD: Mount Hope

VTD: Normandy

VTD: Oak Creek

VTD: Oaks

VTD: Orchard Farm

VTD: Parkwood

VTD: Patriot

VTD: Peine

VTD: Pitman

VTD: Rabbit Run

VTD: Regatta Bay

Block: 291833119031001

Block: 291833119031003

Block: 291833119031021

Block: 291833119031022

Block: 291833119042022

Block: 291833119091006

Block: 291833119091008

Block: 291833119091009

Block: 291833119091010

Block: 291833119091011

Block: 291833119091012

Block: 291833119091013

Block: 291833119091014

Block: 291833119091015

Block: 291833119091016

Block: 291833119091017

Block: 291833119091018

Block: 291833119091019

Block: 291833119091020

Block: 291833119091021

Block: 291833119091022

Block: 291833119091023

Block: 291833119091024

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Block: 291833119092003

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Block: 291833119092008

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Block: 291833119092017

Block: 291833119092018

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Block: 291833119092020

Block: 291833119092021

Block: 291833119092022

Block: 291833119092023

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Block: 291833119092026

Block: 291833119092027

Block: 291833119092032

Block: 291833119092033

Block: 291833119092034

Block: 291833119092035

VTD: Ridgepoint

VTD: River Bend

VTD: Rivers

VTD: Salt Lick

VTD: Shadow Creek

VTD: Shirewood

VTD: Shoshone

VTD: Sibley

VTD: Spencer

VTD: St. Andrews

VTD: St. Cletus

VTD: St. Jude

VTD: St. Marys

VTD: St. Paul

VTD: Starbuck

Block: 291833117354007

Block: 291833117354008

Block: 291833117354009

Block: 291833117391014

VTD: Summerset

Block: 291833111514008

VTD: Sun Lake

VTD: Sunny Hill

VTD: Sycamore

VTD: Tanglewood

VTD: Timberwood

VTD: Treetop

VTD: Truman

VTD: Turtle Creek

VTD: Washington

VTD: Weldon Spring

Block: 291833111141014

Block: 291833111141015

Block: 291833111141016

Block: 291833111141017

Block: 291833111141018

Block: 291833111141019

Block: 291833111141020

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Block: 291833111142059

Block: 291833111142067

Block: 291833111142068

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Block: 291833111244006

Block: 291833111244009

Block: 291833111244010

Block: 291833111244011

Block: 291833111244012

Block: 291833111244013

Block: 291833111244014

Block: 291833111244015

Block: 291833111244016

Block: 291833111244017

Block: 291833111244018

Block: 291833111512024

VTD: Wheatfield

Block: 291833113223019

Block: 291833113223020

Block: 291833113223021

Block: 291833117391013

Block: 291833117391016

Block: 291833117401000

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Block: 291833117401005

Block: 291833117401006

Block: 291833117401007

Block: 291833117401008

Block: 291833117401009

Block: 291833117401010

Block: 291833117401019

Block: 291833117401020

Block: 291833117401021

Block: 291833117401022

Block: 291833117401031

Block: 291833117401032

VTD: Whitmoor

VTD: Wilshire

VTD: Windcastle

VTD: Winds

VTD: Wolfrum

VTD: Woodcliff

VTD: Woodglen

VTD: Woodstream

County: Warren MO

128.464. The fourth congressional district shall be composed of the following:

County: Barton MO

County: Bates MO

County: Benton MO

County: Boone MO

VTD: 07

VTD: 08

VTD: 15

Block: 290190014012000

Block: 290190014012001

Block: 290190014012002

Block: 290190014012003

Block: 290190014012018

Block: 290190015033006

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Block: 290190019032005

Block: 290190019032012

Block: 290190019032013

Block: 290190019032014

Block: 290190019032016

Block: 290190019032017

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Block: 290190019032026

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Block: 290190019032028

Block: 290190019032029

Block: 290190019032030

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Block: 290190019032043

Block: 290190019032048

Block: 290190019032052

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Block: 290190019043049

VTD: 17

Block: 290190015031004

Block: 290190015031013

Block: 290190015062000

Block: 290190015062001

Block: 290190015062002

Block: 290190015062003

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Block: 290190015062007

Block: 290190015062012

Block: 290190015062014

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Block: 290190015062019

Block: 290190015062021

Block: 290190015062023

Block: 290190015062031

Block: 290190016031001

Block: 290190016031005

Block: 290190016031006

Block: 290190016031007

Block: 290190016031012

Block: 290190016031017

Block: 290190019031003

Block: 290190019031004

Block: 290190019031005

Block: 290190019031006

Block: 290190019031007

Block: 290190019031008

Block: 290190019031009

Block: 290190019031010

Block: 290190019031011

Block: 290190019031012

Block: 290190019031013

Block: 290190019031014

Block: 290190019031015

Block: 290190019031016

Block: 290190019031017

Block: 290190019031018

Block: 290190019031019

Block: 290190019031020

Block: 290190019031021

Block: 290190019031022

Block: 290190019031023

Block: 290190019031024

Block: 290190019032037

Block: 290190019032038

Block: 290190019032044

Block: 290190019032045

Block: 290190019032046

Block: 290190019032047

Block: 290190019032049

Block: 290190019033053

Block: 290190019033054

Block: 290190019033055

Block: 290190019033057

Block: 290190019033059

Block: 290190019033060

VTD: 18

Block: 290190018032015

Block: 290190018032016

Block: 290190018032018

Block: 290190018032033

Block: 290190018032034

Block: 290190018032035

Block: 290190018032036

Block: 290190018032040

Block: 290190018032041

Block: 290190018032042

Block: 290190018032043

Block: 290190018032044

VTD: 19

VTD: 1A

VTD: 1B

VTD: 1C

VTD: 1D

VTD: 1E

VTD: 1F

VTD: 1G

VTD: 1I

VTD: 1J

VTD: 1K

VTD: 1L

VTD: 1M

VTD: 20

VTD: 21

Block: 290190013003003

Block: 290190013003004

Block: 290190013003006

Block: 290190013003008

Block: 290190013003009

Block: 290190013003023

Block: 290190018072000

Block: 290190018072012

Block: 290190018072014

VTD: 22

VTD: 23

VTD: 24

Block: 290190016031002

VTD: 2A

VTD: 2B

VTD: 2C

VTD: 2D

VTD: 2F

VTD: 2G

VTD: 2H

VTD: 2I

VTD: 2J

VTD: 2K

VTD: 2L

VTD: 38

Block: 290190018062000

VTD: 3A

VTD: 3B

VTD: 3C

VTD: 3D

VTD: 3E

Block: 290190010031001

Block: 290190010031004

Block: 290190010031005

Block: 290190010031007

Block: 290190010031013

Block: 290190010031047

VTD: 3F

VTD: 3G

VTD: 3H

VTD: 3I

VTD: 3J

VTD: 3L

VTD: 3M

Block: 290190010031002

Block: 290190010031003

Block: 290190010031010

Block: 290190010031011

Block: 290190010031012

Block: 290190010031015

Block: 290190010031048

Block: 290190010031049

Block: 290190010032000

Block: 290190010032010

Block: 290190010032011

Block: 290190010032012

Block: 290190010032013

Block: 290190010032014

Block: 290190010032015

Block: 290190010032025

VTD: 3N

VTD: 40

VTD: 41

Block: 290190010031006

Block: 290190010031008

Block: 290190010031009

Block: 290190010031014

Block: 290190010031016

Block: 290190010031018

Block: 290190010031023

Block: 290190010031036

Block: 290190010031037

Block: 290190010031038

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Block: 290190010031040

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Block: 290190010031042

Block: 290190010031043

Block: 290190010031044

Block: 290190010031052

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Block: 290190015062052

Block: 290190015062056

Block: 290190015062059

Block: 290190015062061

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Block: 290190016031018

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Block: 290190016031027

Block: 290190016031028

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Block: 290190016031038

Block: 290190016031039

Block: 290190016031040

Block: 290190016041000

Block: 290190016041001

Block: 290190016041002

Block: 290190016041003

Block: 290190016041004

Block: 290190016041006

Block: 290190016041007

Block: 290190016041008

Block: 290190016041009

Block: 290190016041016

Block: 290190016041019

Block: 290190016042000

Block: 290190016042018

VTD: 45

VTD: 4E

Block: 290190006001014

Block: 290190006002016

Block: 290190006002017

Block: 290190006002018

VTD: 4F

VTD: 4I

VTD: 4L

Block: 290190018072015

VTD: 5A

Block: 290190005001016

Block: 290190005001017

Block: 290190005001018

Block: 290190005001019

Block: 290190005001027

Block: 290190006001010

Block: 290190006001011

Block: 290190006001012

Block: 290190006001013

Block: 290190006001018

Block: 290190006001019

Block: 290190006001020

Block: 290190006001021

VTD: 6A

VTD: 6B

VTD: 6C

Block: 290190010013008

Block: 290190010013009

County: Camden MO

VTD: Barnumton

VTD: Camdenton 1

VTD: Camdenton 2

VTD: Camdenton 3

VTD: Climax Springs

VTD: Decaturville

VTD: Freedom

VTD: Greenview

VTD: Ha Ha Tonka

VTD: Hillhouse

VTD: Linn Creek

VTD: Macks Creek

VTD: Montreal

VTD: Roach

VTD: Stoutland

VTD: Sunny Slope

VTD: Wilson Bend

County: Cass MO

County: Cedar MO

County: Dallas MO

County: Henry MO

County: Hickory MO

County: Howard MO

County: Jackson MO

VTD: Prairie 52

VTD: Prairie 56

VTD: Prairie 58

VTD: Prairie 61

VTD: Prairie 63

VTD: Sni-A-Bar 05

VTD: Sni-A-Bar 07

VTD: Sni-A-Bar 08

Block: 290950148042027

Block: 290950148042028

Block: 290950148061015

Block: 290950148061016

Block: 290950148061017

Block: 290950148061018

Block: 290950148062000

Block: 290950148062001

Block: 290950148062002

Block: 290950148062003

Block: 290950148062004

Block: 290950148062005

Block: 290950148062006

Block: 290950148062007

Block: 290950148062008

Block: 290950148062009

Block: 290950148062010

Block: 290950148062011

Block: 290950148062012

Block: 290950148062013

Block: 290950148062014

Block: 290950148062015

Block: 290950148063000

Block: 290950148063001

Block: 290950148063002

Block: 290950148063003

Block: 290950148063004

Block: 290950148063005

Block: 290950148063006

Block: 290950148063007

Block: 290950148063008

Block: 290950148063009

Block: 290959892001002

Block: 290959892001003

Block: 290959892001004

Block: 290959892001005

Block: 290959892001006

VTD: Sni-A-Bar 09

VTD: Sni-A-Bar 10

VTD: Sni-A-Bar 11

VTD: Sni-A-Bar 12

VTD: Sni-A-Bar 13

VTD: Sni-A-Bar 14

VTD: Sni-A-Bar 15

VTD: Sni-A-Bar 16

VTD: Sni-A-Bar 20

VTD: Sni-A-Bar 21

Block: 290950141272000

Block: 290950141272005

VTD: Sni-A-Bar 23

VTD: Sni-A-Bar 29

VTD: Sni-A-Bar 30

VTD: Sni-A-Bar 31

VTD: Sni-A-Bar 32

VTD: Sni-A-Bar 33

VTD: Sni-A-Bar 37

VTD: Sni-A-Bar 38

VTD: Sni-A-Bar 39

VTD: Sni-A-Bar 40

VTD: Sni-A-Bar 41

VTD: Sni-A-Bar 42

VTD: Sni-A-Bar 43

VTD: Sni-A-Bar 44

VTD: Sni-A-Bar 45

VTD: Sni-A-Bar 46

VTD: Sni-A-Bar 47

VTD: Sni-A-Bar 48

VTD: Sni-A-Bar 49

VTD: Sni-A-Bar 50

Block: 290950149031031

Block: 290950149031032

Block: 290950149031064

VTD: Sni-A-Bar 51

VTD: Sni-A-Bar 52

VTD: Sni-A-Bar 83

VTD: Van Buren 01

VTD: Van Buren 02

VTD: Van Buren 03

VTD: Van Buren 04

Block: 290950139182011

Block: 290950139182016

VTD: Van Buren 07

VTD: Van Buren 08

VTD: Van Buren 09

VTD: Van Buren 10

VTD: Van Buren 11

VTD: Van Buren 12

VTD: Van Buren 13

VTD: Van Buren 14

VTD: Van Buren 15

VTD: Van Buren 16

VTD: Van Buren 17

VTD: Van Buren 18

VTD: Van Buren 19

County: Johnson MO

County: Laclede MO

County: Lafayette MO

County: Morgan MO

County: Pettis MO

County: Polk MO

County: Pulaski MO

County: Saline MO

County: St. Clair MO

County: Vernon MO

County: Webster MO

VTD: Jackson

Block: 292254701021000

Block: 292254701021001

Block: 292254701021002

Block: 292254701021003

Block: 292254701021004

Block: 292254701021005

Block: 292254701021006

Block: 292254701021007

Block: 292254701021008

Block: 292254701021009

Block: 292254701021010

Block: 292254701021011

Block: 292254701021012

Block: 292254701021013

Block: 292254701021014

Block: 292254701021015

Block: 292254701021016

Block: 292254701021017

Block: 292254701021018

Block: 292254701021019

Block: 292254701021020

Block: 292254701021021

Block: 292254701021022

Block: 292254701021023

Block: 292254701021024

Block: 292254701021026

Block: 292254701021027

Block: 292254701021028

Block: 292254701021032

Block: 292254701023014

Block: 292254701023015

Block: 292254701023035

Block: 292254701023036

Block: 292254701023037

Block: 292254701023038

Block: 292254701023041

Block: 292254701023042

VTD: Marshfield East

Block: 292254701011019

Block: 292254701011103

Block: 292254701011108

Block: 292254701011109

Block: 292254701011121

Block: 292254701011122

Block: 292254701011123

Block: 292254701011124

Block: 292254701011125

Block: 292254701011126

Block: 292254701011128

Block: 292254701011146

Block: 292254702011039

Block: 292254702012000

Block: 292254702012001

Block: 292254702012002

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Block: 292254702012006

Block: 292254702012007

Block: 292254702012008

Block: 292254702012009

Block: 292254702012012

Block: 292254702012013

Block: 292254702012014

Block: 292254702012015

Block: 292254702012016

Block: 292254702012017

Block: 292254702012018

Block: 292254702012019

Block: 292254702012020

Block: 292254702012021

Block: 292254702012022

Block: 292254702012023

Block: 292254702012024

Block: 292254702012025

Block: 292254702012026

Block: 292254702012027

Block: 292254702012028

Block: 292254702012029

Block: 292254702012030

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Block: 292254702012035

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Block: 292254702012037

Block: 292254702012038

Block: 292254702012039

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Block: 292254702012054

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Block: 292254702013001

Block: 292254702013002

Block: 292254702013003

Block: 292254702013004

Block: 292254702013005

Block: 292254702013006

Block: 292254702013007

Block: 292254702013008

Block: 292254702013009

Block: 292254702013010

Block: 292254702013011

Block: 292254702013012

Block: 292254702013013

Block: 292254702013015

Block: 292254702013016

Block: 292254702013027

Block: 292254702013028

Block: 292254702013044

Block: 292254702023000

Block: 292254702023038

VTD: Marshfield West

Block: 292254701011104

Block: 292254701011105

Block: 292254701011106

Block: 292254701011107

Block: 292254701011119

Block: 292254701011120

Block: 292254701011147

Block: 292254701011148

Block: 292254701011149

Block: 292254701011156

Block: 292254701011157

Block: 292254701022016

Block: 292254701022017

Block: 292254701022018

Block: 292254701023061

Block: 292254701023062

Block: 292254701023063

Block: 292254701023064

Block: 292254701023097

Block: 292254701023098

Block: 292254701023099

Block: 292254701023100

Block: 292254701023101

Block: 292254701023102

Block: 292254701023103

Block: 292254701023104

Block: 292254701023105

Block: 292254701023106

Block: 292254701023107

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Block: 292254702021001

Block: 292254702021002

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Block: 292254702021004

Block: 292254702021005

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Block: 292254702021007

Block: 292254702021008

Block: 292254702021009

Block: 292254702021010

Block: 292254702021011

Block: 292254702021012

Block: 292254702021013

Block: 292254702021014

Block: 292254702021015

Block: 292254702021016

Block: 292254702021017

Block: 292254702021018

Block: 292254702021019

Block: 292254702021020

Block: 292254702021021

Block: 292254702021022

Block: 292254702021023

Block: 292254702021024

Block: 292254702021025

Block: 292254702021026

Block: 292254702021027

Block: 292254702021028

Block: 292254702021029

Block: 292254702021030

Block: 292254702021031

Block: 292254702021032

Block: 292254702021033

Block: 292254702021034

Block: 292254702021035

Block: 292254702021036

Block: 292254702021037

Block: 292254702021038

Block: 292254702021039

Block: 292254702021041

Block: 292254702022009

Block: 292254702022010

Block: 292254702023001

Block: 292254702023002

Block: 292254702023003

Block: 292254702023004

Block: 292254702023005

Block: 292254702023009

Block: 292254702023010

Block: 292254702023011

Block: 292254702023012

Block: 292254702023014

Block: 292254702023015

Block: 292254702023016

Block: 292254702023017

Block: 292254702023018

Block: 292254702023019

Block: 292254702023020

Block: 292254702023033

Block: 292254702023034

Block: 292254702023035

Block: 292254702023036

Block: 292254702023048

VTD: Niangua

Block: 292254701011012

Block: 292254701011013

Block: 292254701011014

Block: 292254701011018

VTD: Union

Block: 292254701011002

Block: 292254701011003

Block: 292254701011004

Block: 292254701011006

Block: 292254701011007

VTD: Washington

County: Wright MO

128.465. The fifth congressional district shall be composed of the following:

County: Clay MO

VTD: Chou 8

Block: 290470206032000

Block: 290470206032001

Block: 290470206032002

Block: 290470206032003

Block: 290470206032004

Block: 290470206032007

Block: 290470206032008

Block: 290470206032014

Block: 290470206032015

Block: 290470206032016

Block: 290470206032017

Block: 290470206032018

Block: 290470206034000

Block: 290470206034001

Block: 290470206034002

Block: 290470206034003

Block: 290470206034004

Block: 290470206034005

Block: 290470206034006

Block: 290470206034007

Block: 290470206034008

Block: 290470206034018

Block: 290470206034019

Block: 290470206034020

Block: 290470208032005

Block: 290470208032006

Block: 290470208032007

Block: 290470208032008

Block: 290470208032009

Block: 290470208032010

Block: 290470208033012

Block: 290470208033015

Block: 290470208033016

Block: 290470209021002

Block: 290470209021003

Block: 290470209021008

Block: 290470209021019

Block: 290470209021020

Block: 290470209021021

Block: 290470209021022

Block: 290470223023019

VTD: Gal 10

VTD: Gal 11

VTD: Gal 12

VTD: Gal 13

VTD: Gal 14

VTD: Gal 15

VTD: Gal 16

VTD: Gal 17

VTD: Gal 18

VTD: Gal 4

VTD: Gal 5

VTD: Gal 6

VTD: Gal 7

VTD: Gal 9

VTD: KC 21 Pl 1

Block: 290470213031000

Block: 290470213031001

Block: 290470213031002

Block: 290470213031003

Block: 290470213031004

Block: 290470213031005

Block: 290470213031006

Block: 290470213031007

Block: 290470213031008

Block: 290470213031009

Block: 290470213031010

Block: 290470213031011

Block: 290470213031012

Block: 290470213031013

Block: 290470213031014

Block: 290470213031015

Block: 290470213031016

Block: 290470213031017

Block: 290470213031020

Block: 290470213031021

Block: 290470213111000

Block: 290470213111001

Block: 290470213111002

Block: 290470213111003

Block: 290470213111004

Block: 290470213111005

Block: 290470213111006

Block: 290470213111009

Block: 290470213141000

Block: 290470213141001

Block: 290470213141002

Block: 290470213141003

Block: 290470213141004

Block: 290470213141005

Block: 290470213141006

Block: 290470213141007

Block: 290470213141008

Block: 290470213141009

Block: 290470213141014

Block: 290470213141015

Block: 290470213141016

Block: 290470213141017

Block: 290470213141018

Block: 290470213141020

Block: 290470213141021

Block: 290470213141029

Block: 290470213142000

Block: 290470213142001

Block: 290470213142002

Block: 290470213142003

Block: 290470213142004

Block: 290470213142005

Block: 290470213142006

Block: 290470213142007

Block: 290470213142008

Block: 290470213142009

Block: 290470213142010

Block: 290470213142011

Block: 290470213142012

Block: 290470213142013

Block: 290470213142017

Block: 290470213142018

Block: 290470213142019

Block: 290470213143000

Block: 290470213143001

Block: 290470213143002

Block: 290470213143003

Block: 290470213143004

Block: 290470213143005

Block: 290470213143006

Block: 290470213143007

Block: 290470213143008

Block: 290470213143009

Block: 290470213143010

Block: 290470213143011

Block: 290470213143012

Block: 290470213143013

Block: 290470213143014

Block: 290470213143015

Block: 290470213143016

Block: 290470213143017

Block: 290470213143018

Block: 290470213143019

Block: 290470213143020

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Block: 290470213143028

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Block: 290470219003043

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Block: 290470219003045

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Block: 290470219004040

Block: 290470219004042

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Block: 290470219004052

Block: 290470219004053

Block: 290470219004054

Block: 290470219004055

Block: 290470219004059

Block: 290470219004064

Block: 290470219004065

VTD: KC 21-1

VTD: KC 21-10

VTD: KC 21-11

VTD: KC 21-12

VTD: KC 21-13

VTD: KC 21-14

VTD: KC 21-15

VTD: KC 21-16

VTD: KC 21-17

VTD: KC 21-18

VTD: KC 21-19

VTD: KC 21-2

VTD: KC 21-20

VTD: KC 21-21

VTD: KC 21-23

VTD: KC 21-24

VTD: KC 21-25

VTD: KC 21-26

VTD: KC 21-27

VTD: KC 21-3

VTD: KC 21-4

VTD: KC 21-5

VTD: KC 21-6

VTD: KC 21-7

VTD: KC 21-8

VTD: KC 21-9

VTD: Lib 5

Block: 290470208031017

Block: 290470208032000

Block: 290470208032001

Block: 290470208032002

Block: 290470208032003

Block: 290470208032004

Block: 290470208033004

Block: 290470208033005

Block: 290470208033006

Block: 290470208033007

Block: 290470208033008

Block: 290470208033009

Block: 290470208033010

Block: 290470208033011

Block: 290470208033013

Block: 290470208033014

Block: 290470208033017

Block: 290470209021004

Block: 290470209021005

Block: 290470209021006

Block: 290470209021007

County: Jackson MO

VTD: 1603

VTD: 412

VTD: 413

VTD: 414

VTD: 415

VTD: 616

VTD: 617

VTD: 618

VTD: 619

VTD: Blue 01-01

VTD: Blue 01-02

VTD: Blue 01-03

VTD: Blue 01-04

VTD: Blue 01-05

VTD: Blue 01-06

VTD: Blue 01-07

Block: 290950151001075

VTD: Blue 01-09

VTD: Blue 02-01

VTD: Blue 02-02

VTD: Blue 02-03

VTD: Blue 02-04

VTD: Blue 02-05

VTD: Blue 02-06

VTD: Blue 02-07

VTD: Blue 03-01

VTD: Blue 03-02

VTD: Blue 03-03

VTD: Blue 03-04

Block: 290950114064000

Block: 290950114064001

Block: 290950114064002

Block: 290950114064003

Block: 290950114064004

Block: 290950114064005

Block: 290950114064006

Block: 290950114064007

Block: 290950151002033

Block: 290950177002013

Block: 290950177004000

Block: 290950177004001

Block: 290950177004002

Block: 290950177004003

Block: 290950177004004

Block: 290950177004005

Block: 290950177004006

Block: 290950177004007

Block: 290950177004008

Block: 290950177004009

Block: 290950177004010

Block: 290950177004011

Block: 290950177004012

Block: 290950177004013

Block: 290950177004014

Block: 290950177004015

Block: 290950177004016

VTD: Blue 03-05

VTD: Blue 04-01

VTD: Blue 04-02

VTD: Blue 04-03

VTD: Blue 04-04

VTD: Blue 04-05

VTD: Blue 04-06

VTD: Blue 04-07

VTD: Blue 04-08

VTD: Blue 04-09

VTD: Blue 04-10

VTD: Blue 05-01

VTD: Blue 05-02

VTD: Blue 05-03

VTD: Blue 05-04

VTD: Blue 05-05

VTD: Blue 05-06

VTD: Blue 05-07

VTD: Blue 05-08

VTD: Blue 05-09

VTD: Blue 06-01

VTD: Blue 06-02

VTD: Blue 06-03

VTD: Blue 06-04

VTD: Blue 06-05

VTD: Blue 06-06

VTD: Blue 06-07

VTD: Blue 07-01

VTD: Blue 07-02

VTD: Blue 07-03

VTD: Blue 07-04

VTD: Blue 07-05

VTD: Blue 07-06

VTD: Blue 07-07

VTD: Blue 07-08

VTD: Blue 07-09

VTD: Blue 08-01

VTD: Blue 08-02

VTD: Blue 08-03

VTD: Blue 08-04

VTD: Blue 08-05

VTD: Blue 08-06

VTD: Blue 08-07

VTD: Blue 08-08

VTD: Brooking No. 1

VTD: Brooking No. 10

VTD: Brooking No. 11

VTD: Brooking No. 12

VTD: Brooking No. 13

VTD: Brooking No. 14

VTD: Brooking No. 15

VTD: Brooking No. 16

VTD: Brooking No. 17

VTD: Brooking No. 18

VTD: Brooking No. 19

VTD: Brooking No. 2

VTD: Brooking No. 20

VTD: Brooking No. 3

VTD: Brooking No. 4

VTD: Brooking No. 5

VTD: Brooking No. 6

VTD: Brooking No. 7

VTD: Brooking No. 8

VTD: Brooking No. 9

VTD: Fort Osage 01

Block: 290950177001027

Block: 290950177001029

Block: 290950177001030

Block: 290950177001031

Block: 290950177001032

Block: 290950177001033

Block: 290950177001034

Block: 290950177001046

Block: 290950177001049

VTD: KC 1001

VTD: KC 1002

VTD: KC 1003

VTD: KC 1004

VTD: KC 1005

VTD: KC 1006

VTD: KC 1007

VTD: KC 1008

VTD: KC 1009

VTD: KC 101

VTD: KC 1010

VTD: KC 1011

VTD: KC 1012

VTD: KC 102

VTD: KC 103

VTD: KC 104

VTD: KC 105

VTD: KC 106

VTD: KC 107

VTD: KC 1101

VTD: KC 1102

VTD: KC 1103

VTD: KC 1104

VTD: KC 1105

VTD: KC 1106

VTD: KC 1107

VTD: KC 1108

VTD: KC 1109

VTD: KC 1110

VTD: KC 1111

VTD: KC 1112

VTD: KC 1113

VTD: KC 1114

VTD: KC 1201

VTD: KC 1202

VTD: KC 1203

VTD: KC 1204

VTD: KC 1205

VTD: KC 1206

VTD: KC 1207

VTD: KC 1208

VTD: KC 1209

VTD: KC 1210

VTD: KC 1211

VTD: KC 1212

VTD: KC 1301

VTD: KC 1303

VTD: KC 1304

VTD: KC 1305

VTD: KC 1306

VTD: KC 1307

VTD: KC 1308

VTD: KC 1309

VTD: KC 1310

VTD: KC 1311

VTD: KC 1312

VTD: KC 1313

VTD: KC 1401

VTD: KC 1402

VTD: KC 1403

VTD: KC 1404

VTD: KC 1405

VTD: KC 1406

VTD: KC 1407

VTD: KC 1408

VTD: KC 1409

VTD: KC 1410

VTD: KC 1411

VTD: KC 1412

VTD: KC 1413

VTD: KC 1414

VTD: KC 1415

VTD: KC 1501

VTD: KC 1502

VTD: KC 1503

VTD: KC 1504

VTD: KC 1505

VTD: KC 1506

VTD: KC 1507

VTD: KC 1508

VTD: KC 1509

VTD: KC 1510

VTD: KC 1511

VTD: KC 1512

VTD: KC 1513

VTD: KC 1514

VTD: KC 1515

VTD: KC 1516

VTD: KC 1517

VTD: KC 1518

VTD: KC 1519

VTD: KC 1520

VTD: KC 1521

VTD: KC 1522

VTD: KC 1523

VTD: KC 1524

VTD: KC 1601

VTD: KC 1602

VTD: KC 1604

VTD: KC 1605

VTD: KC 1606

VTD: KC 1607

VTD: KC 1608

VTD: KC 1609

VTD: KC 1610

VTD: KC 1611

VTD: KC 1612

VTD: KC 1613

VTD: KC 1614

VTD: KC 1615

VTD: KC 1701

VTD: KC 1702

VTD: KC 1703

VTD: KC 1704

VTD: KC 1705

VTD: KC 1706

VTD: KC 1707

VTD: KC 1708

VTD: KC 1709

VTD: KC 1710

VTD: KC 1711

VTD: KC 1712

VTD: KC 1713

VTD: KC 1714

VTD: KC 1801

VTD: KC 1802

VTD: KC 1803

VTD: KC 1804

VTD: KC 1805

VTD: KC 1806

VTD: KC 1807

VTD: KC 1808

VTD: KC 1809

VTD: KC 1810

VTD: KC 1811

VTD: KC 1812

VTD: KC 1813

VTD: KC 1814

VTD: KC 1815

VTD: KC 1816

VTD: KC 1901

VTD: KC 1902

VTD: KC 1903

VTD: KC 1904

VTD: KC 1905

VTD: KC 1906

VTD: KC 1907

VTD: KC 1908

VTD: KC 1909

VTD: KC 1910

VTD: KC 1911

VTD: KC 1912

VTD: KC 1913

VTD: KC 1914

VTD: KC 1915

VTD: KC 1916

VTD: KC 1917

VTD: KC 1918

VTD: KC 1919

VTD: KC 1920

VTD: KC 1921

VTD: KC 1922

VTD: KC 1923

VTD: KC 2001

VTD: KC 2002

VTD: KC 2003

VTD: KC 2004

VTD: KC 2005

VTD: KC 2006

VTD: KC 2007

VTD: KC 2008

VTD: KC 2009

VTD: KC 201

VTD: KC 2010

VTD: KC 202

VTD: KC 203

VTD: KC 204

VTD: KC 207

VTD: KC 208

VTD: KC 209

VTD: KC 210

VTD: KC 212

VTD: KC 213

VTD: KC 214

VTD: KC 215

VTD: KC 216

VTD: KC 217

VTD: KC 218

VTD: KC 2201

VTD: KC 2202

VTD: KC 2203

VTD: KC 2204

VTD: KC 2205

VTD: KC 2206

VTD: KC 2207

VTD: KC 2208

VTD: KC 2209

VTD: KC 2210

VTD: KC 2211

VTD: KC 2212

VTD: KC 2213

VTD: KC 2301

VTD: KC 2302

VTD: KC 2303

VTD: KC 2304

VTD: KC 2305

VTD: KC 2306

VTD: KC 2307

VTD: KC 2308

VTD: KC 2309

VTD: KC 2310

VTD: KC 2311

VTD: KC 2312

VTD: KC 2313

VTD: KC 2314

VTD: KC 2315

VTD: KC 2316

VTD: KC 2401

VTD: KC 2402

VTD: KC 2403

VTD: KC 2404

VTD: KC 2405

VTD: KC 2406

VTD: KC 2407

VTD: KC 2408

VTD: KC 2409

VTD: KC 2410

VTD: KC 2411

VTD: KC 2412

VTD: KC 2413

VTD: KC 2414

VTD: KC 2415

VTD: KC 2416

VTD: KC 2417

VTD: KC 2418

VTD: KC 2419

VTD: KC 2420

VTD: KC 2421

VTD: KC 2422

VTD: KC 2423

VTD: KC 2424

VTD: KC 2425

VTD: KC 2426

VTD: KC 2427

VTD: KC 2428

VTD: KC 2429

VTD: KC 2430

VTD: KC 2431

VTD: KC 2501

VTD: KC 2502

VTD: KC 2503

VTD: KC 2504

VTD: KC 2505

VTD: KC 2506

VTD: KC 2507

VTD: KC 2508

VTD: KC 2509

VTD: KC 2510

VTD: KC 2511

VTD: KC 2512

VTD: KC 2513

VTD: KC 2514

VTD: KC 2601

VTD: KC 2602

VTD: KC 2603

VTD: KC 2604

VTD: KC 2605

VTD: KC 2606

VTD: KC 2607

VTD: KC 2608

VTD: KC 2609

VTD: KC 2610

VTD: KC 2611

VTD: KC 2612

VTD: KC 2613

VTD: KC 301

VTD: KC 302

VTD: KC 303

VTD: KC 304

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VTD: KC 315

VTD: KC 316

VTD: KC 317

VTD: KC 318

VTD: KC 401

VTD: KC 402

VTD: KC 403

VTD: KC 404

VTD: KC 405

VTD: KC 406

VTD: KC 407

VTD: KC 408

VTD: KC 409

VTD: KC 410

VTD: KC 411

VTD: KC 501

VTD: KC 502

VTD: KC 503

VTD: KC 504

VTD: KC 505

VTD: KC 506

VTD: KC 507

VTD: KC 508

VTD: KC 509

VTD: KC 510

VTD: KC 511

VTD: KC 512

VTD: KC 513

VTD: KC 601

VTD: KC 602

VTD: KC 603

VTD: KC 604

VTD: KC 605

VTD: KC 606

VTD: KC 607

VTD: KC 608

VTD: KC 609

VTD: KC 610

VTD: KC 611

VTD: KC 612

VTD: KC 613

VTD: KC 614

VTD: KC 615

VTD: KC 701

VTD: KC 702

VTD: KC 703

VTD: KC 704

VTD: KC 705

VTD: KC 706

VTD: KC 707

VTD: KC 708

VTD: KC 709

VTD: KC 710

VTD: KC 711

VTD: KC 712

VTD: KC 713

VTD: KC 714

VTD: KC 715

VTD: KC 716

VTD: KC 717

VTD: KC 718

VTD: KC 801

VTD: KC 802

VTD: KC 803

VTD: KC 804

VTD: KC 805

VTD: KC 806

VTD: KC 807

VTD: KC 808

VTD: KC 809

VTD: KC 811

VTD: KC 812

VTD: KC 813

VTD: KC 814

VTD: KC 815

VTD: KC 901

VTD: KC 902

VTD: KC 903

VTD: KC 904

VTD: KC 905

VTD: KC 906

VTD: KC 907

VTD: KC 908

VTD: KC 909

VTD: KC 910

VTD: KC 911

VTD: KC 913

VTD: KC WD13 PCT1302

VTD: KC WD2 PCT205

VTD: KC WD2 PCT206

VTD: KC WD2 PCT211

VTD: KC WD8 PCT810

VTD: KC1314

VTD: Prairie 01

VTD: Prairie 02

VTD: Prairie 03

VTD: Prairie 04

VTD: Prairie 05

VTD: Prairie 06

VTD: Prairie 07

VTD: Prairie 08

VTD: Prairie 09

VTD: Prairie 10

VTD: Prairie 11

VTD: Prairie 12

VTD: Prairie 13

VTD: Prairie 14

VTD: Prairie 15

VTD: Prairie 16

VTD: Prairie 17

VTD: Prairie 18

VTD: Prairie 19

VTD: Prairie 20

VTD: Prairie 21

VTD: Prairie 22

VTD: Prairie 23

VTD: Prairie 24

VTD: Prairie 25

VTD: Prairie 26

VTD: Prairie 27

VTD: Prairie 28

VTD: Prairie 29

VTD: Prairie 30

VTD: Prairie 31

VTD: Prairie 32

VTD: Prairie 33

VTD: Prairie 34

VTD: Prairie 35

VTD: Prairie 36

VTD: Prairie 37

VTD: Prairie 38

VTD: Prairie 39

VTD: Prairie 40

VTD: Prairie 41

VTD: Prairie 42

VTD: Prairie 43

VTD: Prairie 44

VTD: Prairie 45

VTD: Prairie 46

VTD: Prairie 47

VTD: Prairie 48

VTD: Prairie 49

VTD: Prairie 50

VTD: Prairie 51

VTD: Prairie 53

VTD: Prairie 54

VTD: Prairie 55

VTD: Prairie 57

VTD: Prairie 59

VTD: Prairie 60

VTD: Prairie 62

VTD: Sni-A-Bar 01

VTD: Sni-A-Bar 02

VTD: Sni-A-Bar 03

VTD: Sni-A-Bar 04

VTD: Sni-A-Bar 08

Block: 290950148063010

VTD: Sni-A-Bar 17

VTD: Sni-A-Bar 18

VTD: Sni-A-Bar 19

VTD: Sni-A-Bar 21

Block: 290950141231000

Block: 290950141231001

Block: 290950141231002

Block: 290950141231003

Block: 290950141231004

Block: 290950141231005

Block: 290950141231008

Block: 290950141231009

Block: 290950141241000

Block: 290950141241001

Block: 290950141241002

Block: 290950141241003

Block: 290950141241004

Block: 290950141241005

Block: 290950141241006

Block: 290950141241008

Block: 290950141241009

Block: 290950141241010

Block: 290950141241011

Block: 290950141241012

Block: 290950141241013

Block: 290950141241014

Block: 290950141241015

Block: 290950141241026

Block: 290950141272001

Block: 290950141272002

Block: 290950141272003

Block: 290950141272004

Block: 290950141272006

Block: 290950141272007

Block: 290950141272008

Block: 290950141272009

Block: 290950141272010

Block: 290950141272023

Block: 290950141272024

Block: 290950193022052

Block: 290950193022053

VTD: Sni-A-Bar 22

VTD: Sni-A-Bar 24

VTD: Sni-A-Bar 25

VTD: Sni-A-Bar 26

VTD: Sni-A-Bar 27

VTD: Sni-A-Bar 28

VTD: Sni-A-Bar 34

VTD: Sni-A-Bar 35

VTD: Sni-A-Bar 36

VTD: Van Buren 04

Block: 290950139182015

VTD: Van Buren 06

VTD: Washington 01

VTD: Washington 02

VTD: Washington 03

VTD: Washington 04

VTD: Washington 05

VTD: Washington 06

VTD: Washington 07

VTD: Washington 08

VTD: Washington 09

VTD: Washington 10

VTD: Washington 11

VTD: Washington 12

128.466. The sixth congressional district shall be composed of the following:

County: Adair MO

County: Andrew MO

County: Atchison MO

County: Audrain MO

County: Buchanan MO

County: Caldwell MO

County: Carroll MO

County: Chariton MO

County: Clark MO

County: Clay MO

VTD: Chou 8

Block: 290470223023015

Block: 290470223023016

Block: 290470223023017

Block: 290470223023023

VTD: FR 1

VTD: FR 2

VTD: FR 3

VTD: FR 4

VTD: FR 5

VTD: KC 21 Lib 1

VTD: KC 21 Lib 2

VTD: KC 21 Lib 3

VTD: KC 21 Lib 4

VTD: KC 21 Lib 5

VTD: KC 21 Lib 6

VTD: KC 21 Pl 1

Block: 290470219003038

Block: 290470219003039

VTD: KC 21-22

VTD: Kry 1

VTD: Kry 2

VTD: Kry 3

VTD: Kry 4

VTD: Lib 1

VTD: Lib 10

VTD: Lib 11

VTD: Lib 12

VTD: Lib 13

VTD: Lib 14

VTD: Lib 2

VTD: Lib 3

VTD: Lib 4

VTD: Lib 5

Block: 290470208021011

Block: 290470208021012

Block: 290470208021013

Block: 290470208021031

Block: 290470208021032

Block: 290470208021033

Block: 290470208021035

Block: 290470208021036

Block: 290470208021037

Block: 290470208021041

Block: 290470208021043

Block: 290470208021044

Block: 290470208021045

Block: 290470208021046

Block: 290470208021047

Block: 290470208021048

Block: 290470208021049

Block: 290470208021050

Block: 290470208021052

Block: 290470208021053

Block: 290470208021054

Block: 290470208031000

Block: 290470208031001

Block: 290470208031002

Block: 290470208031003

Block: 290470208031004

Block: 290470208031005

Block: 290470208031006

Block: 290470208031007

Block: 290470208031008

Block: 290470208031009

Block: 290470208031010

Block: 290470208031011

Block: 290470208031012

Block: 290470208031013

Block: 290470208031014

Block: 290470208031015

Block: 290470208031016

Block: 290470208033000

Block: 290470208033001

Block: 290470208033002

Block: 290470208033003

Block: 290470223023010

Block: 290470223023011

Block: 290470223023018

VTD: Lib 6

VTD: Lib 7

VTD: Lib 8

VTD: Lib 9

VTD: Pl 1

VTD: Pl 2

VTD: Pl 3

VTD: Wash 1

VTD: Wash 2

VTD: Wash 3

County: Clinton MO

County: Daviess MO

County: DeKalb MO

County: Gentry MO

County: Grundy MO

County: Harrison MO

County: Holt MO

County: Jackson MO

VTD: Blue 01-07

Block: 290950151001008

Block: 290950151001009

Block: 290950151001010

Block: 290950151001020

Block: 290950151001030

Block: 290950151001031

Block: 290950151001032

Block: 290950151001033

Block: 290950151001034

Block: 290950151001035

Block: 290950151001036

Block: 290950151001037

Block: 290950151001044

Block: 290950151001045

Block: 290950151001046

Block: 290950151001047

Block: 290950151001070

Block: 290950151001071

Block: 290950151001072

Block: 290950151001073

Block: 290950151001074

Block: 290950151001076

Block: 290950151001078

Block: 290950151001079

Block: 290950151001080

Block: 290950151001091

Block: 290950151001096

Block: 290950151001097

Block: 290950151001100

VTD: Blue 01-08

VTD: Blue 03-04

Block: 290950151002029

VTD: Blue 03-06

VTD: Blue 03-07

VTD: Blue 03-08

VTD: Blue 03-09

VTD: Fort Osage 01

Block: 290950177001028

VTD: Fort Osage 02

VTD: Fort Osage 03

VTD: Fort Osage 04

VTD: Fort Osage 05

VTD: Fort Osage 06

VTD: Fort Osage 07

VTD: Fort Osage 08

VTD: Fort Osage 09

VTD: Fort Osage 10

VTD: Sni-A-Bar 06

VTD: Sni-A-Bar 50

Block: 290950149031030

Block: 290950149031063

Block: 290950149031065

Block: 290950149033000

Block: 290950149033021

County: Knox MO

County: Lewis MO

County: Lincoln MO

County: Linn MO

County: Livingston MO

County: Macon MO

County: Marion MO

County: Mercer MO

County: Monroe MO

County: Nodaway MO

County: Pike MO

County: Platte MO

County: Putnam MO

County: Ralls MO

County: Randolph MO

County: Ray MO

County: Schuyler MO

County: Scotland MO

County: Shelby MO

County: Sullivan MO

County: Worth MO

128.467. The seventh congressional district shall be composed of the following:

County: Barry MO

County: Christian MO

County: Dade MO

County: Greene MO

County: Jasper MO

County: Lawrence MO

County: McDonald MO

County: Newton MO

County: Stone MO

County: Taney MO

VTD: BOSTON CENTER

VTD: BRANSON 1

VTD: BRANSON 2

VTD: BRANSON 3

VTD: HOLLISTER 1

Block: 292134801092013

Block: 292134801092029

Block: 292134805011000

Block: 292134805011001

Block: 292134805011002

Block: 292134805011004

Block: 292134805011005

Block: 292134805011006

Block: 292134805011007

Block: 292134805011008

Block: 292134805011009

Block: 292134805011010

Block: 292134805011012

Block: 292134805011013

Block: 292134805011014

Block: 292134805011015

Block: 292134805011016

Block: 292134805011018

Block: 292134805011020

Block: 292134805011022

Block: 292134805011023

Block: 292134805011024

Block: 292134805011025

Block: 292134805011026

Block: 292134805011027

Block: 292134805011028

Block: 292134805011029

Block: 292134805011030

Block: 292134805011031

Block: 292134805011032

Block: 292134805011075

Block: 292134805011076

Block: 292134805031000

Block: 292134805031001

Block: 292134805031002

Block: 292134805031003

Block: 292134805031004

Block: 292134805031005

Block: 292134805031006

Block: 292134805031007

Block: 292134805031008

Block: 292134805031009

Block: 292134805031010

Block: 292134805031011

Block: 292134805031012

Block: 292134805031013

Block: 292134805031014

Block: 292134805031015

Block: 292134805031016

Block: 292134805031017

Block: 292134805031018

Block: 292134805031019

Block: 292134805032000

Block: 292134805032001

Block: 292134805032002

Block: 292134805032003

Block: 292134805032004

Block: 292134805032005

Block: 292134805032006

Block: 292134805032007

Block: 292134805032008

Block: 292134805032009

Block: 292134805032010

Block: 292134805032015

Block: 292134805032016

Block: 292134805032017

Block: 292134805032018

Block: 292134805032019

Block: 292134805032020

Block: 292134805032021

Block: 292134805032022

Block: 292134805032023

Block: 292134805032046

Block: 292134805032047

Block: 292134805032048

Block: 292134805032049

Block: 292134805032050

Block: 292134805032051

Block: 292134805032052

Block: 292134805032053

Block: 292134805033000

Block: 292134805033001

Block: 292134805033002

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VTD: KIRBYVILLE

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VTD: MT BRANSON

VTD: NORTH BRANSON

VTD: SKYLINE

VTD: WALNUT SHADE

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Block: 292134802071008

County: Webster MO

VTD: Benton

VTD: Diggins

VTD: East Ozark

VTD: Finley

VTD: Fordland

VTD: Grant

VTD: Hazelwood

VTD: High Prairie

VTD: Jackson

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VTD: Marshfield East

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VTD: Marshfield West

Block: 292254702021040

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VTD: Niangua

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Block: 292254701012097

Block: 292254701012098

Block: 292254701012101

Block: 292254701012102

Block: 292254701012103

Block: 292254701012110

VTD: Northview A

VTD: Northview B

VTD: Union

Block: 292254701011000

Block: 292254701011001

Block: 292254701011005

Block: 292254701011008

Block: 292254701011009

Block: 292254701011010

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Block: 292254701012080

Block: 292254701012081

Block: 292254701012082

Block: 292254701012083

Block: 292254701012084

Block: 292254701012085

Block: 292254701012111

Block: 292254701012112

128.468. The eighth congressional district shall be composed of the following:

County: Bollinger MO

County: Butler MO

County: Cape Girardeau MO

County: Carter MO

County: Dent MO

County: Douglas MO

County: Dunklin MO

County: Howell MO

County: Iron MO

VTD: Annapolis

VTD: Arcadia

VTD: Des Arc

VTD: Ironton

Block: 290939502001020

Block: 290939502001021

Block: 290939502001023

Block: 290939502001044

Block: 290939502001047

Block: 290939502001049

Block: 290939502001058

Block: 290939502002004

Block: 290939503001010

Block: 290939503001014

Block: 290939503001015

Block: 290939503001017

Block: 290939503001018

Block: 290939503001019

Block: 290939503001020

Block: 290939503001021

Block: 290939503001022

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Block: 290939503001024

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Block: 290939503001074

Block: 290939503001075

Block: 290939503001077

Block: 290939503002002

Block: 290939503002026

VTD: Vulcan

County: Jefferson MO

County: Madison MO

County: Mississippi MO

County: New Madrid MO

County: Oregon MO

County: Ozark MO

County: Pemiscot MO

County: Perry MO

County: Phelps MO

County: Reynolds MO

County: Ripley MO

County: Scott MO

County: Shannon MO

County: Ste. Genevieve MO

County: Stoddard MO

County: Taney MO

VTD: BRADLEYVILLE

VTD: CEDARCREEK

VTD: FORSYTH 1

VTD: FORSYTH 2

VTD: HOLLISTER 1

Block: 292134803024006

Block: 292134805032011

Block: 292134805032012

Block: 292134805032013

Block: 292134805032014

Block: 292134805032024

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VTD: HOLLISTER 2

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Block: 292134805041030

VTD: HOLLISTER 3

VTD: KIRBYVILLE

Block: 292134803011049

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Block: 292134803013034

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Block: 292134803025006

Block: 292134803025007

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Block: 292134803025014

Block: 292134803025015

Block: 292134803025016

Block: 292134803025017

VTD: KISSEE MILLS

VTD: Mark Twain

VTD: MERRIAM WOODS

VTD: ROCKAWAY BEACH

VTD: TANEYVILLE

VTD: WALNUT SHADE

Block: 292134802031004

Block: 292134802031006

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Block: 292134802071004

Block: 292134802071005

Block: 292134802071009

Block: 292134802071010

Block: 292134802071011

County: Texas MO

County: Wayne MO"; and

Further amend said bill,".

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Bernskoetter moved that **SA 1**, as amended, be adopted, which motion prevailed.

Senator Bernskoetter moved that **SS No. 2** for **HCS** for **HB 2117**, as amended, be adopted, which motion prevailed.

On motion of Senator Bernskoetter, **SS No. 2** for **HCS** for **HB 2117**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bernskoetter	Brattin	Brown	Burlison	Crawford	Eigel	Eslinger
Gannon	Hegeman	Hoskins	Koenig	May	Mosley	O'Laughlin
Riddle	Rizzo	Roberts	Rowden	Schatz	Washington	White
Wieland—22						

NAYS—Senators

Arthur	Beck	Cierpiot	Luetkemeyer	Moon	Onder	Razer
Schupp	Thompson Rehder	Williams—10				

Absent—Senator Hough—1

Absent with leave—Senator Bean—1

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Koenig
Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Washington	White
Wieland	Williams—30					

NAYS—Senators

Moon	Thompson Rehder—2

Absent—Senator Hough—1

Absent with leave—Senator Bean—1

Vacancies—None

On motion of Senator Bernskoetter, title to the bill was agreed to.

Senator Bernskoetter moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

REFERRALS

President Pro Tem Schatz referred **SS** for **SCS** for **SBs 775**, **751** and **640** to the Committee on Governmental Accountability and Fiscal Oversight.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
March 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Greta M. Bax, 4911 Southfork Drive, Russellville, Cole County, Missouri 65074, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2026, and until her successor is duly appointed and qualified; vice, Greta M. Bax, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Celeste Cramer, 32 Freida Lane, Clever, Stone County, Missouri 65631, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2026, and until her successor is duly appointed and qualified; vice, Celeste Cramer, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Nancy A. Gibler, Republican, 1813 Sherrick Court, Jefferson City, Cole County, Missouri 65109, as a member of the State Environmental Improvement and Energy Resources Authority, for a term ending January 22, 2025, and until her successor is duly appointed and qualified; vice, Nancy A. Gibler, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Mary Meyer Keyes, 1412 East Catalpa Street, Springfield, Greene County, Missouri 65804, as a member of the Children's Trust Fund Board, for a term ending September 15, 2024, and until her successor is duly appointed and qualified; vice, Mary Meyer Keyes, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Sharon J. Kissinger, 9606 David Drive, Poplar Bluff, Butler County, Missouri 63901, as a member of the Public School Retirement System of Missouri Board of Trustees, for a term ending June 30, 2026, and until her successor is duly appointed and qualified; vice, Sharon J. Kissinger, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Amy Diane Strauss, 1236 West Cardinal Street, Springfield, Greene County, Missouri 65810, as a member of the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects, for a term ending September 30, 2025, and until her successor is duly appointed and qualified; vice, Amy Diane Strauss, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 23, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jill Williams, 8 Country Breeze Circle, Eldon, Miller County, Missouri 65026, as a member of the Missouri Workforce Development

Board, for a term ending March 3, 2026, and until her successor is duly appointed and qualified; vice, Jill Williams, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Schatz referred the above reappointments to the Committee on Gubernatorial Appointments.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2694**, entitled:

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to personal property appreciation, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1856**, entitled:

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to the extended learning opportunities act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1962**, entitled:

An Act to repeal sections 301.010 and 304.240, RSMo, and to enact in lieu thereof two new sections relating to log truck weight limitations, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2202**, entitled:

An Act to repeal section 170.018, RSMo, and to enact in lieu thereof two new sections relating to computer science courses.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2382**, entitled:

An Act to repeal sections 144.010, 144.1021, 419.020, and 419.040, RSMo, and section 144.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and section 144.011 as enacted by house bill no. 1831, ninety-ninth general assembly, second regular session, and to enact in lieu thereof five new sections relating to lodging establishments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2193**, entitled:

An Act to repeal section 320.336, RSMo, and to enact in lieu thereof one new section relating to reemployment rights of Missouri Task Force One members.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1606**, entitled:

An Act to repeal sections 50.800, 50.810, 50.815, and 50.820, RSMo, and to enact in lieu thereof two new sections relating to county financial statements.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1984**, entitled:

An Act to repeal section 104.160, RSMo, and to enact in lieu thereof one new section relating to the Missouri department of transportation and highway patrol employees' retirement system.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HCS** for **HBs 2502** & **2556**, entitled:

An Act to repeal sections 313.800, 313.813, and 313.842, RSMo, and to enact in lieu thereof seventeen new sections relating to sports wagering, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2163**, entitled:

An Act to repeal section 194.119, RSMo, and to enact in lieu thereof one new section relating to the right of sepulcher.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2355**, entitled:

An Act to repeal sections 190.100, 190.101, 190.103, 190.176, 190.200, 190.241, 190.243, and 190.245, RSMo, and to enact in lieu thereof nine new sections relating to time-critical diagnosis, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator May offered Senate Resolution No. 694, regarding Sue McCollum, which was adopted.

INTRODUCTION OF GUESTS

Senator White introduced to the Senate, Anna-Kaye Vangilder; Carl Junction; Bobbie Ryan; Zoey Cook; Jona Spieker, Zeke Spieker; and Angela Zeke, Webb City.

Senator May introduced to the Senate, Samantha Ferguson Knight, St. Louis.

Senator Brattin introduced to the Senate, Chelsey O'Sullivan, Kori O'Sullivan, Brian O'Sullivan, and Candy Hill, Lamar; Paula Kohl; Justin Jones, his wife, Athena and son, Garrett; Jaxon Maggoffin; Olivia Bartlett; Gracie Scott; Mackenzie Jones; Kennedy Adam; Lance Bolling; Carl Bolling; Will Martin, Harrisonville; Garrett and Jaxon were made honorary pages.

Senator Williams introduced to the Senate, Noah Kleinlehrer, St. Louis; Robbi Jefferey Abraham, St. Louis; Dan Neiss, Suzi Neiss, Maharat Rori Picker Neiss, University City; Amy Kuo Hammerman and her son, Calvino Hammerman, St. Louis.

Senator Thompson Rehder introduced to the Senate, Assisted Recovery Centers of America, Percy Menzies; and Aaron Laxton.

Senator Mosley introduced to the Senate, Lakyia Bell, St. Louis.

Senator Cierpiot introduced to the Senate, his wife, Connie Cierpiot.

Senator Arthur introduced to the Senate, Judge Jane Brown and Tom Brown, Kansas City.

Senator Burlison introduced to the Senate, Tory Carter; Cheryl Carter; and Matt Ridpath, Nixa.

Senator Moon introduced to the Senate, Matt Goodsell.

Senator Bernskoetter introduced to the Senate, former State Representative, Chris Kelly.

Senator Moon introduced to the Senate, Representative Chris Sander; his mother, Janet Sander; and his nephew Tanner Van Dyne.

Senator Williams introduced to the Senate, St. Patrick Center team, Dr. Stanley Andrisse, Basia Skudrzyk; Rosa Gomez-Herrin; Jameel Spann; Benzon Miles; Sue Haverman; and Mark Franke, St. Louis.

Senator Beck introduced to the Senate, Major General Cassie Strom, St. Louis.

Senator Thompson Rehder introduced to the Senate, Ms. Sherry Branch-Maxwell, Charleston and Mississippi Counties.

Senator Cierpiot introduced to the Senate, Dr. Marion Pierson.

Senator Schupp introduced to the Senate, Leslie Gill and her daughter, Marley, St. Louis.

Senator May introduced to the Senate, Darren Seals, St. Louis City.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, March 28, 2022.

SENATE CALENDAR

THIRTY-EIGHTH DAY–MONDAY, MARCH 28, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1197-Mosley
SB 1198-Mosley
SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot

SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
HB 1724-Hudson
HCS for HB 1732
HB 1473-Pike
HB 1481-Dinkins
HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGirl
HB 1600-Chipman
HB 1725-Hudson
HB 2694-Hudson
HB 1856-Baker
HB 1962-Copeland
HB 2202-Fitzwater
HCS for HB 2382
HB 2193-Toalson Reisch
HCS for HB 1606
HCS for HB 1984
HCS for HBs 2502 & 2556
HB 2163-Houx
HB 2355-Andrews

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS for SB 807-Hoskins (In Fiscal Oversight)
SB 710-Beck
SS for SCS for SB 834-Luetkemeyer and Thompson Rehder (In Fiscal Oversight)
SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 726-Onder
2. SB 761-Brown
3. SB 657-Cierpiot
4. SB 725-Hegeman, with SCS
5. SB 783-Eslinger, with SCS
6. SB 938-White, with SCS
7. SB 931-Koenig, with SCS
8. SJR 46-Cierpiot
9. SB 756-White, with SCS
10. SB 968-Burlison, with SCS
11. SBs 777 & 808-Brattin, with SCS
12. SB 683-O'Laughlin, with SCS
13. SB 997-Bernskoetter
14. SB 650-Eigel

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 732-Hoskins, with SCS
SB 758-Hough, with SCS, SS#2 for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 823-White, with SS, SA 2 & point of order (pending)
SB 850-Bean, with SCS
SB 869-Koenig
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-EIGHTH DAY—MONDAY, MARCH 28, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I will instruct you and teach you the way you should go; I will counsel you with my eye upon you." (Psalm 32:8)

Almighty God, we thank You for keeping Your eye upon us as we travel to begin this new week and we need Your counsel as more and more bills are laid before us for consideration. You have shown us in Your teaching that we do not often see things in the same way and certainly need Your counsel so we might see the benefit and wisdom each bill has. So, help us Lord this week that we might embrace what is before us and make solid decisions when we are called to vote. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Wednesday, March 23, 2022, was read and approved.

Senator White announced photographers from KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

RESOLUTIONS

Senators Roberts and May offered Senate Resolution No. 695, regarding the death of Robert "Rob" Lamont West, which was adopted.

Senator Hegeman offered Senate Resolution No. 696, regarding the One Hundredth Birthday of Phyllis Rachel Banks, Forbes, which was adopted.

Senators Hoskins, Schatz, and White offered Senate Resolution No. 697, regarding Civil Air Patrol, which was adopted.

Senator Roberts offered Senate Resolution No. 698, regarding the death of Alice Mary Windom, St. Louis, which was adopted.

Senator Moon offered Senate Resolution No. 699, regarding Robert R. Ward, Aurora, which was adopted.

Senator Wieland offered Senate Resolution No. 700, regarding Allen Coggins, St. Clair, which was adopted.

Senator Burlison offered Senate Resolution No. 701, regarding Victoria Carter, Nixa, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2005**, entitled:

An Act to repeal sections 393.170, 523.010, 523.039, 523.040, and 523.060, RSMo, and to enact in lieu thereof five new sections relating to eminent domain for certain utilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1734**, entitled:

An Act to repeal sections 44.032, 393.1400, 393.1640, 393.1655, 393.1700, and 393.1715, RSMo, and to enact in lieu thereof eight new sections relating to utilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1677**, entitled:

An Act to repeal sections 338.015, 376.387, and 376.388, RSMo, and to enact in lieu thereof nine new sections relating to pharmacy benefits managers, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1699**, entitled:

An Act to repeal sections 455.073, 455.075, and 455.085, RSMo, and to enact in lieu thereof six new sections relating to domestic violence, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1750**, entitled:

An Act to repeal sections 37.850, 160.261, 162.261, 162.281, 162.291, 162.471, 162.481, 162.491, 162.720, 162.961, 162.974, 167.151, 168.021, 168.205, 171.033, 302.010, and 304.060, RSMo, and to enact in lieu thereof twenty-four new sections relating to elementary and secondary education, with a penalty provision and an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1656**, entitled:

An Act to repeal sections 84.344, 285.040, 285.575, 320.097, 320.210, and 575.095, RSMo, and to enact in lieu thereof eight new sections relating to certain public employees, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

SENATE BILLS FOR PERFECTION

Senator Bean moved that **SB 850**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 850**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 850

An Act to repeal sections 217.690, 544.170, 558.016, 558.019, 571.015, 571.070, 575.010, 575.200, 575.353, 578.007, and 578.022, RSMo, and to enact in lieu thereof eleven new sections relating to criminal laws, with penalty provisions.

Was taken up.

Senator Bean moved that **SCS** for **SB 850** be adopted.

Senator Bean offered **SS** for **SCS** for **SB 850**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 850

An Act to repeal sections 217.690, 491.015, 544.170, 558.016, 558.019, 566.149, 566.150, 566.155, 569.010, 569.100, 570.010, 570.030, 571.015, 571.070, 575.010, 575.200, 575.353, 578.007, 578.022, 595.201, and 595.226, RSMo, and to enact in lieu thereof twenty-one new sections relating to criminal laws, with penalty provisions.

Senator Bean moved that **SS** for **SCS** for **SB 850** be adopted.

Senator Bernskoetter assumed the Chair.

Senator Razer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 850, Pages 1-6, Section 217.690, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Razer moved that the above amendment be adopted.

Senator Eslinger assumed the Chair.

Senator Hough assumed the Chair.

Senator Razer moved that the above amendment be adopted, which motion failed on a standing divison vote.

At the request of Senator Bean, **SB 850**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, former Senator, Jamilah Nasheed.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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THIRTY-NINTH DAY–TUESDAY, MARCH 29, 2022

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1197-Mosley

SB 1198-Mosley

SB 1199-Mosley
SB 1200-Gannon
SB 1201-Rizzo
SB 1202-Koenig
SB 1203-Koenig
SB 1204-Eigel
SB 1205-Washington
SB 1206-Onder
SB 1207-Onder
SB 1208-Moon
SB 1209-May
SB 1210-May
SB 1211-Bean
SB 1212-Crawford
SB 1213-Crawford
SB 1214-White
SB 1215-Schupp
SB 1216-Cierpiot
SB 1217-Hegeman
SB 1218-Hegeman
SB 1219-Gannon
SB 1220-Gannon
SB 1221-Eslinger
SB 1222-Eslinger
SB 1223-Brattin
SB 1224-Brattin
SB 1225-Brattin
SB 1226-Brattin
SB 1227-Brattin
SB 1228-Bernskoetter
SB 1229-Brown
SB 1230-Washington
SB 1231-O'Laughlin
SB 1232-O'Laughlin
SB 1233-Roberts
SB 1234-Roberts
SB 1235-May
SB 1236-Schatz
SB 1237-Schatz
SB 1238-Schatz
SB 1239-Rizzo
SB 1240-Brattin
SB 1241-Brattin
SB 1242-Brattin
SB 1243-Hegeman
SJR 47-Moon
SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder
SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
HB 1724-Hudson
HCS for HB 1732

HB 1473-Pike
HB 1481-Dinkins
HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGirl
HB 1600-Chipman
HB 1725-Hudson
HB 2694-Hudson
HB 1856-Baker
HB 1962-Copeland
HB 2202-Fitzwater
HCS for HB 2382
HB 2193-Toalson Reisch
HCS for HB 1606
HCS for HB 1984
HCS for HBs 2502 & 2556
HB 2163-Houx
HB 2355-Andrews
HCS for HB 2005
HCS for HB 1734
HCS for HB 1677
HCS for HB 1699
HCS for HB 1750
HCS for HB 1656

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 807-Hoskins
(In Fiscal Oversight)
SB 710-Beck
SS for SCS for SB 834-Luetkemeyer and Thompson Rehder
(In Fiscal Oversight)
SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 726-Onder
2. SB 761-Brown
3. SB 657-Cierpiot
4. SB 725-Hegeman, with SCS
5. SB 783-Eslinger, with SCS
6. SB 938-White, with SCS
7. SB 931-Koenig, with SCS
8. SJR 46-Cierpiot
9. SB 756-White, with SCS
10. SB 968-Burlison, with SCS
11. SBs 777 & 808-Brattin, with SCS
12. SB 683-O'Laughlin, with SCS
13. SB 997-Bernskoetter
14. SB 650-Eigel

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 732-Hoskins, with SCS
SB 758-Hough, with SCS, SS#2 for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 823-White, with SS, SA 2 & point of order (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel

SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-NINTH DAY—TUESDAY, MARCH 29, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"The Lord is near to the brokenhearted, and saves the crushed spirit." (Psalm 34:18)

Merciful God, we have so many damaged souls and people whose spirits are crushed due to the war that plagues our friends, the violence that destroys lives and leaves people grieving in its wake and the uncertainty of the future as prices rise and what was a ready abundance dries up before us. Teach us to trust in You always so that we need not fear but know that You will guide us through these changing times. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

RESOLUTIONS

Senator Rowden offered the following resolution:

SENATE RESOLUTION NO. 702

Whereas, Gary Pinkel was born in Akron, Ohio; and

Whereas, he played football at Kent State University, achieving the honor of being named team captain and being named as a two-time, all-conference tight end; and

Whereas, after beginning his head coaching career at Toledo University in 1991, he won 65.9 percent of the games he coached and achieved a record of 73-37-3, the most wins in school history; and

Whereas, his nine winning seasons out of ten seasons coached at Toledo University included one conference championship, three division titles, and a Vegas Bowl win, and he was twice named Coach of the Year of the Mid-American Conference; and

Whereas, in 2001, he became the head coach at the University of Missouri, which had fielded a football program with only two winning seasons in the previous seventeen years and only one ten-win season in school history; and

Whereas, in the next fifteen years with him as the head coach, the University of Missouri football team achieved ten winning seasons, five ten-win seasons, five conference division titles, two Southeastern Conference championship game appearances, ten bowl appearances, six bowl victories, five final top-20 national rankings, and the university's first No. 1 ranking since 1960; and

Whereas, during those fifteen successful years, he was named the National Coach of the Year in 2007, the Big 12 Conference coach of the year in 2007, and the Southeastern Conference coach of the year in 2014; and

Whereas, his 2007 team became one of his greatest with a Big 12 North division title and record of 12-2 while scoring an average of 40 points per game. The team ruined the undefeated record of the border rival Kansas Jayhawks, defeating them with a 36-28 win and claiming the national No. 1 ranking. The 2007 team finished the season with a 38-17 victory over Arkansas in the Cotton Bowl and a national No. 4 ranking; and

Whereas, after the university moved to the Southeastern Conference, his 2013 team surprised college football experts by finishing the season as Southeastern Conference East division champions and Cotton Bowl champions over Oklahoma State with another 12-2 record and a national No. 5 ranking; and

Whereas, in 2014, he led his team in a return to the Southeastern Conference championship and finished the season with an 11-3 record and a national No. 14 ranking by defeating Minnesota in the Buffalo Wild Wings Citrus Bowl; and

Whereas, he ended his college football coaching career with his retirement in 2015 as the third-winningest active college football coach; and

Whereas, during his tenure as head coach, he led the University of Missouri football team to a 118-73 record; and

Whereas, he joined coach Bear Bryant and coach Steve Spurrier as one of only three coaches in college football history to hold the most wins for two collegiate football programs; and

Whereas, he became the first coach in NCAA Division I Football Bowl Subdivision history to lead a team to the conference championship game in three different conferences; and

Whereas, seventy-nine of his players were recognized as first team all-conference players, ten were recognized as First Team All-Americans, three were recognized as Academic All-Americans, three were recognized as National Football Foundation National Scholar-Athletes, and thirty-nine were drafted by National Football League teams; and

Whereas, players on his University of Missouri football teams excelled in the classroom by leading the conference in academic progress rate numerous times and with ninety-five percent of his senior players graduating; and

Whereas, he has been inducted into the Kenmore High School Hall of Fame, the Kent State Athletics Hall of Fame, the Toledo Athletics Hall of Fame, the Mid-American Conference Hall of Fame, the St. Louis Sports Hall of Fame, and the Missouri Sports Hall of Fame; and

Whereas, on January 10, 2022, the National Football Foundation & College Hall of Fame announced that Gary Pinkel is a member of the 2022 College Football Hall of Fame Class:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, hereby congratulate Gary Pinkel on his myriad achievements in college football, recognize him as the winningest coach in Missouri football history, and recognize that his leadership and success put Missouri on the college football map and gave the state's flagship university hope and high expectations; and

Be It Further Resolved that the Secretary of Senate be instructed to prepare a properly inscribed copy of this resolution for Coach Gary Pinkel, the Kenmore High School Hall of Fame, the Kent State Athletics Hall of Fame, the Toledo Athletics Hall of Fame, the Mid-American Conference Hall of Fame, the St. Louis Sports Hall of Fame, the Missouri Sports Hall of Fame, the National Football Foundation & College Football Hall of Fame, and the president of the University of Missouri.

On motion of Senator Rowden, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

SECOND READING OF SENATE BILLS

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

SB 1197—Professional Registration.

SB 1198—Judiciary and Civil and Criminal Jurisprudence.

SB 1199—Commerce, Consumer Protection, Energy and the Environment.

SB 1200—Agriculture, Food Production and Outdoor Resources.

SB 1201—Judiciary and Civil and Criminal Jurisprudence.

SB 1202—Seniors, Families, Veterans & Military Affairs.

SB 1203—Education.

SB 1204—General Laws.

SB 1205—Judiciary and Civil and Criminal Jurisprudence.

SB 1206—Education.

SB 1207—Education.

SB 1208—General Laws.

SB 1209—Local Government and Elections.

SB 1210—Health and Pensions.

SB 1211—Commerce, Consumer Protection, Energy and the Environment.

SB 1212—Insurance and Banking.

SB 1213—Small Business and Industry.

SB 1214—Seniors, Families, Veterans & Military Affairs.

SB 1215—Judiciary and Civil and Criminal Jurisprudence.

SB 1216—Seniors, Families, Veterans & Military Affairs.

SB 1217—Judiciary and Civil and Criminal Jurisprudence.

SB 1218—Judiciary and Civil and Criminal Jurisprudence.

SB 1219—Judiciary and Civil and Criminal Jurisprudence.

SB 1220—Transportation, Infrastructure and Public Safety.

SB 1221—Seniors, Families, Veterans & Military Affairs.

SB 1222—Small Business and Industry.

SB 1223—Agriculture, Food Production and Outdoor Resources.

SB 1224—Education.

SB 1225—Education.

SB 1226—Appropriations.

SB 1227—General Laws.

SB 1228—Agriculture, Food Production and Outdoor Resources.

SB 1229—Transportation, Infrastructure and Public Safety.

SB 1230—Judiciary and Civil and Criminal Jurisprudence.

SB 1231—Transportation, Infrastructure and Public Safety.

SB 1232—Commerce, Consumer Protection, Energy and the Environment.

SB 1233—Economic Development.

SB 1234—Judiciary and Civil and Criminal Jurisprudence.

SB 1235—Agriculture, Food Production and Outdoor Resources.

SB 1236—Commerce, Consumer Protection, Energy and the Environment.

SB 1237—Governmental Accountability and Fiscal Oversight.

SB 1238—Transportation, Infrastructure and Public Safety.

SB 1239—Insurance and Banking.

SB 1240—Transportation, Infrastructure and Public Safety.

SB 1241—Transportation, Infrastructure and Public Safety.

SB 1242—Professional Registration.

SB 1243—Judiciary and Civil and Criminal Jurisprudence.

SJR 47—Governmental Accountability and Fiscal Oversight.

SJR 48—Seniors, Families, Veterans & Military Affairs.

SJR 49—Rules, Joint Rules, Resolutions and Ethics.

SJR 50—Governmental Accountability and Fiscal Oversight.

SJR 51—Local Government and Elections.

SJR 52—Seniors, Families, Veterans & Military Affairs.

SJR 53—Seniors, Families, Veterans & Military Affairs.

SJR 54—Health and Pensions.

SJR 55—Transportation, Infrastructure and Public Safety.

SJR 56—Transportation, Infrastructure and Public Safety.

SJR 57—Transportation, Infrastructure and Public Safety.

SJR 58—Transportation, Infrastructure and Public Safety.

SJR 59—Ways and Means.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Andrew Evans, Democrat, as a member of the Amusement Ride Safety Board;

Also,

Abigail Bidwell, Democrat, and Samantha Ferguson Knight, Democrat, as members of the Missouri Community Service Commission;

Also,

Thomas L. Brown, as a member of the Clay County Board of Election Commissioners;

Also,

Loran R. Coleman and Sherry Lynn Farrell, as members of the Missouri Real Estate Commission;

Also,

Teresa E. Coyan and Lynne Unnerstall, as members of the Mental Health Commission;

Also,

Connie Diekman, Republican, as a member of the State Committee of Dietitians;

Also,

Astra Ferris, as a member of the Missouri Workforce Development Board;

Also,

Dr. Donna Gloe, as a member of the Missouri State Board of Nursing;

Also,

Randy Little, Republican, as a member of the State Fair Commission;

Also,

Kelly L. McClelland, as a member of the Missouri Veterans Commission;

Also,

Roger S. Walleck, Independent, as a member of the Workers' Compensation Determinations Review Board; and

Darla Wierzbicki, Republican, as a member of the Clay County Board of Election Commissioners.

Senator Schatz requested unanimous consent of the Senate to vote on the above report in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **SB 723**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Riddle, Chairman of the Committee on Professional Registration, Senator Burlison submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 1153**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hoskins, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **SB 864**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Eigel, Chairman of the Committee on General Laws, Senator Rowden submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 867**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 654**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 812**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cierpiot, Chairman of the Committee on Commerce, Consumer Protection, Energy and the

Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 742**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 918**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bernskoetter, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following reports:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HCS** for **HB 1720**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 984**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 671**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 741**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 674**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 987**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was

referred **SB 713**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 1552**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 781**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SENATE BILLS FOR PERFECTION

Senator Onder moved that **SB 726** be taken up for perfection, which motion prevailed.

Senator Onder offered **SS** for **SB 726**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 726

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to health care.

Senator Onder moved that **SS** for **SB 726** be adopted.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 726, Page 1, Section 9.288, Line 9, by inserting after all of said line the following:

"190.800. 1. Each ground ambulance service, except for any ambulance service owned and operated by an entity owned and operated by the state of Missouri, including but not limited to any hospital owned or operated by the board of curators, as defined in chapter 172, or any department of the state, shall, in addition to all other fees and taxes now required or paid, pay an ambulance service reimbursement allowance tax for the privilege of engaging in the business of providing ambulance services in this state.

2. For the purpose of this section, the following terms shall mean:

(1) "Ambulance", the same meaning as such term is defined in section 190.100;

(2) "Ambulance service", the same meaning as such term is defined in section 190.100;

(3) "Engaging in the business of providing ambulance services in this state", accepting payment for such services**[**;

(4) "Gross receipts", all amounts received by an ambulance service licensed under section 190.109 for its own account from the provision of all emergency services, as defined in section 190.100, to the public in the state of Missouri, but shall not include revenue from taxes collected under law, grants, subsidies received from governmental agencies, or the value of charity care**]**.

190.803. 1. Each ambulance service's reimbursement allowance shall be based on **[**its gross receipts

using**]** a formula established by the department of social services by **[**rule. The determination of tax due shall be the monthly gross receipts reported to the department of social services multiplied by the tax rate established by rule by the department of social services. Such tax rate may be a graduated rate based on gross receipts and shall not exceed a rate of six percent per annum of gross receipts**] regulations and rules as provided in section 190.836. The ambulance reimbursement allowance shall be consistent with permissible health care related taxes, as defined in 42 CFR 433, Subpart B, as amended**.

2. Notwithstanding any other provision of law to the contrary, any action respecting the validity of the rules promulgated under this section or section 190.815 or 190.833 shall be filed in the circuit court of Cole County. The circuit court of Cole County shall hear the matter as the court of original jurisdiction.

190.806. Each ambulance service shall keep such records as may be necessary to determine the amount of its reimbursement allowance. On or before the first day of October of each year, every ambulance service shall submit to the department of social services a statement that accurately reflects such information as is necessary to determine such ambulance service's reimbursement allowance tax. **[**Each licensed ambulance service shall report gross receipts to the department of social services.**]** The information obtained by the department of social services shall be confidential.

190.815. The director of the department of social services shall prescribe by rule the form and content of any document required to be filed under sections 190.800 to 190.836. **[**No later than November 30, 2009, the department of social services shall promulgate rules to implement the provisions of sections 190.830 to 190.836.**]**

196.1050. 1. The proceeds of any monetary settlement or portion of a global settlement between the attorney general of the state and any drug manufacturers, distributors, or combination thereof to resolve an opioid-related cause of action against such drug manufacturers, distributors, or combination thereof in a state or federal court shall only be utilized to pay for opioid addiction treatment and prevention services and health care and law enforcement costs related to opioid addiction treatment and prevention. Under no circumstances shall such settlement moneys be utilized to fund other services, programs, or expenses not reasonably related to opioid addiction treatment and prevention.

2. (1) There is hereby established in the state treasury the "Opioid Addiction Treatment and Recovery Fund", which shall consist of the proceeds of any settlement described in subsection 1 of this section, as well as any funds appropriated by the general assembly, or gifts, grants, donations, or bequests. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used by the department of mental health, the department of health and senior services, the department of social services, **[**and**]** the department of public safety**, the department of corrections, the office of administration, and the judiciary** for the purposes set forth in subsection 1 of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

208.1000. (1) There is hereby created in the state treasury the "Medicaid Stabilization Fund", which shall consist of moneys received in the state treasury due to the American Rescue Plan Act of 2021, P.L. 117-2, Section 9814, as enacted by the 117th United States Congress, and any other

appropriations made by the general assembly. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of social services for the purposes of the MO HealthNet program.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted.

Senator Hegeman offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 726, Pages 3-4, Lines 89-90, by striking the words "the office of administration,".

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman moved that **SA 1**, as amended, be adopted, which motion prevailed.

Senator Burlison offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 726, Page 1, Section 9.288, Line 9, by inserting after all of said line the following:

"376.1800. 1. As used in this section, the following terms shall mean:

(1) "Medical retainer agreement", a contract between a **[**physician**]** **provider** and an individual patient or such individual patient's legal representative in which the **[**physician**]** **provider** agrees to provide certain health care services described in the agreement to the individual patient for an agreed-upon fee and period of time;

(2) **[**"Physician"**]** **"Provider"**, **a chiropractor licensed under chapter 331, a dentist licensed under chapter 332, or** a physician licensed under chapter 334. **[**Physician**]** **Provider** includes an individual **[**physician**]** **provider** or a group of **[**physicians**]** **providers**.

2. A medical retainer agreement is not insurance and is not subject to this chapter. Entering into a medical retainer agreement is not the business of insurance and is not subject to this chapter.

3. A **[**physician**]** **provider** or agent of a **[**physician**]** **provider** is not required to obtain a certificate of authority or license under this section to market, sell, or offer to sell a medical retainer agreement.

4. To be considered a medical retainer agreement for the purposes of this section, the agreement shall meet all of the following requirements:

(1) Be in writing;

(2) Be signed by the **[**physician**] provider** or agent of the **[**physician**] provider** and the individual patient or such individual patient's legal representative;

(3) Allow either party to terminate the agreement on written notice to the other party;

(4) Describe the specific health care services that are included in the agreement;

(5) Specify the fee for the agreement;

(6) Specify the period of time under the agreement; and

(7) Prominently state in writing that the agreement is not health insurance.

5. (1) For any patient who enters into a medical retainer agreement under this section and who has established a health savings account (HSA) in compliance with 26 U.S.C. Section 223, or who has a flexible spending arrangement (FSA) or health reimbursement arrangement (HRA), fees under the patient's medical retainer agreement may be paid from such health savings account or reimbursed through such flexible spending arrangement or health reimbursement arrangement, subject to any federal or state laws regarding qualified expenditures from a health savings account, or reimbursement through a flexible spending arrangement or a health reimbursement arrangement.

(2) The employer of any patient described in subdivision (1) of this subsection may:

(a) Make contributions to such patient's health savings account, flexible spending arrangement, or health reimbursement arrangement to cover all or any portion of the agreed-upon fees under the patient's medical retainer agreement, subject to any federal or state restrictions on contributions made by an employer to a health savings account, or reimbursement through a flexible spending arrangement, or health reimbursement arrangement; or

(b) Pay the agreed-upon fees directly to the **[**physician**] provider** under the medical retainer agreement.

6. Nothing in this section shall be construed as prohibiting, limiting, or otherwise restricting a **[**physician**] provider** in a collaborative practice arrangement from entering into a medical retainer agreement under this section."; and

Further amend the title and enacting clause accordingly.

Senator Burlison moved that the above amendment be adopted, which motion prevailed.

Senator Thompson Rehder offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 726, Page 1, Section 9.288, Line 9, by inserting after all of said line the following:

"579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propogate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of

this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, or delivers hypodermic needles or syringes for the purpose of operating a syringe access program or otherwise mitigating health risks associated with unsterile injection drug use shall be exempt from the provisions of this section.**

2. **No entity shall be present within five hundred feet of any school building, unless such entity is in operation prior to the date the school building commenced operations.**

3. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes for the purpose of operating a syringe access program or otherwise mitigating health risks associated with unsterile injection drug use shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony."; and

Further amend the title and enacting clause accordingly.

Senator Thompson Rehder moved that the above amendment be adopted.

Senator Hoskins offered **SA 1** to **SA 3**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Bill No. 726, Page 1, Line 20, by striking "five hundred feet" and inserting in lieu there of the following: "**one-quarter of a mile**".

Senator Hoskins moved that the above amendment be adopted, which motion prevailed.

Senator Thompson Rehder moved that **SA 3**, as amended, be adopted, which motion prevailed.

Senator May offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 726, Page 1, Section 9.288, Line 9, by inserting after all of said line the following:

"167.630. 1. Each school board may authorize a school nurse licensed under chapter 335 who is employed by the school district and for whom the board is responsible for to maintain an adequate supply of prefilled auto syringes of epinephrine with fifteen-hundredths milligram or three-tenths milligram delivery at the school. The nurse shall recommend to the school board the number of prefilled epinephrine auto syringes that the school should maintain.

2. To obtain prefilled epinephrine auto syringes for a school district, a prescription written by a licensed physician, a physician's assistant, or nurse practitioner is required. For such prescriptions, the school district shall be designated as the patient, the nurse's name shall be required, and the prescription shall be filled at a licensed pharmacy.

3. A school nurse **[**or**], contracted agent trained by a nurse, or** other school employee trained by and supervised by the nurse**,** shall have the discretion to use an epinephrine auto syringe on any student the school nurse **[**or**],** trained employee **or trained contracted agent** believes is having a life-threatening anaphylactic reaction based on the training in recognizing an acute episode of an anaphylactic reaction. The provisions of section 167.624 concerning immunity from civil liability for trained employees administering lifesaving methods shall apply to trained employees administering a prefilled auto syringe under this section. **Trained contracted agents shall have immunity from civil liability for administering a prefilled auto syringe under this section.**

170.307. 1. For school year 2022-23 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received mental health awareness training given any time during a pupil's four years of high school.

2. Beginning in school year 2022-23, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in mental health awareness. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the department of elementary and secondary education.

3. The department of elementary and secondary education shall promulgate rules to develop a model curriculum to be used by school districts to provide the instruction required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator White offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Bill No. 726, Page 1, Section 9.288, Line 9, by inserting after all of said line the following:

"191.500. As used in sections 191.500 to 191.550, unless the context clearly indicates otherwise, the following terms mean:

(1) "Area of defined need", a community or section of an urban area of this state which is certified by

the department of health and senior services as being in need of the services of a physician to improve the patient-doctor ratio in the area, to contribute professional physician services to an area of economic impact, or to contribute professional physician services to an area suffering from the effects of a natural disaster;

(2) "Department", the department of health and senior services;

(3) "Eligible student", a full-time student accepted and enrolled in a formal course of instruction leading to a degree of doctor of medicine or doctor of osteopathy**, including psychiatry,** at a participating school**, or a doctor of dental surgery, doctor of dental medicine, or a bachelor of science degree in dental hygiene**;

(4) "Financial assistance", an amount of money paid by the state of Missouri to a qualified applicant pursuant to sections 191.500 to 191.550;

(5) "Participating school", an institution of higher learning within this state which grants the degrees of doctor of medicine or doctor of osteopathy, and which is accredited in the appropriate degree program by the American Medical Association or the American Osteopathic Association**, or a degree program by the American Dental Association or the American Psychiatric Association, and applicable residency programs for each degree type and discipline**;

(6) "Primary care", general or family practice, internal medicine, pediatric **[**or**], psychiatric,** obstetric and gynecological care as provided to the general public by physicians licensed and registered pursuant to chapter 334**, dental practice, or a dental hygienist licensed and registered pursuant to chapter 332**;

(7) "Resident", any natural person who has lived in this state for one or more years for any purpose other than the attending of an educational institution located within this state;

(8) "Rural area", a town or community within this state which is not within a "standard metropolitan statistical area", and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a standard metropolitan statistical area.

191.515. An eligible student may apply to the department for a loan under sections 191.500 to 191.550 only if, at the time of his application and throughout the period during which he receives the loan, he has been formally accepted as a student in a participating school in a course of study leading to the degree of doctor of medicine or doctor of osteopathy, **including psychiatry, or a doctor of dental surgery, a doctor of dental medicine, or a bachelor of science degree in dental hygiene,** and is a resident of this state.

191.520. No loan to any eligible student shall exceed **[**seven thousand five hundred**] twenty-five thousand** dollars for each academic year, which shall run from August first of any year through July thirty-first of the following year. All loans shall be made from funds appropriated to the medical school loan and loan repayment program fund created by section 191.600, by the general assembly.

191.525. No more than twenty-five loans shall be made to eligible students during the first academic year this program is in effect. Twenty-five new loans may be made for the next three academic years until a total of one hundred loans are available. At least one-half of the loans shall be made to students from rural areas as defined in section 191.500. An eligible student may receive loans for each academic year he is pursuing a course of study directly leading to a degree of doctor of medicine or doctor of osteopathy**, doctor of dental surgery, or doctor of dental medicine, or a bachelor of science degree in dental hygiene**.

335.230. Financial assistance to any qualified applicant shall not exceed **[**five**] ten** thousand dollars for

each academic year for a professional nursing program and shall not exceed **[**two thousand five hundred**]** **five thousand** dollars for each academic year for a practical nursing program. All financial assistance shall be made from funds credited to the professional and practical nursing student loan and nurse loan repayment fund. A qualified applicant may receive financial assistance for each academic year he remains a student in good standing at a participating school.

335.257. Successful applicants for whom loan payments are made under the provisions of sections 335.245 to 335.259 shall verify to the department twice each year, **[**in June and in December,**]** in the manner prescribed by the department that qualified employment in this state is being maintained."; and

Further amend the title and enacting clause accordingly.

Senator White moved that the above amendment be adopted.

Senator Eslinger offered **SA 1** to **SA 5**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 5

Amend Senate Amendment No. 5 to Senate Substitute for Senate Bill No. 726, Page 1, Section 191.500, Line 20, by inserting after "medicine," the following: "**a master's degree from a physician assistant program,**"; and

Further amend said amendment, page 2, line 30, by inserting immediately after "Association" the following: "**, the Committee on Allied Health Education and Accreditation or successor agency,**"; and further amend line 56, by inserting after "medicine," the following: "**a master's degree from a physician assistant program,**"; and

Further amend said amendment, page 3, section 191.525, line 75, by striking "or" and further amend line 76, by inserting after "medicine," the following: "**a master's degree from a physician assistant program,**".

Senator Eslinger moved that the above amendment be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

Senator White moved that **SA 5**, as amended, be adopted, which motion prevailed.

Senator Gannon offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Bill No. 726, Page 1, Section 9.288, Line 9, by inserting after all of said line the following:

"208.151. 1. Medical assistance on behalf of needy persons shall be known as "MO HealthNet". For the purpose of paying MO HealthNet benefits and to comply with Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.) as amended, the following needy persons shall be eligible to receive MO HealthNet benefits to the extent and in the manner hereinafter provided:

(1) All participants receiving state supplemental payments for the aged, blind and disabled;

(2) All participants receiving aid to families with dependent children benefits, including all persons

under nineteen years of age who would be classified as dependent children except for the requirements of subdivision (1) of subsection 1 of section 208.040. Participants eligible under this subdivision who are participating in treatment court, as defined in section 478.001, shall have their eligibility automatically extended sixty days from the time their dependent child is removed from the custody of the participant, subject to approval of the Centers for Medicare and Medicaid Services;

(3) All participants receiving blind pension benefits;

(4) All persons who would be determined to be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits under the eligibility standards in effect December 31, 1973, or less restrictive standards as established by rule of the family support division, who are sixty-five years of age or over and are patients in state institutions for mental diseases or tuberculosis;

(5) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children except for the requirements of subdivision (2) of subsection 1 of section 208.040, and who are residing in an intermediate care facility, or receiving active treatment as inpatients in psychiatric facilities or programs, as defined in 42 U.S.C. Section 1396d, as amended;

(6) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children benefits except for the requirement of deprivation of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(7) All persons eligible to receive nursing care benefits;

(8) All participants receiving family foster home or nonprofit private child-care institution care, subsidized adoption benefits and parental school care wherein state funds are used as partial or full payment for such care;

(9) All persons who were participants receiving old age assistance benefits, aid to the permanently and totally disabled, or aid to the blind benefits on December 31, 1973, and who continue to meet the eligibility requirements, except income, for these assistance categories, but who are no longer receiving such benefits because of the implementation of Title XVI of the federal Social Security Act, as amended;

(10) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child in the home;

(11) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child who is deprived of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(12) Pregnant women or infants under one year of age, or both, whose family income does not exceed an income eligibility standard equal to one hundred eighty-five percent of the federal poverty level as established and amended by the federal Department of Health and Human Services, or its successor agency;

(13) Children who have attained one year of age but have not attained six years of age who are eligible for medical assistance under 6401 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) (42 U.S.C. Sections 1396a to 1396b). The family support division shall use an income eligibility standard equal to one hundred thirty-three percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency;

(14) Children who have attained six years of age but have not attained nineteen years of age. For

children who have attained six years of age but have not attained nineteen years of age, the family support division shall use an income assessment methodology which provides for eligibility when family income is equal to or less than equal to one hundred percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency. As necessary to provide MO HealthNet coverage under this subdivision, the department of social services may revise the state MO HealthNet plan to extend coverage under 42 U.S.C. Section 1396a(a)(10)(A)(i)(III) to children who have attained six years of age but have not attained nineteen years of age as permitted by paragraph (2) of subsection (n) of 42 U.S.C. Section 1396d using a more liberal income assessment methodology as authorized by paragraph (2) of subsection (r) of 42 U.S.C. Section 1396a;

(15) The family support division shall not establish a resource eligibility standard in assessing eligibility for persons under subdivision (12), (13) or (14) of this subsection. The MO HealthNet division shall define the amount and scope of benefits which are available to individuals eligible under each of the subdivisions (12), (13), and (14) of this subsection, in accordance with the requirements of federal law and regulations promulgated thereunder;

(16) Notwithstanding any other provisions of law to the contrary, ambulatory prenatal care shall be made available to pregnant women during a period of presumptive eligibility pursuant to 42 U.S.C. Section 1396r-1, as amended;

(17) A child born to a woman eligible for and receiving MO HealthNet benefits under this section on the date of the child's birth shall be deemed to have applied for MO HealthNet benefits and to have been found eligible for such assistance under such plan on the date of such birth and to remain eligible for such assistance for a period of time determined in accordance with applicable federal and state law and regulations so long as the child is a member of the woman's household and either the woman remains eligible for such assistance or for children born on or after January 1, 1991, the woman would remain eligible for such assistance if she were still pregnant. Upon notification of such child's birth, the family support division shall assign a MO HealthNet eligibility identification number to the child so that claims may be submitted and paid under such child's identification number;

(18) Pregnant women and children eligible for MO HealthNet benefits pursuant to subdivision (12), (13) or (14) of this subsection shall not as a condition of eligibility for MO HealthNet benefits be required to apply for aid to families with dependent children. The family support division shall utilize an application for eligibility for such persons which eliminates information requirements other than those necessary to apply for MO HealthNet benefits. The division shall provide such application forms to applicants whose preliminary income information indicates that they are ineligible for aid to families with dependent children. Applicants for MO HealthNet benefits under subdivision (12), (13) or (14) of this subsection shall be informed of the aid to families with dependent children program and that they are entitled to apply for such benefits. Any forms utilized by the family support division for assessing eligibility under this chapter shall be as simple as practicable;

(19) Subject to appropriations necessary to recruit and train such staff, the family support division shall provide one or more full-time, permanent eligibility specialists to process applications for MO HealthNet benefits at the site of a health care provider, if the health care provider requests the placement of such eligibility specialists and reimburses the division for the expenses including but not limited to salaries, benefits, travel, training, telephone, supplies, and equipment of such eligibility specialists. The division may provide a health care provider with a part-time or temporary eligibility specialist at the site of a health care provider if the health care provider requests the placement of such an eligibility specialist and reimburses

the division for the expenses, including but not limited to the salary, benefits, travel, training, telephone, supplies, and equipment, of such an eligibility specialist. The division may seek to employ such eligibility specialists who are otherwise qualified for such positions and who are current or former welfare participants. The division may consider training such current or former welfare participants as eligibility specialists for this program;

(20) Pregnant women who are eligible for, have applied for and have received MO HealthNet benefits under subdivision (2), (10), (11) or (12) of this subsection shall continue to be considered eligible for all pregnancy-related and postpartum MO HealthNet benefits provided under section 208.152 until the end of the sixty-day period beginning on the last day of their pregnancy. Pregnant women receiving mental health treatment for postpartum depression or related mental health conditions within sixty days of giving birth shall, subject to appropriations and any necessary federal approval, be eligible for MO HealthNet benefits for mental health services for the treatment of postpartum depression and related mental health conditions for up to twelve additional months. Pregnant women receiving substance abuse treatment within sixty days of giving birth shall, subject to appropriations and any necessary federal approval, be eligible for MO HealthNet benefits for substance abuse treatment and mental health services for the treatment of substance abuse for no more than twelve additional months, as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waivers or state plan amendments from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements;

(21) Case management services for pregnant women and young children at risk shall be a covered service. To the greatest extent possible, and in compliance with federal law and regulations, the department of health and senior services shall provide case management services to pregnant women by contract or agreement with the department of social services through local health departments organized under the provisions of chapter 192 or chapter 205 or a city health department operated under a city charter or a combined city-county health department or other department of health and senior services designees. To the greatest extent possible the department of social services and the department of health and senior services shall mutually coordinate all services for pregnant women and children with the crippled children's program, the prevention of intellectual disability and developmental disability program and the prenatal care program administered by the department of health and senior services. The department of social services shall by regulation establish the methodology for reimbursement for case management services provided by the department of health and senior services. For purposes of this section, the term "case management" shall mean those activities of local public health personnel to identify prospective MO HealthNet-eligible high-risk mothers and enroll them in the state's MO HealthNet program, refer them to local physicians or local health departments who provide prenatal care under physician protocol and who participate in the MO HealthNet program for prenatal care and to ensure that said high-risk mothers receive support from all private and public programs for which they are eligible and shall not include involvement in any MO HealthNet prepaid, case-managed programs;

(22) By January 1, 1988, the department of social services and the department of health and senior services shall study all significant aspects of presumptive eligibility for pregnant women and submit a joint report on the subject, including projected costs and the time needed for implementation, to the general assembly. The department of social services, at the direction of the general assembly, may implement

presumptive eligibility by regulation promulgated pursuant to chapter 207;

(23) All participants who would be eligible for aid to families with dependent children benefits except for the requirements of paragraph (d) of subdivision (1) of section 208.150;

(24) (a) All persons who would be determined to be eligible for old age assistance benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriation;

(b) All persons who would be determined to be eligible for aid to the blind benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005, except that less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), shall be used to raise the income limit to one hundred percent of the federal poverty level;

(c) All persons who would be determined to be eligible for permanent and total disability benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f); or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriations. Eligibility standards for permanent and total disability benefits shall not be limited by age;

(25) Persons who have been diagnosed with breast or cervical cancer and who are eligible for coverage pursuant to 42 U.S.C. Section 1396a(a)(10)(A)(ii)(XVIII). Such persons shall be eligible during a period of presumptive eligibility in accordance with 42 U.S.C. Section 1396r-1;

(26) Persons who are in foster care under the responsibility of the state of Missouri on the date such persons attained the age of eighteen years, or at any time during the thirty-day period preceding their eighteenth birthday, or persons who received foster care for at least six months in another state, are residing in Missouri, and are at least eighteen years of age, without regard to income or assets, if such persons:

(a) Are under twenty-six years of age;

(b) Are not eligible for coverage under another mandatory coverage group; and

(c) Were covered by Medicaid while they were in foster care;

(27) Any homeless child or homeless youth, as those terms are defined in section 167.020, subject to approval of a state plan amendment by the Centers for Medicare and Medicaid Services**;**

(28) (a) Beginning April 1, 2022, or the effective date of this act, whichever is later, pregnant women who are eligible for, have applied for, and have received MO HealthNet benefits under subdivision (2), (10), (11), or (12) of this subsection shall be eligible for medical assistance during the pregnancy and during the twelve-month period that begins on the last day of the woman's pregnancy and ends on the last day of the month in which such twelve-month period ends, consistent with the provisions of 42 U.S.C. Section 1396a(e)(16). The department shall submit a state plan amendment to the Centers for Medicare and Medicaid Services within sixty days of the effective date of this act;

(b) The provisions of this subdivision shall remain in effect for any period of time during which

the federal authority under 42 U.S.C. Section 1396a(e)(16), as amended, or any successor statutes or implementing regulations, is in effect.

2. Rules and regulations to implement this section shall be promulgated in accordance with chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

3. After December 31, 1973, and before April 1, 1990, any family eligible for assistance pursuant to 42 U.S.C. Section 601, et seq., as amended, in at least three of the last six months immediately preceding the month in which such family became ineligible for such assistance because of increased income from employment shall, while a member of such family is employed, remain eligible for MO HealthNet benefits for four calendar months following the month in which such family would otherwise be determined to be ineligible for such assistance because of income and resource limitation. After April 1, 1990, any family receiving aid pursuant to 42 U.S.C. Section 601, et seq., as amended, in at least three of the six months immediately preceding the month in which such family becomes ineligible for such aid, because of hours of employment or income from employment of the caretaker relative, shall remain eligible for MO HealthNet benefits for six calendar months following the month of such ineligibility as long as such family includes a child as provided in 42 U.S.C. Section 1396r-6. Each family which has received such medical assistance during the entire six-month period described in this section and which meets reporting requirements and income tests established by the division and continues to include a child as provided in 42 U.S.C. Section 1396r-6 shall receive MO HealthNet benefits without fee for an additional six months. The MO HealthNet division may provide by rule and as authorized by annual appropriation the scope of MO HealthNet coverage to be granted to such families.

4. When any individual has been determined to be eligible for MO HealthNet benefits, such medical assistance will be made available to him or her for care and services furnished in or after the third month before the month in which he made application for such assistance if such individual was, or upon application would have been, eligible for such assistance at the time such care and services were furnished; provided, further, that such medical expenses remain unpaid.

5. The department of social services may apply to the federal Department of Health and Human Services for a MO HealthNet waiver amendment to the Section 1115 demonstration waiver or for any additional MO HealthNet waivers necessary not to exceed one million dollars in additional costs to the state, unless subject to appropriation or directed by statute, but in no event shall such waiver applications or amendments seek to waive the services of a rural health clinic or a federally qualified health center as defined in 42 U.S.C. Section 1396d(l)(1) and (2) or the payment requirements for such clinics and centers as provided in 42 U.S.C. Section 1396a(a)(15) and 1396a(bb) unless such waiver application is approved by the oversight committee created in section 208.955. A request for such a waiver so submitted shall only become effective by executive order not sooner than ninety days after the final adjournment of the session of the general assembly to which it is submitted, unless it is disapproved within sixty days of its submission to a regular session by a senate or house resolution adopted by a majority vote of the respective elected members thereof, unless the request for such a waiver is made subject to appropriation or directed by statute.

6. Notwithstanding any other provision of law to the contrary, in any given fiscal year, any persons made

eligible for MO HealthNet benefits under subdivisions (1) to (22) of subsection 1 of this section shall only be eligible if annual appropriations are made for such eligibility. This subsection shall not apply to classes of individuals listed in 42 U.S.C. Section 1396a(a)(10)(A)(i).

7. (1) Notwithstanding any provision of law to the contrary, a military service member, or an immediate family member residing with such military service member, who is a legal resident of this state and is eligible for MO HealthNet developmental disability services, shall have his or her eligibility for MO HealthNet developmental disability services temporarily suspended for any period of time during which such person temporarily resides outside of this state for reasons relating to military service, but shall have his or her eligibility immediately restored upon returning to this state to reside.

(2) Notwithstanding any provision of law to the contrary, if a military service member, or an immediate family member residing with such military service member, is not a legal resident of this state, but would otherwise be eligible for MO HealthNet developmental disability services, such individual shall be deemed eligible for MO HealthNet developmental disability services for the duration of any time in which such individual is temporarily present in this state for reasons relating to military service.

208.662. 1. There is hereby established within the department of social services the "Show-Me Healthy Babies Program" as a separate children's health insurance program (CHIP) for any low-income unborn child. The program shall be established under the authority of Title XXI of the federal Social Security Act, the State Children's Health Insurance Program, as amended, and 42 CFR 457.1.

2. For an unborn child to be enrolled in the show-me healthy babies program, his or her mother shall not be eligible for coverage under Title XIX of the federal Social Security Act, the Medicaid program, as it is administered by the state, and shall not have access to affordable employer-subsidized health care insurance or other affordable health care coverage that includes coverage for the unborn child. In addition, the unborn child shall be in a family with income eligibility of no more than three hundred percent of the federal poverty level, or the equivalent modified adjusted gross income, unless the income eligibility is set lower by the general assembly through appropriations. In calculating family size as it relates to income eligibility, the family shall include, in addition to other family members, the unborn child, or in the case of a mother with a multiple pregnancy, all unborn children.

3. Coverage for an unborn child enrolled in the show-me healthy babies program shall include all prenatal care and pregnancy-related services that benefit the health of the unborn child and that promote healthy labor, delivery, and birth. Coverage need not include services that are solely for the benefit of the pregnant mother, that are unrelated to maintaining or promoting a healthy pregnancy, and that provide no benefit to the unborn child. However, the department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397ll.

4. There shall be no waiting period before an unborn child may be enrolled in the show-me healthy babies program. In accordance with the definition of child in 42 CFR 457.10, coverage shall include the period from conception to birth. The department shall develop a presumptive eligibility procedure for enrolling an unborn child. There shall be verification of the pregnancy.

5. Coverage for the child shall continue for up to one year after birth, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations.

6. **(1)** Pregnancy-related and postpartum coverage for the mother shall begin on the day the pregnancy ends and extend through the last day of the month that includes the sixtieth day after the pregnancy ends,

unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations. The department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397ll.

(2) Beginning April 1, 2022, or the effective date of this act, whichever is later, mothers eligible to receive coverage under this section shall receive medical assistance benefits during the pregnancy and during the twelve-month period that begins on the last day of the woman's pregnancy and ends on the last day of the month in which such twelve-month period ends, consistent with the provisions of 42 U.S.C. Section 1397gg(e)(1)(J). The department shall seek any necessary state plan amendments or waivers to implement the provisions of this subdivision within sixty days of the effective date of this act. The provisions of this subdivision shall remain in effect for any period of time during which the federal authority under 42 U.S.C. Section 1397gg(e)(1)(J), as amended, or any successor statutes or implementing regulations, is in effect.

7. The department shall provide coverage for an unborn child enrolled in the show-me healthy babies program in the same manner in which the department provides coverage for the children's health insurance program (CHIP) in the county of the primary residence of the mother.

8. The department shall provide information about the show-me healthy babies program to maternity homes as defined in section 135.600, pregnancy resource centers as defined in section 135.630, and other similar agencies and programs in the state that assist unborn children and their mothers. The department shall consider allowing such agencies and programs to assist in the enrollment of unborn children in the program, and in making determinations about presumptive eligibility and verification of the pregnancy.

9. Within sixty days after August 28, 2014, the department shall submit a state plan amendment or seek any necessary waivers from the federal Department of Health and Human Services requesting approval for the show-me healthy babies program.

10. At least annually, the department shall prepare and submit a report to the governor, the speaker of the house of representatives, and the president pro tempore of the senate analyzing and projecting the cost savings and benefits, if any, to the state, counties, local communities, school districts, law enforcement agencies, correctional centers, health care providers, employers, other public and private entities, and persons by enrolling unborn children in the show-me healthy babies program. The analysis and projection of cost savings and benefits, if any, may include but need not be limited to:

(1) The higher federal matching rate for having an unborn child enrolled in the show-me healthy babies program versus the lower federal matching rate for a pregnant woman being enrolled in MO HealthNet or other federal programs;

(2) The efficacy in providing services to unborn children through managed care organizations, group or individual health insurance providers or premium assistance, or through other nontraditional arrangements of providing health care;

(3) The change in the proportion of unborn children who receive care in the first trimester of pregnancy due to a lack of waiting periods, by allowing presumptive eligibility, or by removal of other barriers, and any resulting or projected decrease in health problems and other problems for unborn children and women throughout pregnancy; at labor, delivery, and birth; and during infancy and childhood;

(4) The change in healthy behaviors by pregnant women, such as the cessation of the use of tobacco, alcohol, illicit drugs, or other harmful practices, and any resulting or projected short-term and long-term

decrease in birth defects; poor motor skills; vision, speech, and hearing problems; breathing and respiratory problems; feeding and digestive problems; and other physical, mental, educational, and behavioral problems; and

(5) The change in infant and maternal mortality, preterm births and low birth weight babies and any resulting or projected decrease in short-term and long-term medical and other interventions.

11. The show-me healthy babies program shall not be deemed an entitlement program, but instead shall be subject to a federal allotment or other federal appropriations and matching state appropriations.

12. Nothing in this section shall be construed as obligating the state to continue the show-me healthy babies program if the allotment or payments from the federal government end or are not sufficient for the program to operate, or if the general assembly does not appropriate funds for the program.

13. Nothing in this section shall be construed as expanding MO HealthNet or fulfilling a mandate imposed by the federal government on the state."; and

Further amend the title and enacting clause accordingly.

Senator Gannon moved that the above amendment be adopted.

At the request of Senator Onder, **SB 726**, with **SS** and **SA 6** (pending), was placed on the Informal Calendar.

Senator Brown moved that **SB 761** be taken up for perfection, which motion prevailed.

Senator Brown offered **SS** for **SB 761**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 761

An Act to repeal section 610.021, RSMo, and to enact in lieu thereof two new sections relating to access to public records.

Senator Brown moved that **SS** for **SB 761** be adopted.

Senator Bernskoetter assumed the Chair.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 761, Page 1, In the Title, Lines 3-4, by striking "access to public records" and inserting in lieu thereof the following: "transportation"; and

Further amend said bill and page, Section 43.253, line 16, by inserting after all of said line the following:

"142.803. 1. A tax is levied and imposed on all motor fuel used or consumed in this state as follows:

(1) Motor fuel, seventeen cents per gallon;

(2) Alternative fuels, not subject to the decal fees as provided in section 142.869, with a power potential equivalent of motor fuel. In the event alternative fuel, which is not commonly sold or measured by the gallon, is used in motor vehicles on the highways of this state, the director is authorized to assess and collect a tax upon such alternative fuel measured by the nearest power potential equivalent to that of one gallon of

regular grade gasoline. The determination by the director of the power potential equivalent of such alternative fuel shall be prima facie correct;

(3) Aviation fuel used in propelling aircraft with reciprocating engines, nine cents per gallon as levied and imposed by section 155.080 to be collected as required under this chapter;

(4) Compressed natural gas fuel, five cents per gasoline gallon equivalent until December 31, 2019, eleven cents per gasoline gallon equivalent from January 1, 2020, until December 31, 2024, and then seventeen cents per gasoline gallon equivalent thereafter. The gasoline gallon equivalent and method of sale for compressed natural gas shall be as published by the National Institute of Standards and Technology in Handbooks 44 and 130, and supplements thereto or revisions thereof. In the absence of such standard or agreement, the gasoline gallon equivalent and method of sale for compressed natural gas shall be equal to five and sixty-six-hundredths pounds of compressed natural gas. All applicable provisions contained in this chapter governing administration, collections, and enforcement of the state motor fuel tax shall apply to the tax imposed on compressed natural gas, including but not limited to licensing, reporting, penalties, and interest;

(5) Liquefied natural gas fuel, five cents per diesel gallon equivalent until December 31, 2019, eleven cents per diesel gallon equivalent from January 1, 2020, until December 31, 2024, and then seventeen cents per diesel gallon equivalent thereafter. The diesel gallon equivalent and method of sale for liquefied natural gas shall be as published by the National Institute of Standards and Technology in Handbooks 44 and 130, and supplements thereto or revisions thereof. In the absence of such standard or agreement, the diesel gallon equivalent and method of sale for liquefied natural gas shall be equal to six and six-hundredths pounds of liquefied natural gas. All applicable provisions contained in this chapter governing administration, collections, and enforcement of the state motor fuel tax shall apply to the tax imposed on liquefied natural gas, including but not limited to licensing, reporting, penalties, and interest;

(6) Propane gas fuel, five cents per gallon until December 31, 2019, eleven cents per gallon from January 1, 2020, until December 31, 2024, and then seventeen cents per gallon thereafter. All applicable provisions contained in this chapter governing administration, collection, and enforcement of the state motor fuel tax shall apply to the tax imposed on propane gas including, but not limited to, licensing, reporting, penalties, and interest;

(7) If a natural gas, compressed natural gas, liquefied natural gas, electric, or propane connection is used for fueling motor vehicles and for another use, such as heating, the tax imposed by this section shall apply to the entire amount of natural gas, compressed natural gas, liquefied natural gas, electricity, or propane used unless an approved separate metering and accounting system is in place.

2. All taxes, surcharges and fees are imposed upon the ultimate consumer, but are to be precollected as described in this chapter, for the facility and convenience of the consumer. The levy and assessment on other persons as specified in this chapter shall be as agents of this state for the precollection of the tax.

[3. In addition to any tax collected under subdivision (1) of subsection 1 of this section, the following tax is levied and imposed on all motor fuel used or consumed in this state, subject to the exemption on tax liability set forth in section 142.822: from October 1, 2021, to June 30, 2022, two and a half cents per gallon; from July 1, 2022, to June 30, 2023, five cents per gallon; from July 1, 2023, to June 30, 2024, seven and a half cents per gallon; from July 1, 2024, to June 30, 2025, ten cents per gallon; and on and after July 1, 2025, twelve and a half cents per gallon.**]**"; and

Further amend said bill, page 7, Section 610.021, line 194, by inserting after all of said line the following:

"[142.822. 1. Motor fuel used for purposes of propelling motor vehicles on highways shall be exempt from the fuel tax collected under subsection 3 of section 142.803, and an exemption and refund may be claimed by the taxpayer if the tax has been paid and no refund has been previously issued, provided that the taxpayer applies for the exemption and refund as specified in this section. The exemption and refund shall be issued on a fiscal year basis to each person who pays the fuel tax collected under subsection 3 of section 142.803 and who claims an exemption and refund in accordance with this section, and shall apply so that the fuel taxpayer has no liability for the tax collected in that fiscal year under subsection 3 of section 142.803.

2. To claim an exemption and refund in accordance with this section, a person shall present to the director a statement containing a written verification that the claim is made under penalty of perjury and that states the total fuel tax paid in the applicable fiscal year for each vehicle for which the exemption and refund is claimed. The claim shall not be transferred or assigned, and shall be filed on or after July first, but not later than September thirtieth, following the fiscal year for which the exemption and refund is claimed. The claim statement may be submitted electronically, and shall at a minimum include the following information:

(1) Vehicle identification number of the motor vehicle into which the motor fuel was delivered;

(2) Date of sale;

(3) Name and address of purchaser;

(4) Name and address of seller;

(5) Number of gallons purchased; and

(6) Number of gallons purchased and charged Missouri fuel tax, as a separate item.

3. Every person shall maintain and keep records supporting the claim statement filed with the department of revenue for a period of three years to substantiate all claims for exemption and refund of the motor fuel tax, together with invoices, original sales receipts marked paid by the seller, bills of lading, and other pertinent records and paper as may be required by the director for reasonable administration of this chapter.

4. The director may make any investigation necessary before issuing an exemption and refund under this section, and may investigate an exemption and refund under this section after it has been issued and within the time frame for making adjustments to the tax pursuant to this chapter.

5. If an exemption and refund is not issued within forty-five days of an accurate and complete filing, as required by this chapter, the director shall pay interest at the rate provided in section 32.065 accruing after the expiration of the forty-five-day period until the date the exemption and refund is issued.

6. The exemption and refund specified in this section shall be available only with regard to motor fuel delivered into a motor vehicle with a gross weight, as defined in section 301.010, of twenty-six thousand pounds or less.

7. The director shall promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.**]**"; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

Senator Brown raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Onder raised the point of order that **SS** for **SB 761** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 761, Page 1, Section 43.253, Line 11, by striking the words "August 28, 2023" and inserting in lieu thereof the following: "**July 1, 2023**".

Senator Eigel moved that the above amendment be adopted.

Senator Hough assumed the Chair.

At the request of Senator Brown, **SB 761**, with **SS** and **SA 2** (pending), was placed on the Informal Calendar.

Senator White moved that **SB 823**, with **SS**, **SA 2** and point of order (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator White, the point of order was withdrawn.

At the request of Senator White, **SS** for **SB 823** was withdrawn, rendering **SA 2** moot.

Senator White offered **SS No. 2** for **SB 823**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 823

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.135, 210.140, 210.147, 210.199, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.762, 210.1007, 210.1080, 211.081, and 509.520, RSMo, and to enact in lieu thereof twenty-eight new sections relating to child protection, with penalty provisions.

Senator White moved that **SS No. 2** for **SB 823** be adopted.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Bill No. 823, Page 1, Section A, Line 11, by inserting after all of said line the following:

"167.630. 1. Each school board may authorize a school nurse licensed under chapter 335 who is employed by the school district and for whom the board is responsible for to maintain an adequate supply of prefilled auto syringes of epinephrine with fifteen-hundredths milligram or three-tenths milligram delivery at the school. The nurse shall recommend to the school board the number of prefilled epinephrine auto syringes that the school should maintain.

2. To obtain prefilled epinephrine auto syringes for a school district, a prescription written by a licensed physician, a physician's assistant, or nurse practitioner is required. For such prescriptions, the school district shall be designated as the patient, the nurse's name shall be required, and the prescription shall be filled at a licensed pharmacy.

3. A school nurse **[**or**], contracted agent trained by a nurse, or** other school employee trained by and supervised by the nurse**,** shall have the discretion to use an epinephrine auto syringe on any student the school nurse **[**or**],** trained employee **or trained contracted agent** believes is having a life-threatening anaphylactic reaction based on the training in recognizing an acute episode of an anaphylactic reaction. The provisions of section 167.624 concerning immunity from civil liability for trained employees administering lifesaving methods shall apply to trained employees administering a prefilled auto syringe under this section. **Trained contracted agents shall have immunity from civil liability for administering a prefilled auto syringe under this section.**"; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator White moved that **SS No. 2** for **SB 823**, as amended, be adopted, which motion prevailed.

On motion of Senator White, **SS No. 2** for **SB 823**, as amended, was declared perfected and ordered printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2455**, entitled:

An Act to amend chapter 42, RSMo, by adding thereto one new section relating to the Missouri veterans commission.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS#2** for **HCS** for **HB 2117**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Brooks Moore; and Brooks was made honorary page.

Senator May introduced to the Senate, Sue McCollum, St. Louis.

Senator Beck introduced to the Senate, Lejla Ademovic; Connor Brosnan; Aron Cole; Mya Franklin; Brandon James; Isabella Kopf; Paul Krieser; Courtney Mendenhall; Ellen Spangler; and Lejla Tadzic.

Senator Eslinger introduced to the Senate, Gabriel Todd, Mountain Grove; and Richard Todd, Alton.

Senator Williams introduced to the Senate, Dawn Butler; Precious Barry; Gary Fuller; Sophia Liu; Sydney Collinger; Aron Cole; Paul Krieser; and Alex Sier, St. Louis.

Senator Hoskins introduced to the Senate, University of Central MO Student Government Association, Warrensburg; and Civil Air Patrol.

Senator Razer introduced to the Senate, Steven Berezney, St. Louis.

Senator Eslinger introduced to the Senate, Curtis Thomas; Amanda Thomas; and Jennifer Thomas, Alton.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

FORTIETH DAY–WEDNESDAY, MARCH 30, 2022

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
HB 1724-Hudson
HCS for HB 1732
HB 1473-Pike
HB 1481-Dinkins
HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGirl
HB 1600-Chipman
HB 1725-Hudson
HB 2694-Hudson
HB 1856-Baker
HB 1962-Copeland
HB 2202-Fitzwater

HCS for HB 2382
HB 2193-Toalson Reisch
HCS for HB 1606
HCS for HB 1984
HCS for HBs 2502 & 2556
HB 2163-Houx
HB 2355-Andrews
HCS for HB 2005
HCS for HB 1734
HCS for HB 1677
HCS for HB 1699
HCS for HB 1750
HCS for HB 1656
HB 2455-Griffith

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS for SB 807-Hoskins (In Fiscal Oversight)
SB 710-Beck
SS for SCS for SB 834-Luetkemeyer and Thompson Rehder (In Fiscal Oversight)
SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 657-Cierpiot
2. SB 725-Hegeman, with SCS
3. SB 783-Eslinger, with SCS
4. SB 938-White, with SCS
5. SB 931-Koenig, with SCS
6. SJR 46-Cierpiot
7. SB 756-White, with SCS
8. SB 968-Burlison, with SCS
9. SBs 777 & 808-Brattin, with SCS
10. SB 683-O'Laughlin, with SCS
11. SB 997-Bernskoetter
12. SB 650-Eigel
13. SB 723-Hegeman
14. SB 1153-Eslinger, with SCS
15. SB 864-Hoskins, with SCS
16. SB 867-Koenig, with SCS
17. SB 654-Crawford, with SCS
18. SB 812-Eigel
19. SB 742-Crawford
20. SB 918-Burlison, with SCS
21. SB 984-Hegeman
22. SB 671-White, with SCS
23. SB 741-Crawford, with SCS
24. SB 674-Hough, with SCS
25. SB 987-Bean
26. SB 713-Razer, with SCS
27. SB 781-Moon, with SCS

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)
HCS for HB 1720, with SCS
HCS for HB 1552, with SCS (Koenig)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 758-Hough, with SCS, SS#2 for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean

To be Referred

SR 702-Rowden

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Journal of the Senate

SECOND REGULAR SESSION

FORTIETH DAY—WEDNESDAY, MARCH 30, 2022

The Senate met pursuant to adjournment.

Senator Bean in the Chair.

The Reverend Carl Gauck offered the following prayer:

"But surely, God is my helper; the Lord is the upholder of my life." (Psalm 54:4)

Heavenly Father, You continue to provide so much as Your hand extends holding the goodness of the earth and the infinite riches You provide us. May we this day give thanks and rejoice in Your benevolence toward Your creation. May we be busy with a single mindedness that keeps us from distractions but focused on what You desire for us to do. And so, we would ask that You provide us with wisdom, born from experience and a heart open to those in need about us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KY3 were given permission to take pictures in the Senate Chamber.

Senator Bernskoetter assumed the Chair.

Senator Thompson Rehder assumed the Chair.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator Schatz offered Senate Resolution No. 703, regarding Rotary Club #2349, Union, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 2** for **SB 823**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

On motion of Senator Rowden, the Senate recessed until 2:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Bean.

SENATE BILLS FOR PERFECTION

Senator Cierpiot moved that **SB 657** be taken up for perfection, which motion prevailed.

Senator Cierpiot offered **SS** for **SB 657**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 657

An Act to amend chapter 162, RSMo, by adding thereto two new sections relating to school boards.

Senator Cierpiot moved that **SS** for **SB 657** be adopted.

Senator Crawford assumed the Chair.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 657, Page 1, In the Title, Line 3, by striking "boards" and inserting in lieu thereof the following: "districts"; and

Further amend said bill and page, Section A, line 3, by inserting after all of said line the following:

"**27.140. 1. In a civil action brought by the attorney general pursuant to section 27.060 against a political subdivision, including school districts, the court shall award attorney's fees, court costs, and all other expenses incurred by the political subdivision or school district in defense of any such action brought if the action is terminated in favor of the political subdivision or school district.**

2. Any award given pursuant to this section shall be paid by funds appropriated to the attorney general by the general assembly on an annual basis for the expenses relating to the operation, personal costs, and equipment of the attorney general's office, and shall not be paid from any other designated statutory or administrative fund."; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted.

Senator Beck offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 657, Page 1, Line 19, by inserting after all of said line the following:

"Further amend said bill, page 8, section 162.089, by striking lines 222-223 and inserting in lieu thereof the following: "**Notwithstanding the provisions of chapter 115 to the contrary, the costs of the election under this section shall be paid by funds appropriated to the secretary of state by the general assembly for the expenses relating to the operation, personnel costs, and equipment of the secretary of state's office, and shall not be paid from any other designated statutory or administrative fund.**"; and".

Senator Beck moved that the above amendment be adopted.

Senator Thompson Rehder assumed the Chair.

At the request of Senator Beck, **SA 1** was withdrawn, rendering **SA 1** to **SA 1** moot.

Senator Beck offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 657, Page 1, In the Title, Line 3, by striking "boards" and inserting in lieu thereof the following: "districts"; and

Further amend said bill and page, Section A, line 3, by inserting after all of said line the following:

"**27.140. 1. In a civil action brought by the attorney general pursuant to section 27.060 against a school district, the court shall award attorney's fees, court costs, and all other expenses incurred by the school district in defense of any such action brought if the action is terminated in favor of the school district.**

2. Any award given pursuant to this section shall be paid by funds appropriated to the attorney general by the general assembly on an annual basis for the expenses relating to the operation, personnel costs, and equipment of the attorney general's office, and shall not be paid from any other designated statutory or administrative fund."; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion failed on a standing division vote.

At the request of Senator Cierpiot, **SB 657**, with **SS** (pending), was placed on the Informal Calendar.

Senator Hegeman moved that **SB 725**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 725**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 725

An Act to repeal sections 190.800, 190.803, 190.806, and 190.815, RSMo, and to enact in lieu thereof

four new sections relating to ground ambulance services.

Was taken up.

Senator Hegeman moved that **SCS** for **SB 725** be adopted.

Senator Hegeman offered **SS** for **SCS** for **SB 725**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 725

An Act to repeal sections 190.053, 190.800, 190.803, 190.806, and 190.815, RSMo, and to enact in lieu thereof five new sections relating to ground ambulance services.

Senator Hegeman moved that **SS** for **SCS** for **SB 725** be adopted, which motion prevailed.

Senator Crawford assumed the Chair.

On motion of Senator Hegeman, **SS** for **SCS** for **SB 725** was declared perfected and ordered printed.

Senator Hough assumed the Chair.

At the request of Senator Eslinger, **SB 783**, with **SCS,** was placed on the Informal Calendar.

Senator White moved that **SB 938**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 938**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 938

An Act to repeal section 334.036, RSMo, and to enact in lieu thereof one new section relating to licensing of assistant physicians.

Was taken up.

Senator White moved that **SCS** for **SB 938** be adopted.

Senator White offered **SS** for **SCS** for **SB 938**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 938

An Act to repeal section 334.036, RSMo, and to enact in lieu thereof one new section relating to licensing of assistant physicians.

Senator White moved that **SS** for **SCS** for **SB 938** be adopted.

At the request of Senator White, **SB 938**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Eslinger moved that **SB 783**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 783**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 783

An Act to repeal sections 303.025 and 303.041, RSMo, and to enact in lieu thereof seven new sections relating to motor vehicle financial responsibility, with penalty provisions, with an effective date.

Was taken up.

Senator Eslinger moved that **SCS** for **SB 783** be adopted.

Senator Eslinger offered **SS** for **SCS** for **SB 783**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 783

An Act to repeal sections 288.132, 303.025, 303.041, 319.129, 375.159, and 376.380, RSMo, and to enact in lieu thereof twelve new sections relating to insurance, with penalty provisions, with an effective date for certain sections.

Senator Eslinger moved that **SS** for **SCS** for **SB 783** be adopted.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 783, Page 78, Section 376.380, Line 1233, by inserting after all of said line the following:

"**376.1240. 1. For purposes of this section, terms shall have the same meanings as ascribed to them in section 376.1350, and the term "prescription contraceptive" shall mean a drug or device that requires a prescription and is approved by the Food and Drug Administration to prevent pregnancy.**

2. Any health benefit plan delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2023, that provides coverage for prescription contraceptives shall provide coverage to reimburse a health care provider or dispensing entity for the dispensing of a supply of prescription contraceptives intended to last up to one year.

3. The coverage required under this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Eslinger moved that **SS** for **SCS** for **SB 783** be adopted, which motion prevailed.

On motion of Senator Eslinger, **SS** for **SCS** for **SB 783** was declared perfected and ordered printed.

Senator Koenig moved that **SB 869** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Koenig offered **SS** for **SB 869**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 869

An Act to repeal section 160.415, RSMo, and to enact in lieu thereof one new section relating to charter school funding.

Senator Koenig moved that **SS** for **SB 869** be adopted.

Senator Rowden assumed the Chair.

Senator Thompson Rehder assumed the Chair.

At the request of Senator Koenig **SB 869**, with **SS** (pending) was placed on the Informal Calendar.

PRIVILEGED MOTIONS

Senator Bernskoetter moved that the Senate refuse to recede from its position on **SS No. 2** for **HCS** for **HB 2117**, as amended, and request the House take up and pass **SS No. 2** for **HCS** for **HB 2117**, as amended, which motion prevailed.

REFERRALS

President Pro Tem Schatz referred **SS No. 2** for **SB 823** and **HCS** for **HB 1720**, with **SCS**, to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Schatz referred **SR 702** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

RESOLUTIONS

Senator White offered Senate Resolution No. 704, regarding Anna-Kaye Vangilder, Carl Junction, which was adopted.

INTRODUCTION OF GUESTS

Senator Williams introduced to the Senate, L. Mattson; Cristina Scholl; Meghna Padmanabhan; Adrianna Mims; Mackenzie Hynes; Heather Silverman; Marilen Pitler; Jessica Woolbright; Amy Howe; Jennifer Bernstein; Brooke Wallace; Aiyana Nash; Grace Ann Calfee; Emily Yonan; Bryce Beal; and Crystal Atkinson.

Senator Cierpiot introduced to the Senate, Ms. Katie Wright; and her AP Government and Student Council students from Oak Grove High School.

Senator Crawford introduced to the Senate, Polk County 4-H, Bolivar; and Laclede County 4-H, Lebanon.

Senator Moon introduced to the Senate, Miller High School Volleyball coach, Tamra Landers; assistant coach, Nikole Reynolds; athletic director, Grant McDonald; superintendent, Dustin Storm; and players, Haylie Schnake; Avary Sexton; Kaylee Thom; Kendall Neely; Madison Ragsdale; Emberlynn Kingsley; Kaylee Helton; Alexis Bailey; Ashten Kingsley; Meranda Gulick; Addison Stockton; Claudia Hadlock; Trista Hendrix; Jacklyn Chew; Alli Mitchell; Alyssa Hill; Hailey Mart; Lillie Ricketts; Lauryn Landers; and Colton Brown, Miller.

Senator Burlison introduced to the Senate, Judge Becky Borthwick, Greene Co. Circuit; Zach Englemeyer; and Erin Englemeyer.

Senator Schupp introduced to the Senate, former Senator Jamilah Nasheed; her brother, Jerome Mujaa Williams; Danielle Amirah Williams; and Eric Prospect White, St. Louis.

Senator White introduced to the Senate, Leadership Joplin.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FORTY-FIRST DAY–THURSDAY, MARCH 31, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
HB 1724-Hudson
HCS for HB 1732
HB 1473-Pike
HB 1481-Dinkins
HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGirl
HB 1600-Chipman
HB 1725-Hudson
HB 2694-Hudson
HB 1856-Baker
HB 1962-Copeland
HB 2202-Fitzwater
HCS for HB 2382
HB 2193-Toalson Reisch
HCS for HB 1606
HCS for HB 1984
HCS for HBs 2502 & 2556
HB 2163-Houx
HB 2355-Andrews
HCS for HB 2005
HCS for HB 1734
HCS for HB 1677
HCS for HB 1699
HCS for HB 1750
HCS for HB 1656
HB 2455-Griffith

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS for SB 807-Hoskins (In Fiscal Oversight)
SB 710-Beck
SS for SCS for SB 834-Luetkemeyer and Thompson Rehder (In Fiscal Oversight)
SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp (In Fiscal Oversight)
SS#2 for SB 823-White (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 931-Koenig, with SCS
2. SJR 46-Cierpiot
3. SB 756-White, with SCS
4. SB 968-Burlison, with SCS
5. SBs 777 & 808-Brattin, with SCS
6. SB 683-O'Laughlin, with SCS
7. SB 997-Bernskoetter
8. SB 650-Eigel
9. SB 723-Hegeman
10. SB 1153-Eslinger, with SCS
11. SB 864-Hoskins, with SCS
12. SB 867-Koenig, with SCS
13. SB 654-Crawford, with SCS
14. SB 812-Eigel
15. SB 742-Crawford
16. SB 918-Burlison, with SCS
17. SB 984-Hegeman
18. SB 671-White, with SCS
19. SB 741-Crawford, with SCS
20. SB 674-Hough, with SCS
21. SB 987-Bean
22. SB 713-Razer, with SCS
23. SB 781-Moon, with SCS

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)
HCS for HB 1720, with SCS (Bean) (In Fiscal Oversight)
HCS for HB 1552, with SCS (Koenig)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS

SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 758-Hough, with SCS, SS#2 for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS for SCS (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(Senate refuses to recede & requests House take up and pass bill)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White

SR 496-Hoskins

HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-FIRST DAY—THURSDAY, MARCH 31, 2022

The Senate met pursuant to adjournment.

Senator Bean in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Three things restore a person's good spirits: beautiful sounds, sights, and smells." (Babylonian Talmud, Berakhot 57b)

Loving Father, sometimes we see the world parched and behold none of the beauty You have created so let us turn from such places and direct our attention to Your steadfast love and the love of those You have given us to love. Help us Lord to see the beauty and caring around us and help us Lord enjoy the sights and sounds and delights that You have put before to enjoy. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

President Kehoe assumed the Chair.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Eigel	Riddle—2

Vacancies—None

The Lieutenant Governor was present.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SR 593**, begs leave to report that it has considered the same and recommends that the resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SR 594**, begs leave to report that it has considered the same and recommends that the resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 24**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 36**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 34**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 783** and **SS** for **SCS** for **SB 725**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS** for **SB 807**, **SS** for **SCS** for **SB 834**, and **SS** for **SCS** for **SBs 775**, **751** and **640**, begs leave to report that it has considered the same and recommends that the bills do pass.

RESOLUTIONS

Senator Williams offered the following resolution:

SENATE RESOLUTION NO. 705

Whereas, nearly 841,000 individuals in the United States have died from a drug overdose since 1999; and

Whereas, substance use disorders and drug overdoses affect all socioeconomic groups, racial and ethnic groups, geographic regions, and ages; and

Whereas, substance use disorders are a chronic disease, and recognizing those disorders as such decreases stigma and acknowledges that substance use may be beyond the control of an individual; and

Whereas, overdose deaths are preventable, and lives can be saved through awareness, prevention, intervention, treatment, and recovery support; and

Whereas, substance use disorder is seen by both the Centers for Disease Control and Prevention and the World Health Organization as a fast-growing epidemic that can all too easily lead to overdose and death; and

Whereas, more than 100,000 individuals in the United States died from drug overdoses in the twelve month period ending April 2021; and

Whereas, for every drug overdose that results in death, there are many more nonfatal overdoses, each taking an emotional and economic toll on the individual, their family, and the community at large; and

Whereas, substance use disorder can fuel feelings of shame, guilt, embarrassment, depression, and hopelessness, causing individuals to resist seeking treatment and support; and

Whereas, International Overdose Awareness Day is a global event held on August 31st of each year to raise awareness of drug overdoses, to reduce the stigma of drug-related deaths, and to acknowledge the grief felt by families and friends remembering those who have died or have a permanent injury as a result of a drug overdose; and

Whereas, recognizing International Overdose Awareness Day in Missouri sends a strong message to former or current addictive substance users that they are valued and that overdose death is preventable:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, hereby designate August 31, 2022, as International Overdose Awareness Day in Missouri; and

Be It Further Resolved that the Senate requests that the Governor order the capitol building to be lit in purple on that day and issue a proclamation calling on public officials and the residents of the State of Missouri to observe International Overdose Awareness Day with appropriate activities and programs each year.

Senator Onder offered the following resolution:

SENATE RESOLUTION NO. 706

Whereas, many people with serious, chronic mental illnesses, such as schizophrenia and other schizoaffective disorders, bipolar disorders, or severe depression, require treatment with medications that work as dopamine receptor blocking agents (DRBAs), including antipsychotics; and

Whereas, while ongoing treatment with these medications can be very helpful, and even lifesaving, for many people, such treatment can also lead to tardive dyskinesia; and

Whereas, many people who have gastrointestinal disorders, including gastroparesis, nausea, and vomiting, also require treatment with DRBAs; and

Whereas, treatment of gastrointestinal disorders with DRBAs can be very helpful, but for many patients can lead to tardive dyskinesia; and

Whereas, tardive dyskinesia is a movement disorder that is characterized by random, involuntary, and uncontrolled movements of different muscles in the face, trunk, and extremities, and, in some cases, people may experience movement of the arms, legs, fingers, toes, tongue, lips, and jaw. Other symptoms may include swaying movements of the trunk or hips and impact to the muscles associated with walking, speech, eating, and breathing; and

Whereas, tardive dyskinesia can develop months, years, or decades after a person starts taking DRBAs and even after they have discontinued use of those medications. Not everyone who takes a DRBA develops tardive dyskinesia, but, if it develops, tardive dyskinesia is often permanent; and

Whereas, common risk factors for tardive dyskinesia include advanced age and alcoholism or other substance abuse disorders. Postmenopausal women and people with a mood disorder are also higher risk of developing tardive dyskinesia; and

Whereas, a person is at higher risk for tardive dyskinesia after taking DRBAs for three months or longer, but the longer the person is on these medications, the higher the risk of developing tardive dyskinesia; and

Whereas, studies suggest that overall risk of developing tardive dyskinesia is between 10 and 30 percent; and

Whereas, it is estimated that over 500,000 Americans suffer from tardive dyskinesia and, according to the National Alliance for Mental Illness, one in every four patients receiving long-term treatment with an antipsychotic medication will experience tardive dyskinesia; and

Whereas, years of difficult and challenging research have resulted in recent scientific breakthroughs, with two new treatments for tardive dyskinesia approved by the U.S. Food and Drug Administration; and

Whereas, tardive dyskinesia is often unrecognized and patients suffering from the illness are commonly misdiagnosed. Regular screening for tardive dyskinesia in patients taking DRBA medications is recommended by the American Psychiatric Association; and

Whereas, patients suffering from tardive dyskinesia often suffer embarrassment due to abnormal and involuntary movements, which leads them to withdraw from society and increasingly isolate themselves as the disease progresses; and

Whereas, caregivers of patients with tardive dyskinesia face many challenges and are often responsible for the overall care of the patient; and

Whereas, the Senate can raise awareness of tardive dyskinesia in the public and medical community:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, hereby designates the week of May 1, 2022, as "Tardive Dyskinesia Awareness Week"; and

Be it further resolved the members of the Missouri Senate encourage Missouri residents to become better informed about and aware of tardive dyskinesia.

THIRD READING OF SENATE BILLS

SS for **SB 807**, introduced by Senator Hoskins, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 807

An act to repeal sections 143.022, 143.071, 143.081, and 143.121, RSMo, and to enact in lieu thereof seven new sections relating to corporations.

Was taken up.

On motion of Senator Hoskins, **SS** for **SB 807** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Brattin	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hoskins	Koenig	Luetkemeyer	May	Mosley	O'Laughlin
Razer	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	White
Wieland	Williams—23					

NAYS—Senators

Arthur	Bernskoetter	Burlison	Hegeman	Hough	Moon	Schupp—7

Absent—Senators

Onder	Washington—2

Absent with leave—Senators

Eigel	Riddle—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SB 710, introduced by Senator Beck, entitled:

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to the care of students with epilepsy or seizure disorders, with an emergency clause.

Was taken up.

On motion of Senator Beck, **SB 710** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senator Brattin—1

Absent—Senators—None

Absent with leave—Senators

Eigel	Riddle—2

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senator Brattin—1

Absent with leave—Senators

Eigel	Riddle—2

Vacancies—None

On motion of Senator Beck, title to the bill was agreed to.

Senator Beck moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 834**, introduced by Senators Luetkemeyer and Thompson Rehder, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 834

An Act to amend chapter 217, RSMo, by adding thereto eight new sections relating to the establishment

of a correctional center nursery program.

Was taken up.

On motion of Senator Luetkemeyer, **SS** for **SCS** for **SB 834** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eigel Riddle—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SBs 775**, **751** and **640**, introduced by Senators Thompson Rehder and Schupp, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 775, 751, and 640

An Act to repeal sections 491.015, 566.149, 566.150, 566.155, 595.201, and 595.226, RSMo, and to enact in lieu thereof seven new sections relating to sexual offenses, with penalty provisions.

Was taken up.

On motion of Senator Thompson Rehder, **SS** for **SCS** for **SBs 775**, **751** and **640** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators
Eigel Riddle—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Thompson Rehder, title to the bill was agreed to.

Senator Thompson Rehder moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON SECOND READING

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

HCS for **HJR 91**—Local Government and Elections.

HB 1878—Local Government and Elections.

HJR 94—Local Government and Elections.

HB 1584—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 2304**—Education.

HCS for **HBs 1897** & **2414**—Seniors, Families, Veterans & Military Affairs.

HB 1724—Education.

HCS for **HB 1732**—Small Business and Industry.

HB 1473—Health and Pensions.

HB 1481—Education.

HB 2366—Education.

HB 1713—Local Government and Elections.

HB 1738—Transportation, Infrastructure and Public Safety.

HCS for **HB 2168**—Insurance and Banking.

HCS for **HBs 1743** & **2185**—Progress and Development.

HB 1541—Local Government and Elections.

HB 1600—Rules, Joint Rules, Resolutions and Ethics.

HB 1725—Small Business and Industry.

HB 2694—Transportation, Infrastructure and Public Safety.

HB 1856—Education.

HB 1962—Transportation, Infrastructure and Public Safety.

HB 2202—Education.

HCS for **HB 2382**—Small Business and Industry.

HB 2193—Seniors, Families, Veterans & Military Affairs.

HCS for **HB 1606**—Local Government and Elections.

HCS for **HB 1984**—Health and Pensions.

HCS for **HBs 2502** & **2556**—Appropriations.

HB 2163—General Laws.

HB 2355—Health and Pensions.

HCS for **HB 2005**—Rules, Joint Rules, Resolutions and Ethics.

HCS for **HB 1734**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 1677**—Insurance and Banking.

HCS for **HB 1699**—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1750**—Education.

HCS for **HB 1656**—Transportation, Infrastructure and Public Safety.

HB 2455—Seniors, Families, Veterans & Military Affairs.

INTRODUCTION OF GUESTS

Senator Burlison introduced to the Senate, Matt Teeter; Eric Wilken; and Shane Dublin, Willard.

Senator Bernskoetter introduced to the Senate, Lorelei Morris and Annabelle Morris.

Senator Cierpiot introduced to the Senate, Assistant Superintendent for Blue Springs School District, Charlie Belt, and Apollo Crigler; Alex Israelite; Jeff Siems; Mallori Perry; and Marc Baney.

Senator Burlison introduced to the Senate, students from Grace Classical Academy, Crystal Strong; Barry Kinzer; and Luke Schawhan, Springfield.

Senator Eslinger introduced to the Senate, the American Government class from Ozark Christian Academy, West Plains.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, April 4, 2022.

SENATE CALENDAR

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FORTY-SECOND DAY–MONDAY, APRIL 4, 2022

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FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS#2 for SB 823-White (In Fiscal Oversight)
SS for SCS for SB 783-Eslinger
SS for SCS for SB 725-Hegeman

SENATE BILLS FOR PERFECTION

1. SB 931-Koenig, with SCS
2. SJR 46-Cierpiot
3. SB 756-White, with SCS
4. SB 968-Burlison, with SCS
5. SBs 777 & 808-Brattin, with SCS
6. SB 683-O'Laughlin, with SCS
7. SB 997-Bernskoetter
8. SB 650-Eigel
9. SB 723-Hegeman
10. SB 1153-Eslinger, with SCS
11. SB 864-Hoskins, with SCS
12. SB 867-Koenig, with SCS
13. SB 654-Crawford, with SCS
14. SB 812-Eigel
15. SB 742-Crawford
16. SB 918-Burlison, with SCS
17. SB 984-Hegeman
18. SB 671-White, with SCS
19. SB 741-Crawford, with SCS
20. SB 674-Hough, with SCS
21. SB 987-Bean
22. SB 713-Razer, with SCS
23. SB 781-Moon, with SCS

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)
HCS for HB 1720, with SCS (Bean) (In Fiscal Oversight)
HCS for HB 1552, with SCS (Koenig)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 690-Thompson Rehder
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 758-Hough, with SCS, SS#2 for SCS, SA 1 & SA 1 to SA 1 (pending)
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS for SCS (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(Senate refuses to recede & requests House take up and pass bill)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 24-Roberts
SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean
SCR 34-White
SCR 36-Bernskoetter
SR 593-Wieland
SR 594-Bernskoetter and Schupp

To be Referred

SR 705-Williams
SR 706-Onder

✓

Journal of the Senate

SECOND REGULAR SESSION

FORTY-SECOND DAY—MONDAY, APRIL 4, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"The heavens declare the glory of God, and the sky proclaims its maker's handiwork." (Psalm 19:1)

We are grateful Lord for the gift of rain and sunshine and all that comes from Your gracious hand. We are mindful of Your care for us as we drove here and saw the earth ready to burst forth with spring's blessed sight in flowers that remind us of the beauty that You have created and our need to be good stewards of the earth and care for the resources You provide us. We are thankful to You for the work You call for each of us to do, being mindful of Your spirit's prompting so we might be of assistance to those we serve. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, March 31, 2022, was read and approved.

Senator Rowden announced photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Eigel Riddle—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Burlison offered Senate Resolution No. 707, regarding John F. Armitage, Chestnutridge, which was adopted.

Senator Burlison offered Senate Resolution No. 708, regarding Juliana Jones, Springfield, which was adopted.

Senator Gannon offered Senate Resolution No. 709, regarding the state champion South Iron varsity boys basketball team, Annapolis, which was adopted.

Senator Onder offered Senate Resolution No. 710, regarding Sydney Nicole Gagliano, Wentzville, which was adopted.

Senator Crawford offered Senate Resolution No. 711, regarding Quincey Glendenning, which was adopted.

Senator Crawford offered Senate Resolution No. 712, regarding the state champion Lebanon High School Lady Yellowjackets girls wrestling team, which was adopted.

Senator Crawford offered Senate Resolution No. 713, regarding Mariyah Brumley, which was adopted.

Senator Hoskins offered Senate Resolution No. 714, regarding the Missouri Veterans Commission's Missouri Veterans Home, Warrensburg, which was adopted.

Senator Roberts offered Senate Resolution No. 715, regarding the death of John "Jack" Patrick Burke, which was adopted.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS No. 2** for **HCS** for **HB 2117**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS No. 2** for **SB 823** and **HCS** for **HB 1720**, with **SCS**, begs leave to report that it has considered the same and recommends that the bills do pass.

SENATE BILLS FOR PERFECTION

Senator Thompson Rehder moved that **SB 690** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Thompson Rehder offered **SS** for **SB 690**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 690

An Act to repeal sections 195.206, 579.040, and 579.076, RSMo, and to enact in lieu thereof three new

sections relating to opioid addiction treatment, with existing penalty provisions.

Senator Thompson Rehder moved that **SS** for **SB 690** be adopted, which motion prevailed.

On motion of Senator Thompson Rehder, **SS** for **SB 690** was declared perfected and ordered printed.

Senator Hough moved that **SB 758**, with **SCS**, **SS No. 2** for **SCS**, **SA 1** and **SA 1** to **SA 1**, be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Hough, **SS No. 2** for **SCS** for **SB 758** was withdrawn, rendering **SA 1** and **SA 1** to **SA 1** moot.

Senator Hough offered **SS No. 3** for **SCS** for **SB 758**, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 758

An Act to repeal sections 8.250, 8.260, 8.420, 34.055, 34.057, 34.058, 34.100, 34.203, 34.206, 34.209, 34.212, 34.217, and 34.218, RSMo, and to enact in lieu thereof fifteen new sections relating to procedures for certain public projects for facilities.

Senator Hough moved that **SS No. 3** for **SCS** for **SB 758** be adopted.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill No. 758, Page 20, Section 67.5065, Line 3, by inserting after all of said line the following:

"**Section 1. No public entity shall enter into a contract with a company to acquire or dispose of services, supplies, information technology, or construction if the company enforces a mandate that employees take a COVID-19 vaccination.**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

Senator Onder offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill No. 758, Page 1, Lines 3-7, by striking all of said lines and inserting in lieu thereof the following:

"**Section 1. 1. A public entity shall not enter into a contract with a company to acquire or dispose of services, supplies, information technology, or construction unless the contract includes a written certification that the company does not have and will not enforce a mandate that employees take a COVID-19 vaccination.**

2. For purposes of this section, the following terms mean:

(1) "Company", any for-profit or not-for-profit organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company, or other entity or business association, including all wholly owned subsidiaries, majority-owned subsidiaries, parent companies, or affiliates of those entities or business associations;

(2) "Public entity", the state of Missouri or any political subdivision thereof, including all boards, commissions, agencies, institutions, authorities, and bodies politic and corporate of the state created by or in accordance with state law or regulations.

3. Any contract that fails to comply with the provisions of this section shall be void against public policy.

4. Any employee of a company shall have a cause of action against such company if:

(1) The employee is required, as a condition of commencing or continuing employment, to receive a vaccination against COVID-19; or

(2) The employer discharges, disciplines, retaliates against, fails to promote, or otherwise discriminates against an employee or prospective employee who opposes an company's requirement to receive any vaccine.

5. The court shall award damages to any employee adversely affected by the provisions of subdivisions (1) or (2) of subsection 4 of this section, including but not limited to, economic, noneconomic, and punitive damages, as well as back pay or reinstatement, with three times the back pay plus fringe benefits or prospective wages and benefits. If the employee is the prevailing party, a court may also require reasonable attorney's fees and court costs of the employee be paid by the company."; and".

Senator Onder moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Hoskins, Koenig and Moon.

Senator Crawford assumed the Chair.

SA 1 to **SA 1** failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Hoskins	Koenig	Moon	O'Laughlin	Onder
Wieland—8						

NAYS—Senators

Arthur	Bean	Beck	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hegeman	Hough	May	Mosley	Razer	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Williams—22						

Absent—Senators

Bernskoetter	Luetkemeyer—2

Absent with leave—Senators

Eigel	Riddle—2

Vacancies—None

At the request of Senator Onder, **SA 1** was withdrawn.

Senator Rowden assumed the Chair.

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill No. 758, Page 20, Section 34.100, Line 22, by inserting after all of said line the following:

"**34.710. 1. A public body, when engaged in procuring or letting contracts for any purpose, shall ensure that bidders, offerors, contractors, or subcontractors are not discriminating based on an environmental, social, and governance score.**

2. This section applies only to a contract that:

(1) Is between a public body and a company with ten or more full-time employees; and

(2) Has a value of fifty-thousand dollars or more that is to be paid wholly or partially from public funds of the public body.

3. For purposes of this section, the following terms mean:

(1) "Company", a for-profit entity, other than a sole proprietorship, but including an organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, or limited liability company, including any wholly-owned subsidiary, majority-owned subsidiary, parent company, or affiliate of those entities or business associations, that exists to make a profit;

(2) "Environmental, social and governance score", an evaluation conducted by an entity that takes into consideration one or more of the following:

(a) The use of energy and raw materials by the bidder, offeror, contractor, or subcontractor;

(b) Whether the bidder, offeror, contractor, or subcontractor spends funds on social welfare or makes charitable donations;

(c) The wages and working hours of the employees of the bidder, offeror, contractor, or subcontractor;

(d) The environmental policies of the bidder, offeror, contractor, or subcontractor;

(3) "Public body", the state, any agency of the state, any political subdivision of the state, or any instrumentality thereof.

4. The commissioner of administration or his or her designee may promulgate regulations to implement the provisions of this section so long as they are consistent with this section and do not create any exceptions. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Hoskins, Koenig and Onder.

Senator Bean assumed the Chair.

SA 2 failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Hegeman	Hoskins	Koenig	Moon	O'Laughlin
Onder—8						

NAYS—Senators

Arthur	Bean	Beck	Brown	Crawford	Eslinger	Gannon
Hough	May	Mosley	Razer	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Williams—20	

Absent—Senators

Bernskoetter	Cierpiot	Luetkemeyer	Wieland—4

Absent with leave—Senators

Eigel	Riddle—2

Vacancies—None

Senator Hough moved that **SS No. 3** for **SCS** for **SB 758** be adopted, which motion prevailed.

On motion of Senator Hough, **SS No. 3** for **SCS** for **SB 758** was declared perfected and ordered printed.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
April 4, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Antonio "Tony" Maldonado, Independent, 15 Alpha Drive, Florissant, Saint Louis County, Missouri 63031, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2025, and until his successor is duly appointed and qualified; vice, Anna E. Crosslin, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 4, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Brian Bender, 310 East Marion Street, Atlanta, Macon County, Missouri 63530, as a member of the Safe Drinking Water Commission, for a term ending September 1, 2022, and until his successor is duly appointed and qualified; vice, Rodger Owens, deceased.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

April 4, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Rodney J. Campbell, Republican, 737 Wickerleigh Terrace, Fenton, Saint Louis County, Missouri 63026, as a member of the Labor and Industrial Relations Commission, for a term ending June 27, 2024, and until his successor is duly appointed and qualified; vice, Robert W. Cornejo, resigned.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

April 4, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Janet Rodriguez Judd, 325 Hollow Ridge Court, Ballwin, Saint Louis County, Missouri 63011, as a member of the Missouri Real Estate Commission, for a term ending October 16, 2022, and until her successor is duly appointed and qualified; vice, Sharon Keating, deceased.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

April 4, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Nicholas S. Gerth, Republican, 911 Castle Pines Drive, Ballwin, Saint Louis County, Missouri 63021, as a member of the State Lottery Commission, for a term ending September 7, 2024, and until his successor is duly appointed and qualified; vice, John Michael Hannegan, term expired.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR

STATE OF MISSOURI

April 4, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Dennis R. Knipmeyer, 17905 Long Grove Road, Higginsville, Lafayette County, Missouri 64037, as a member of the Safe Drinking Water Commission, for a term ending September 1, 2024, and until his successor is duly appointed and qualified; vice, Bruce E. Manning, deceased.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Schatz referred the above appointments to the Committee on Gubernatorial Appointments.

REFERRALS

President Pro Tem Schatz referred **SS** for **SCS** for **SB 783** to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Schatz referred **SR 705** and **SR 706** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 690**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2127**, entitled:

An Act to repeal sections 569.010, 569.100, 570.010, and 570.030, RSMo, and to enact in lieu thereof five new sections relating to offenses involving teller machines, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2387**, entitled:

An Act to amend chapter 275, RSMo, by adding thereto one new section relating to soybean assessments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2000**, entitled:

An Act to repeal section 161.700, RSMo, and to enact in lieu thereof one new section relating to Holocaust education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2485**, entitled:

An Act to repeal sections 260.200 and 260.205, RSMo, and to enact in lieu thereof four new sections relating to promoting advanced recycling.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2627**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto two new sections relating to public holidays.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1662**, entitled:

An Act to repeal section 442.403, RSMo, and to enact in lieu thereof one new section relating to restrictive covenants.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2462**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto eleven new sections relating to state designations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2400**, entitled:

An Act to repeal section 285.730, RSMo, and to enact in lieu thereof one new section relating to professional employer organizations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2416**, entitled:

An Act to repeal section 301.566, RSMo, and to enact in lieu thereof one new section relating to motor vehicle dealers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2151**, entitled:

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.199, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.254, 210.255, 210.256, 210.258, 210.275, 210.1007, and 210.1080, RSMo, and to enact in lieu thereof twenty new sections relating to services provided to children.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Bean offered Senate Resolution No. 716, regarding Patricia Jo (Patty) Boyers, Poplar Bluff, which was adopted.

Senator Brown offered Senate Resolution No. 717, regarding Dr. Randy Caffey, Lebanon, which was adopted.

INTRODUCTION OF GUESTS

Senator Moon introduced to the Senate, Jobs for America's Graduates, specialist, Sara Reynolds; Matthew Mora; Moriah Brown; Hannah Padilla; Ashlyn Brown; and Ivy Patrick, McDonald County; students, Jade Weaver; Nora Gibson; Nathaniel Schmitt; Yajaris Guazman; James Schutte; Adam Bland; and Holly Harmon.

Senator Luetkemeyer introduced to the Senate, the Northland Chamber Leadership class.

Senator Bernskoetter introduced to the Senate, Dr. Ellen Nichols.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FORTY-THIRD DAY–TUESDAY, APRIL 5, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2127
HB 2387-Gregory (51)
HCS for HB 2000
HCS for HB 2485
HCS for HB 2627
HCS for HB 1662
HCS for HB 2462
HB 2400-Houx
HB 2416-Porter
HCS for HB 2151

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS#2 for SB 823-White
SS for SCS for SB 783-Eslinger
(In Fiscal Oversight)
SS for SCS for SB 725-Hegeman
SS for SB 690-Thompson Rehder

SENATE BILLS FOR PERFECTION

1. SB 931-Koenig, with SCS
2. SJR 46-Cierpiot
3. SB 756-White, with SCS
4. SB 968-Burlison, with SCS
5. SBs 777 & 808-Brattin, with SCS
6. SB 683-O'Laughlin, with SCS
7. SB 997-Bernskoetter
8. SB 650-Eigel
9. SB 723-Hegeman
10. SB 1153-Eslinger, with SCS
11. SB 864-Hoskins, with SCS
12. SB 867-Koenig, with SCS
13. SB 654-Crawford, with SCS
14. SB 812-Eigel
15. SB 742-Crawford
16. SB 918-Burlison, with SCS
17. SB 984-Hegeman
18. SB 671-White, with SCS
19. SB 741-Crawford, with SCS
20. SB 674-Hough, with SCS
21. SB 987-Bean
22. SB 713-Razer, with SCS
23. SB 781-Moon, with SCS

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)
HCS for HB 1720, with SCS (Bean)
HCS for HB 1552, with SCS (Koenig)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS for SCS (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 24-Roberts
SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean
SCR 34-White
SCR 36-Bernskoetter
SR 593-Wieland
SR 594-Bernskoetter and Schupp

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-THIRD DAY—TUESDAY, APRIL 5, 2022

The Senate met pursuant to adjournment.

Senator Bean in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I will give thanks to You, O Lord, with my whole heart;" (Psalm 9:1)

Gracious God, direct us into encounters that broaden our understanding of the human experience. Amplify our voices that are ignored or devalued so all may hear what You have encouraged us to share with one another. Break those barriers that prevent us from finding ways to work with one another and make a way for peace and collaboration among us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Eigel offered Senate Resolution No. 718, regarding Audrey Lemmons, St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 719, regarding Malena Duncan, St. Charles, which was adopted.

Senator Wieland moved that **SR 593** be taken up for adoption, which motion prevailed.

On motion of Senator Wieland, **SR 593** was adopted.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 3** for **SCS** for **SB 758**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred **SS No. 3** for **SCS** for **SB 758** to the Committee on Governmental Accountability and Fiscal Oversight.

On motion of Senator Rowden, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kehoe.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Cierpiot, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1686**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Riddle, Chairman of the Committee on Professional Registration, Senator Burlison submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **HB 2149**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Burlison, Chairman of the Committee on Small Business and Industry, submitted the following report:

Mr. President: Your Committee on Small Business and Industry, to which was referred **HB 1697**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Bernskoetter assumed the Chair.

REFERRALS

President Pro Tem Schatz referred **HCS** for **HB 1686** to the Committee on Governmental Accountability and Fiscal Oversight.

HOUSE BILLS ON THIRD READING

HB 2162, introduced by Representative Deaton, entitled:

An Act to repeal section 196.1050, RSMo, and to enact in lieu thereof one new section relating to the opioid addiction treatment and recovery fund.

Was taken up by Senator Hegeman.

Senator Hegeman offered **SS** for **HB 2162**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2162

An Act to repeal sections 195.206 and 196.1050, RSMo, and to enact in lieu thereof two new sections relating to opioid addiction treatment.

Senator Hegeman moved that **SS** for **HB 2162** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **HB 2162** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Moon	Mosley	O'Laughlin	Onder	Razer
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators—None

Absent—Senators

Luetkemeyer	May	Rizzo—3

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

At the request of Senator Koenig, **SB 931**, with **SCS**, was placed on the Informal Calendar.

Senator Cierpiot moved that **SJR 46** be taken up for perfection, which motion prevailed.

On motion of Senator Cierpiot, **SJR 46** was declared perfected and ordered printed.

HOUSE BILLS ON THIRD READING

HCS for **HB 1720**, with **SCS**, entitled:

An Act to repeal sections 60.301, 60.315, 60.345, 135.305, 135.686, 266.355, 348.436, 348.500, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof fourteen new sections relating to agricultural economic opportunities, with an emergency clause.

Was taken up by Senator Bean.

SCS for **HCS** for **HB 1720**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1720

An Act to repeal sections 60.301, 60.315, 60.345, 135.305, 135.686, 266.355, 348.436, 348.500, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof twenty-three new sections relating to agricultural economic opportunities, with an emergency clause for certain sections.

Was taken up.

Senator Bean moved that **SCS** for **HCS** for **HB 1720** be adopted.

Senator Bean offered **SS** for **SCS** for **HCS** for **HB 1720**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1720

An Act to repeal sections 60.301, 60.315, 60.345, 135.305, 135.686, 144.030, 266.355, 301.010, 301.062, 304.180, 304.240, 348.436, 348.500, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof thirty-three new sections relating to agricultural economic opportunities, with an existing penalty provision and an emergency clause for certain sections.

Senator Bean moved that **SS** for **SCS** for **HCS** for **HB 1720** be adopted.

Senator Thompson Rehder assumed the Chair.

Senator White offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 45, Section 260.221, Line 23, by inserting immediately after "stream" the following: "**, and shall not be used for such purposes below surface level and closer than fifty feet above the water table**"; and

Further amend said bill, page 109, section 644.060, line 10, by inserting immediately after "stream" the following: "**, and shall not be used for such purposes below surface level and closer than fifty feet above the water table**".

Senator White moved that the above amendment be adopted, which motion prevailed.

Senator Beck offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 45, Section 260.221, Line 22, by striking "one" and inserting in lieu thereof the following: "**five**"; and

Further amend said bill, page 109, section 644.060, line 9, by striking "one" and inserting in lieu thereof the following: "**five**".

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Koenig offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 89, Section 620.3520, Line 34, by striking the word "may" and inserting in lieu thereof the following: "**shall**".

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Crawford offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 25, Section 135.1610, Line 86, by inserting after all of said line the following:

"137.1018. 1. The commission shall ascertain the statewide average rate of property taxes levied the preceding year, based upon the total assessed valuation of the railroad and street railway companies and the total property taxes levied upon the railroad and street railway companies. It shall determine total property taxes levied from reports prescribed by the commission from the railroad and street railway companies. Total taxes levied shall not include revenues from the surtax on subclass three real property.

2. The commission shall report its determination of average property tax rate for the preceding year, together with the taxable distributable assessed valuation of each freight line company for the current year to the director no later than October first of each year.

3. Taxes on property of such freight line companies shall be collected at the state level by the director on behalf of the counties and other local public taxing entities and shall be distributed in accordance with sections 137.1021 and 137.1024. The director shall tax such property based upon the distributable assessed valuation attributable to Missouri of each freight line company, using the average tax rate for the preceding year of the railroad and street railway companies certified by the commission. Such tax shall be due and payable on or before December thirty-first of the year levied and, if it becomes delinquent, shall be subject to a penalty equal to that specified in section 140.100.

4. (1) As used in this subsection, the following terms mean:

(a) "Eligible expenses", expenses incurred in this state to manufacture, maintain, or improve a freight

line company's qualified rolling stock;

(b) "Qualified rolling stock", any freight, stock, refrigerator, or other railcars subject to the tax levied under this section.

(2) For all taxable years beginning on or after January 1, 2009, a freight line company shall, subject to appropriation, be allowed a credit against the tax levied under this section for the applicable tax year. The tax credit amount shall be equal to the amount of eligible expenses incurred during the calendar year immediately preceding the tax year for which the credit under this section is claimed. The amount of the tax credit issued shall not exceed the freight line company's liability for the tax levied under this section for the tax year for which the credit is claimed.

(3) A freight line company may apply for the credit by submitting to the commission an application in the form prescribed by the state tax commission.

(4) Subject to appropriation, the state shall reimburse, on an annual basis, any political subdivision of this state for any decrease in revenue due to the provisions of this subsection.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under **subsection 4 of** this section shall expire on August 28, **[**2020**]** **2028**; and

(2) **Subsection 4 of** this section shall terminate on September 1, **[**2021**]** **2029**."; and

Further amend the title and enacting clause accordingly.

Senator Crawford moved that the above amendment be adopted, which motion prevailed.

Senator Bernskoetter offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 81, Section 620.3505, Line 48, by striking "and"; and further amend line 50, by inserting after "state" the following: "**; and**

(c) Does not employ any individual who is unlawfully present in this country".

Senator Bernskoetter moved that the above amendment be adopted.

Senator Brown offered **SA 1** to **SA 5**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 5

Amend Senate Amendment No. 5 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 1, Line 4, by inserting immediately after "not" the following: "**knowingly**".

Senator Brown moved that the above amendment be adopted, which motion prevailed.

Senator Bernskoetter moved that **SA 5**, as amended, be adopted, which motion prevailed.

Senator Bernskoetter offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 84, Section 620.3505, Lines 125-127, by striking all of said lines and inserting in lieu thereof the following: "**(16) "Rural area", any county of this state that is a rural county as defined by the United States Department of Agriculture;**".

Senator Bernskoetter moved that the above amendment adopted.

Senator Hoskins offered **SA 1** to **SA 6**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 6

Amend Senate Amendment No. 6 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 1, Lines 4-5, by striking said lines and inserting in lieu thereof the following: "**that has a population of less than seventy-nine thousand inhabitants according to the 2020 decennial census of the United States;**".".

Senator Hoskins moved that the above amendment be adopted.

Senator Hough assumed the Chair.

At the request of Senator Bernskoetter, **SA 6** was withdrawn, rendering **SA 1** to **SA 6** moot.

Senator Bernskoetter offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, Page 84, Section 620.3505, Lines 125-127, by striking all of said lines and inserting in lieu thereof the following:

"**(16) "Rural area", any area of this state that is set out in the United States Department of Agriculture census places map as published by the United States Department of Agriculture with a census place population of less than fifty thousand inhabitants;**".

Senator Bernskoetter moved that the above amendment be adopted, which motion prevailed.

Senator Bean moved that **SS** for **SCS** for **HCS** for **HB 1720**, as amended, be adopted, which motion prevailed.

Senator Bean moved that **SS** for **SCS** for **HCS** for **HB 1720**, as amended, be read the 3rd time and passed and was recognized to close.

President Pro Tem Schatz referred **SS** for **SCS** for **HCS** for **HB 1720** to the Committee on Governmental Accountability and Fiscal Oversight.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 2127**—Judiciary and Civil and Criminal Jurisprudence.

HB 2387—Agriculture, Food Production and Outdoor Resources.

HCS for **HB 2000**—Progress and Development.

HCS for **HB 2485**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 2627**—Progress and Development.

HCS for **HB 1662**—Local Government and Elections.

HCS for **HB 2462**—Health and Pensions.

HB 2400—Insurance and Banking.

HB 2416—Transportation, Infrastructure, and Public Safety.

HCS for **HB 2151**—Seniors, Families, Veterans & Military Affairs.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SJR 46**, begs leave to report that it has examined the same and finds that the joint resolution has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred **SJR 46** to the Committee on Governmental Accountability and Fiscal Oversight.

RESOLUTIONS

Senator Washington offered Senate Resolution No. 720, regarding the death of Elizabeth "Betty" Ross Coleman, Kansas City, which was adopted.

Senator Schupp offered Senate Resolution No. 721, regarding the Fiftieth Wedding Anniversary of Sri Herawati "Hera" Hersubeno and Eric Alan "Al" Gerber, Town and Country, which was adopted.

Senator Schupp offered Senate Resolution No. 722, regarding Julie Ryterski, Chesterfield, which was adopted.

Senator Schupp offered Senate Resolution No. 723, regarding Elizabeth Burton, Maryland Heights, which was adopted.

Senator Schupp offered Senate Resolution No. 724, regarding Sandra Cisowska, St. Louis, which was adopted.

Senator Schupp offered Senate Resolution No. 725, regarding Rachel McCormick, Maryland Heights, which was adopted.

Senator Schatz offered Senate Resolution No. 726, regarding Erin Briggs, Union, which was adopted.

Senator Schatz offered Senate Resolution No. 727, regarding Danielle Malt, Chesterfield, which was adopted.

Senator Schatz offered Senate Resolution No. 728, regarding Joise Bielecki, Eureka, which was adopted.

Senator Schatz offered Senate Resolution No. 729, regarding Mia Lorenne Kreissler, Chesterfield, which was adopted.

Senator Williams offered Senate Resolution No. 730, regarding Artavia Jones, St. Louis, which was adopted.

Senator Eigel offered Senate Resolution No. 731, regarding Susan Parker, St. Louis, which was adopted.

INTRODUCTION OF GUESTS

Senator Hoskins introduced to the Senate, Firefighters, Eric Reeter; Zach Parker; Rob Williams; and Ed Daugherty.

Senator White introduced to the Senate, former Senator, Ron Richard; T. Mark Elliot; Lily McCaw; her mom, Hilary; and Linda Uslemann.

Senator Thompson Rehder introduced to the Senate, Pastor Brian Davis; his Wife, Amy; and their children, Perryville.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

FORTY-FOURTH DAY–WEDNESDAY, APRIL 6, 2022

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS#2 for SB 823-White
SS for SCS for SB 783-Eslinger (In Fiscal Oversight)
SS for SCS for SB 725-Hegeman
SS for SB 690-Thompson Rehder
SS#3 for SCS for SB 758-Hough (In Fiscal Oversight)
SJR 46-Cierpiot (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 756-White, with SCS
2. SB 968-Burlison, with SCS
3. SBs 777 & 808-Brattin, with SCS
4. SB 683-O'Laughlin, with SCS

5. SB 997-Bernskoetter
6. SB 650-Eigel
7. SB 723-Hegeman
8. SB 1153-Eslinger, with SCS
9. SB 864-Hoskins, with SCS
10. SB 867-Koenig, with SCS
11. SB 654-Crawford, with SCS
12. SB 812-Eigel
13. SB 742-Crawford
14. SB 918-Burlison, with SCS
15. SB 984-Hegeman
16. SB 671-White, with SCS
17. SB 741-Crawford, with SCS
18. SB 674-Hough, with SCS
19. SB 987-Bean
20. SB 713-Razer, with SCS
21. SB 781-Moon, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1552, with SCS (Koenig)
HCS for HB 1686 (Brown)
(In Fiscal Oversight)
HB 2149-Shields (Eslinger)
HB 1697-Baker (Burlison)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS
SB 648-Rowden
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 931-Koenig, with SCS
SB 938-White, with SCS & SS for SCS (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1720 (Bean)
(In Fiscal Oversight)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS
SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 24-Roberts
SCR 27-May
SCR 28-White
SCR 29-Hegeman
SCR 31-Bean
SCR 33-Bean
SCR 34-White
SCR 36-Bernskoetter
SR 594-Bernskoetter and Schupp

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-FOURTH DAY—WEDNESDAY, APRIL 6, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Hear a just cause, O Lord; give heed to my cry; listen to my prayer..." (Psalm 17:1)

Heavenly Father, we ask that You free us from paradigms that no longer serve Your people. And we ask that You help us to imagine new ways of working with one another, so that fresh ways of looking at what we are able to do may produce beneficial results for all Your people. And fill us with Your knowledge that brings power to our words and actions. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 732, regarding the death of John Clifton Cleek, Columbia, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 733, regarding Jefferson City High School, which was adopted.

THIRD READING OF SENATE BILLS

SB 845, introduced by Senator Eslinger, entitled:

An Act to repeal sections 50.800, 50.810, 50.815, and 50.820, RSMo, and to enact in lieu thereof two new sections relating to county financial statements, with existing penalty provisions.

Was called from the Consent Calendar and taken up.

On motion of Senator Eslinger, **SB 845** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Moon	Mosley	O'Laughlin	Onder	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland

Williams—29

NAYS—Senators—None

Absent—Senators

Bernskoetter	Brattin	May	Razer—4

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Eslinger, title to the bill was agreed to.

Senator Eslinger moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SB 718, introduced by Senators Washington and Mosley, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to historically black college and university week.

Was called from the Consent Calendar and taken up.

On motion of Senator Washington, **SB 718** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Brattin	Brown	Burlison	Cierpiot

Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	Moon	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senators

Bernskoetter May—2

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Washington, title to the bill was agreed to.

Senator Washington moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SB 908, with **SCS**, introduced by Senator Koenig, entitled:

An Act to repeal sections 67.457, 67.461, 67.1421, 67.1431, 67.1471, 99.825, 99.830, 99.865, 238.212, and 238.222, RSMo, and to enact in lieu thereof ten new sections relating to certain special taxing districts.

Was called from the Consent Calendar and taken up.

SCS for **SB 908**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 908

An Act to repeal sections 67.457, 67.461, 67.1421, 67.1431, 67.1471, 99.825, 99.830, 99.865, 238.212, and 238.222, RSMo, and to enact in lieu thereof ten new sections relating to certain special taxing districts.

Was taken up.

Senator Koenig moved that **SCS** for **SB 908** be adopted, which motion prevailed.

Senator Bernskoetter assumed the Chair.

On motion of Senator Koenig, **SCS** for **SB 908** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SB 982, with **SCS**, introduced by Senator Arthur, entitled:

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.199, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.1007, and 210.1080, RSMo, and to enact in lieu thereof twenty-one new sections relating to child care, with existing penalty provisions.

Was called from the Consent Calendar and taken up.

SCS for **SB 982**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 982

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.199, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.1007, and 210.1080, RSMo, and to enact in lieu thereof twenty-one new sections relating to child care, with existing penalty provisions.

Was taken up.

Senator Arthur moved that **SCS** for **SB 982** be adopted, which motion prevailed.

On motion of Senator Arthur, **SCS** for **SB 982** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Arthur, title to the bill was agreed to.

Senator Arthur moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SB 886, with **SCS**, introduced by Senator Luetkemeyer, entitled:

An Act to repeal section 456.4-419, RSMo, and to enact in lieu thereof two new sections relating to trusts.

Was called from the Consent Calendar and taken up.

SCS for **SB 886**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 886

An Act to repeal sections 456.4-419, 456.5-504, and 456.5-505, RSMo, and to enact in lieu thereof five new sections relating to trusts.

Was taken up.

Senator Luetkemeyer moved that **SCS** for **SB 886** be adopted, which motion prevailed.

On motion of Senator Luetkemeyer, **SCS** for **SB 886** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2120**, entitled:

An Act to repeal section 575.095, RSMo, and to enact in lieu thereof three new sections relating to disclosure of personal information to public agencies, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

On motion of Senator Rowden, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

SENATE BILLS FOR PERFECTION

Senator Koenig moved that **SB 931**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 931**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 931

An Act to repeal sections 130.029 and 143.081, RSMo, and to enact in lieu thereof three new sections relating to corporations.

Was taken up.

Senator Koenig moved that **SCS** for **SB 931** be adopted.

Senator Koenig offered **SS** for **SCS** for **SB 931**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 931

An Act to repeal sections 44.032, 130.029, 143.081, 143.121, 347.020, 347.143, 347.179, 347.183, 347.186, 358.460, and 358.470, RSMo, and to enact in lieu thereof fifteen new sections relating to corporations, with penalty provisions.

Senator Koenig moved that **SS** for **SCS** for **SB 931** be adopted.

Senator Hough assumed the Chair.

Senator Luetkemeyer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 931, Page 7, Section

130.029, Line 33, by striking "and any S corporation"; and further amend line 34 by striking "or S corporation"; and further amend line 39-40 by striking "or S corporation"; and further amend line 44 by striking "and S corporations"; and further amend lines 49-55 by striking all of said lines.

Senator Luetkemeyer moved that the above amendment be adopted, which motion prevailed.

Senator Luetkemeyer offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 931, Page 55, Section 407.475, Line 18, by inserting after all of said line the following:

"**431.201. As used in section 431.202, unless the context otherwise requires, the following terms mean:**

(1) "Business entity", any natural person, business, corporation, limited liability company, series limited liability company, partnership, sole or other proprietorship, professional practice, or any other business organization or commercial enterprise, whether for profit or not for profit, including, without limitation, any successor in interest to an entity who conducts business or who, directly or indirectly, owns any equity interest, ownership, or profit participation in the entity;

(2) "Customers with whom the employee dealt", each customer or prospective customer:

(a) Who was serviced, directly or indirectly, by an employee of a business entity;

(b) Whose business or other dealings with a business entity were supervised, coordinated, or otherwise worked on, directly or indirectly, by an employee;

(c) Who was solicited, produced, induced, persuaded, encouraged, or otherwise dealt with, directly or indirectly, by an employee;

(d) About whom an employee, directly or indirectly, obtained, had knowledge of, had access to, or is in possession of confidential business or proprietary information or trade secrets in the course of or as a result of the employee's relationship with the business entity;

(e) Who has purchased or otherwise obtained products or services from a business entity and the sale or provision of which resulted in compensation, commissions, earnings, or profits to or for the employee within two years prior to the end of the employee's employment or business relationship with the business entity; or

(f) With whom an employee had contact, directly or indirectly, of sufficient quality, frequency, and duration during the employee's employment or other business relationship with the business entity such that the employee had influence over the customer;

(3) "Employee":

(a) A natural person currently or formerly employed or retained by a business entity in any capacity, or who has performed work for a business entity, including, but not limited to, a member of a board of directors, an officer, a supervisor, an independent contractor, or a vendor;

(b) A natural person who, by reason of having been employed by or having a business relationship with a business entity:

a. Obtained specialized skills, training, learning, or abilities; or

b. Obtained, had knowledge of, had access to, or is in possession of confidential or proprietary business information or trade secrets of the business entity, including, but not limited to, customer contact information or information of or belonging to customers of the business entity; or

(c) A current or former owner or seller of all or any part of the assets of a business entity or of any interest in a business entity, including, but not limited to, all or any part of the shares of a corporation, a partnership interest, a membership or membership interest in a limited liability company or a series limited liability company, or an equity interest, ownership, profit participation, or other interest of any type in any business entity;

(d) The term "employee" set forth in this subdivision shall be applicable only with respect to section 431.202 and shall have no application in any other context. The term "employee" is not intended, and shall not be relied upon, to create, change, or affect the employment status of any natural person or the meaning of the terms "employee", "employment", or "employer" that may be applicable in any other context or pursuant to any other provision of law.

431.202. 1. A reasonable covenant in writing promising not to solicit, recruit, hire**, induce, persuade, encourage,** or otherwise interfere with**, directly or indirectly,** the employment **or other business relationship** of one or more employees **of a business entity** shall be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if:

(1) Between two or more **[**corporations or other**]** business entities seeking to preserve workforce stability (which shall be deemed to be among the protectable interests of each **[**corporation or**] such** business entity) during, and for a reasonable period following, negotiations between such **[**corporations or**] business** entities for the acquisition of all or a part of one or more of such **[**corporations or**] business** entities;

(2) Between two or more **[**corporations or**]** business entities engaged in a joint venture or other legally permissible business arrangement where such covenant seeks to protect against possible misuse of confidential **business or proprietary information** or trade **[**secret business information**] secrets** shared or to be shared between or among such **[**corporations or**]** entities;

(3) Between **[**an employer**] a business entity** and one or more employees **of such business entity** seeking on the part of the **[**employer**] business entity** to protect:

(a) Confidential **business or proprietary information** or trade **[**secret business information**] secrets**; or

(b) Customer or supplier relationships, goodwill or loyalty, which shall be deemed to be among the protectable interests of the **[**employer**] business entity**; or

(4) Between **[**an employer**] a business entity** and one or more employees **of such business entity**, notwithstanding the absence of the protectable interests described in subdivision (3) of this subsection, so long as such covenant does not continue for more than **[**one year**] two years** following the employee's employment **or business relationship with the business entity**; provided, however, that this subdivision shall not apply to covenants signed by employees who provide only secretarial or clerical services **and who own no shares, partnership interest, membership or membership interest in a limited liability company or series limited liability company, or equity interest, ownership, profit participation, or other interest of any type in the business entity**.

2. Whether a covenant covered by **subsection 1 of** this section is reasonable shall be determined based upon the facts and circumstances pertaining to such covenant, but a covenant covered exclusively by subdivision (3) or (4) of subsection 1 of this section shall be conclusively presumed to be reasonable if its postemployment **or postbusiness** duration is no more than **[**one year**] two years**.

3. **A reasonable covenant in writing promising not to solicit, induce, persuade, encourage, service, accept business from, or otherwise interfere with, directly or indirectly, a business entity's customers, including, without limitation, any reduction, termination, or transfer of any customer's business, in whole or in part, for purposes of providing any product or any service that is competitive with those provided by the business entity, shall be enforceable, and not a restraint of trade pursuant to subsection 1 of section 416.031, if the covenant is limited to customers with whom the employee dealt during the employee's employment or other business relationship with the business entity, and if:**

(1) The covenant is between a business entity and one or more current or former employees of the business entity and is not associated with the sale or ownership of all or any part of:

(a) The assets of a business entity; or

(b) Any interest in a business entity, including, but not limited to, all or any part of the shares of a corporation, a partnership interest, a membership or membership interest in a limited liability company or series limited liability company, or an equity interest, ownership, profit participation, or other interest of any type in any business entity;

so long as the covenant does not continue for more than two years following the end of the employee's employment or business relationship with the business entity. Notwithstanding the foregoing, this subdivision shall not apply to covenants with current or former distributors, dealers, franchisees, lessees of real or personal property, or licensees of a trademark, trade dress, or service mark;

(2) The covenant is between a business entity and a current or former distributor, dealer, franchisee, lessee of real or personal property, or licensee of a trademark, trade dress, or service mark, and is not associated with the sale or ownership of all or any part of any of the items provided in paragraphs (a) or (b) of subdivision (1) of this subsection, so long as such covenant does not continue for more than three years following the end of the business relationship; or

(3) The covenant is between a business entity and the owner or seller of all or any part of any of the items provided in paragraphs (a) or (b) of subdivision (1) of this subsection, so long as the covenant does not continue for more than the longer of five years in duration or the period of time during which payments are being made to the owner or seller as a result of any sale measured from the date of termination, closing, or disposition of such items.

(a) A breach or threatened breach of a covenant described in this subdivision shall create a conclusive presumption of irreparable harm in the absence of an issuance of injunctive relief in connection with the enforcement of the covenant, without the necessity of establishing by prima facie evidence any actual or threatened damages or harm. Nothing in this paragraph shall be construed to change any other applicable evidentiary standard or other standards necessary for obtaining temporary, preliminary, or permanent injunctive relief relating to the enforcement of covenants.

(b) A provision in writing by which an employee promises to provide prior notice to a business

entity of the employee's intent to terminate, sell, or otherwise dispose of all or any part of any of the items covered by this subdivision shall be conclusively presumed to be enforceable, and not a restraint of trade pursuant to subsection 1 of section 416.031, if the specified notice period is no longer than thirty days in duration and the business entity agrees in writing to pay the employee at the employee's regular rate of pay and to provide the employee with the employee's regular benefits during the applicable notice period even if the business entity does not require the employee to provide services during the notice period.

4. Whether a covenant covered by subsection 3 of this section is reasonable shall be determined based upon the facts and circumstances pertaining to the covenant, but a covenant covered by subdivisions (1) to (3) of subsection 3 of this section shall be conclusively presumed to be reasonable if its postemployment, posttermination, postbusiness relationship, postsale, or postdisposition duration is consistent with the applicable duration set forth in subdivisions (1) to (3) of subsection 3 of this section.

5. No express reference to geographic area shall be required for a covenant described in this section to be enforceable.

6. If a covenant is overbroad, overlong, or otherwise not reasonably necessary to protect the legitimate business interests of the person seeking enforcement of the covenant, a court shall modify the covenant, enforce the covenant as modified, and grant only the relief reasonably necessary to protect such interests.

7. Nothing in subdivision (3) or (4) of subsection 1 **or subdivisions (1) to (3) of subsection 3** of this section is intended to create, or to affect the validity or enforceability of, **[**employer-employee**]** covenants not to compete**, other types of covenants, or nondisclosure or confidentiality agreements, except as expressly provided in this section**.

[4.**]** **8.** Nothing in this section shall preclude a covenant described in subsection 1 of this section from being enforceable in circumstances other than those described in subdivisions (1) to (4) of subsection 1 of this section, **or a covenant described in subsection 3 of this section from being enforceable in circumstances other than those described in subdivisions (1) to (3) of subsection 3 of this section,** where such covenant is reasonably necessary to protect a party's legally permissible business interests.

[5.**]** **9. Except as otherwise expressly provided in this section,** nothing **[**is**]** **in** this section shall be construed to limit an employee's ability to seek or accept employment with another employer immediately upon, or at any time subsequent to, termination of employment, whether said termination was voluntary or nonvoluntary.

[6.**]** **10.** This section shall have retrospective as well as prospective effect."; and

Further amend the title and enacting clause accordingly.

Senator Luetkemeyer moved that the above amendment be adopted, which motion prevailed.

Senator Wieland offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 931, Page 1, Section A, Line 7, by inserting after all of said line the following:

"**30.267. 1. In order to ensure that taxpayer money does not support any nation that has acted by means of aggression towards the global community, the state of Missouri, its political subdivisions, and any retirement system established by the state of Missouri or any political subdivision shall not contract with or invest in stocks, bonds, or any direct holdings in companies that have active business operations in strategic industries with the Russian Federation.**

2. Existing contracts or investments shall not be renewed, and shall be cancelled or divested at the earliest prudent opportunity. Under no circumstance shall such contracts or investments be in force beyond December 31, 2022."; and

Further amend the title and enacting clause accordingly.

Senator Wieland moved that the above amendment be adopted, which motion prevailed.

Senator Williams offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 931, Page 55, Section 407.475, Line 18, by inserting after all of said line the following:

"620.1039. 1. As used in this section, the **[**term**]** **following terms shall mean:**

(1) "Additional qualified research expenses", the difference between qualified research expenses, as certified by the director of economic development, incurred in a tax year subtracted by the average of the taxpayer's qualified research expenses incurred in the three immediately preceding tax years;

(2) "Minority business enterprise", a business that is:

(a) A sole proprietorship owned and controlled by a minority;

(b) A partnership or joint venture owned and controlled by minorities in which at least fifty-one percent of the ownership interest is held by minorities and the management and daily business operations of which are controlled by one or more of the minorities who own it; or

(c) A corporation or other entity whose management and daily business operations are controlled by one or more minorities who own it and that is at least fifty-one percent owned by one or more minorities or, if stock is issued, at least fifty-one percent of the stock is owned by one or more minorities;

(3) "Missouri qualified research and development equipment", tangible personal property that has not previously been used in this state for any purpose and is acquired by the purchaser for the purpose of research and development activities devoted to experimental or laboratory research and development for new products, new uses of existing products, or improving or testing existing products;

(4) "Qualified research expenses", for expenses within this state, the same meaning as prescribed in 26 U.S.C. 41;

(5) "Small business", a corporation, partnership, sole proprietorship or other business entity, including its affiliates, that:

(a) Is independently owned and operated; and

(b) Employs fifty or fewer full-time employees;

(6) "Taxpayer" **[**means**],** an individual, a partnership, or any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or a corporation as described in section 143.441 or 143.471, or section 148.370**[**, and the term "qualified research expenses" has the same meaning as prescribed in 26 U.S.C. 41**];**

(7) "Women's business enterprise", a business that is:

(a) A sole proprietorship owned and controlled by a woman;

(b) A partnership or joint venture owned and controlled by women in which at least fifty-one percent of the ownership interest is held by women and the management and daily business operations of which are controlled by one or more of the women who own it; or

(c) A corporation or other entity whose management and daily business operations are controlled by one or more women who own it and that is at least fifty-one percent owned by women or, if stock is issued, at least fifty-one percent of the stock is owned by one or more women.

2. **(1)** For tax years beginning on or after January 1, 2001, **and ending before January 1, 2005,** the director of the department of economic development may authorize a taxpayer to receive a tax credit against the tax otherwise due pursuant to chapter 143, or chapter 148, other than the taxes withheld pursuant to sections 143.191 to 143.265, in an amount up to six and one-half percent of the excess of the taxpayer's qualified research expenses, as certified by the director of the department of economic development, within this state during the taxable year over the average of the taxpayer's qualified research expenses within this state over the immediately preceding three taxable years; except that, no tax credit shall be allowed on that portion of the taxpayer's qualified research expenses incurred within this state during the taxable year in which the credit is being claimed, to the extent such expenses exceed two hundred percent of the taxpayer's average qualified research expenses incurred during the immediately preceding three taxable years.

(2) For all tax years beginning on or after January 1, 2023, the director of economic development may authorize a taxpayer to receive a tax credit against the tax otherwise due under chapters 143 and 148, other than the taxes withheld under sections 143.191 to 143.265 in an amount equal to the greater of:

(a) Fifteen percent of the taxpayer's additional qualified research expenses; or

(b) If such qualified research expenses relate to research conducted in conjunction with a public or private college or university located in this state, twenty percent of the taxpayer's additional qualified research expenses.

However, in no case shall a tax credit be allowed for any portion of qualified research expenses that exceed two hundred percent of the taxpayer's average qualified research expenses incurred during the three immediately preceding tax years.

3. The director of economic development shall prescribe the manner in which the tax credit may be applied for. The tax credit authorized by this section may be claimed by the taxpayer to offset the tax liability imposed by chapter 143 or chapter 148 that becomes due in the tax year during which such qualified research expenses were incurred. **For tax years ending before January 1, 2005,** where the amount of the

credit exceeds the tax liability, the difference between the credit and the tax liability may only be carried forward for the next five succeeding taxable years or until the full credit has been claimed, whichever first occurs. **For all tax years beginning on or after January 1, 2023, where the amount of the credit exceeds the tax liability, the difference between the credit and the tax liability may only be carried forward for the next twelve succeeding tax years or until the full credit has been claimed, whichever occurs first.** The application for tax credits authorized by the director pursuant to subsection 2 of this section shall be made no later than the end of the taxpayer's tax period immediately following the tax period for which the credits are being claimed.

4. **(1)** Certificates of tax credit issued pursuant to this section may be transferred, sold or assigned by filing a notarized endorsement thereof with the department which names the transferee and the amount of tax credit transferred. The director of economic development may allow a taxpayer to transfer, sell or assign up to forty percent of the amount of the certificates of tax credit issued to and not claimed by such taxpayer pursuant to this section during any tax year commencing on or after January 1, 1996, and ending not later than December 31, 1999. Such taxpayer shall file, by December 31, 2001, an application with the department which names the transferee, the amount of tax credit desired to be transferred, and a certification that the funds received by the applicant as a result of the transfer, sale or assignment of the tax credit shall be expended within three years at the state university for the sole purpose of conducting research activities agreed upon by the department, the taxpayer and the state university. Failure to expend such funds in the manner prescribed pursuant to this section shall cause the applicant to be subject to the provisions of section 620.017.

(2) Up to one hundred percent of tax credits provided under this program may be transferred, sold, or assigned by filing a notarized endorsement thereof with the department that names the transferee, the amount of tax credit transferred, and the value received for the credit, as well as any other information reasonably requested by the department. For a taxpayer with flow-through tax treatment to its members, partners, or shareholders, the tax credit shall be allowed to members, partners, or shareholders in proportion to their share of ownership on the last day of the taxpayer's tax period.

5. **[**No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to June 27, 1997, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to June 27, 1997, if such rule complied with the provisions of chapter 536. The provisions of this section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, including the ability to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule, are subsequently held unconstitutional, then the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void.**] Purchases of Missouri qualified research and development equipment are hereby specifically exempted from all state and local sales and use tax including, but not limited to, sales and use tax authorized or imposed under section 32.085 and chapter 144.**

6. **The department may adopt such rules, statements of policy, procedures, forms, and guidelines as may be necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall**

become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

7. (1) For tax years ending before January 1, 2005, the aggregate of all tax credits authorized pursuant to this section shall not exceed nine million seven hundred thousand dollars in any year.

(2) (a) For all tax years beginning on or after January 1, 2023, the aggregate of all tax credits authorized under this section shall not exceed ten million dollars in any year.

(b) Five million dollars of such ten million dollars shall be reserved for minority business enterprises, women's business enterprises, and small businesses. Any reserved amount not issued or awarded to a minority business enterprise, women's business enterprise, or small business by November first of the tax year may be issued to any taxpayer otherwise eligible for a tax credit under this section.

(c) No single taxpayer shall be issued or awarded more than three hundred thousand dollars in tax credits under this section in any year.

(d) In the event that total eligible claims for credits received in a calendar year exceed the annual cap, each eligible claimant shall be issued credits based upon a pro-rata basis, given that all new businesses, defined as a business less than five years old, are issued full tax credits first.

[7. For all tax years beginning on or after January 1, 2005, no tax credits shall be approved, awarded, or issued to any person or entity claiming any tax credit under this section.**]**

8. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the program authorized under this section shall automatically sunset December thirty-first, six years after the effective date of this section;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset December thirty-first, twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on December thirty-first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend the title and enacting clause accordingly.

Senator Williams moved that the above amendment be adopted, which motion prevailed.

Senator Koenig moved that **SS** for **SCS** for **SB 931**, as amended, be adopted, which motion prevailed.

On motion of Senator Koenig, **SS** for **SCS** for **SB 931**, as amended, was declared perfected and ordered printed.

CONCURRENT RESOLUTIONS

SCR 24, introduced by Senator Roberts, entitled:

Relating to Victims of Communism Memorial Day.

Was taken up.

On motion of Senator Roberts, **SCR 24** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senator Thompson Rehder—1

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Roberts, title to the concurrent resolution was agreed to.

Senator Roberts moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator May moved that **SCR 27** be taken up for adoption, which motion prevailed.

On motion of Senator May, **SCR 27** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Crawford
Eigel	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Moon	Mosley	O'Laughlin	Onder	Razer	Rizzo
Roberts	Rowden	Schatz	Schupp	Washington	White	Wieland
Williams—29						

NAYS—Senators—None

Absent—Senators

Brattin	Cierpiot	Eslinger	Thompson Rehder—4

Absent with leave—Senator Riddle—1

Vacancies—None

Senator White moved that **SCR 28** be taken up for adoption, which motion prevailed.

On motion of Senator White, **SCR 28** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough

Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senator Brattin—1

Absent with leave—Senator Riddle—1

Vacancies—None

SCR 29, introduced by Senator Hegeman, entitled:

Relating to Certified Registered Nurse Anesthetists Week.

Was taken up.

On motion of Senator Hegeman, **SCR 29** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators—None

Absent—Senators

Brattin	Gannon	Schupp—3

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Hegeman, title to the concurrent resolution was agreed to.

Senator Hegeman moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SCR 31, introduced by Senator Bean, entitled:

Relating to approval of the Missouri Water Resources Plan.

Was taken up.

President Kehoe assumed the Chair.

On motion of Senator Bean, **SCR 31** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	May
Mosley	O'Laughlin	Onder	Razer	Rizzo	Roberts	Rowden
Schatz	Thompson Rehder	White	Wieland	Williams—26		

NAYS—Senators

Burlison Eigel—2

Absent—Senators

Brattin Luetkemeyer Moon Schupp Washington—5

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Bean, title to the concurrent resolution was agreed to.

Senator Bean moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

Senator Bean moved that **SCR 33** be taken up for adoption, which motion prevailed.

On motion of Senator Bean, **SCR 33** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senators

Brattin Hoskins—2

Absent with leave—Senator Riddle—1

Vacancies—None

Senator White moved that **SCR 34** be taken up for adoption, which motion prevailed.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

On motion of Senator White, **SCR 34** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senators

Brattin Schupp—2

Absent with leave—Senator Riddle—1

Vacancies—None

SCR 36, introduced by Senator Bernskoetter, entitled:

Relating to the Missouri USA Semiquincentennial Commission.

Was taken up.

Senator Bernskoetter offered **SS** for **SCR 36**, entitled:

SENATE SUBSTITUTE FOR
SENATE CONCURRENT RESOLUTION NO. 36

Relating to the America 250 Missouri Commission

Whereas, the 250th anniversary of the Declaration of Independence and 250th anniversary of the United States of America are approaching in the coming years; and

Whereas, such anniversaries are worthy of celebration at both the federal and state levels; and

Whereas, in order to effect such a celebration in Missouri, there needs to be a coordinated effort at the state level:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby create the America 250 Missouri Commission; and

Be it Further Resolved that the principal purpose of the Commission shall be to plan, promote, and implement where appropriate public celebrations and commemorations of the 250th anniversary of the Declaration of Independence on July 4, 2026, and the 250th anniversary of the United States of America; and

Be it Further Resolved that the Commission is authorized to cooperate with the United States Semiquincentennial Commission created by Public Law 114-196, other national and state organizations engaged in commemoration and celebration of the United States Semiquincentennial, and other national, regional, state, and local public and private organizations having compatible purposes. It shall encourage various state agencies and organizations to work cooperatively to promote the Semiquincentennial; and

Be it Further Resolved that the Commission shall consider promoting and encouraging as part of its celebratory and commemorative events, electronic media, printed products, symposia, and educational outreach all of the following:

(1) Awareness and understanding of the principles of the Declaration of Independence, of the winning of American independence in the American Revolutionary War, and of the establishment of America's system of constitutional self-government;

(2) Teaching students and increasing public knowledge and appreciation of the breadth of American history and the centuries-long quest for "liberty and justice for all". This includes sharing the stories and contributions of the various people who have populated the land, from

indigenous peoples, explorers, British colonists, seekers of religious freedom, enslaved African Americans, and many others who are part of America's stories. This should also include the commemoration of events that occurred in Missouri during the American Revolutionary War period, such as the Battle of Fort San Carlos in what is now the city of St. Louis in 1780;

(3) Advancing the cause of liberty and American self-government and of the meaning of "E Pluribus Unum" ("From many, one"), through promoting civic knowledge and practice, including America's "Charters of Freedom" (the Declaration of Independence, the Constitution, and the Bill of Rights), and the constitutional features of self-government which emphasize the roles of active and engaged good citizens;

(4) Emphasizing the service and sacrifices of veterans of all generations who have secured and preserved American independence and freedom and encouraging Missourians to honor them;

(5) Celebratory and commemorative events and activities throughout the State of Missouri; and

Be it Further Resolved that the membership of the Commission shall consist of thirteen voting members as follows:

(1) The Governor of Missouri who shall serve as chair of the commission;

(2) Two members appointed by the Lieutenant Governor;

(3) Two members appointed by the President Pro Tempore of the Senate and two members appointed by the Speaker of the House of Representatives;

(4) Two members who are Missourians serving on the United States Semiquincentennial Commission as certified by the executive officer of that Commission;

(5) One member who is a representative of the Missouri Society of the Sons of the American Revolution appointed by the Governor;

(6) One member who is a representative of the Missouri State Society Daughters of the American Revolution appointed by the Governor;

(7) Two citizens at large, appointed by the Governor; and

Be it Further Resolved that members shall serve for the life of the Commission, provided any public official's expiration of his or her term shall create a vacancy, and all vacancies shall be filled in the same manner as originally appointed; and

Be it Further Resolved that the appointing authorities shall coordinate their appointments so that diversity of gender, race, and geographical areas is reflective of the makeup of this state; and

Be it Further Resolved that the Commission shall elect its chair, vice chair and any other officers it deems necessary. A majority of the members shall constitute a quorum to conduct business; and

Be it Further Resolved that the Office of Administration shall provide administrative support for the Commission; and

Be it Further Resolved that the Commission, its members, and any staff assigned to the Commission shall receive reimbursement for their actual and necessary expenses in attending meetings of the Commission, with such reimbursement for the legislative members only coming from the Joint Contingent Fund; and

Be it Further Resolved that the Commission shall terminate by either a majority of the members voting for termination, or by December 31, 2027, whichever occurs first; and

Be It Further Resolved that the Secretary of the Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Senator Bernskoetter moved that **SS** for **SCR 36** be adopted, which motion prevailed.

On motion of Senator Bernskoetter, **SS** for **SCR 36** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senator Brattin—1

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Bernskoetter, title to the concurrent resolution was agreed to.

Senator Bernskoetter moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

On motion of Senator Rowden, the Senate recessed until 6:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Kehoe.

HOUSE BILLS ON THIRD READING

HCS for **HB 1552**, with **SCS**, entitled:

An Act to repeal sections 160.415 and 167.151, RSMo, and to enact in lieu thereof two new sections relating to funding for schools.

Was taken up by Senator Koenig.

SCS for **HCS** for **HB 1552**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1552

An Act to repeal section 160.415, RSMo, and to enact in lieu thereof one new section relating to funding for charter schools.

Was taken up.

Senator Koenig moved that **SCS** for **HCS** for **HB 1552** be adopted.

Senator Koenig offered **SS** for **SCS** for **HCS** for **HB 1552**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1552

An Act to repeal sections 160.415, 160.425, and 161.670, RSMo, and to enact in lieu thereof three new sections relating to alternative education programs.

Senator Koenig moved that **SS** for **SCS** for **HCS** for **HB 1552** be adopted, which motion prevailed.

Senator Koenig moved that **SS** for **SCS** for **HCS** for **HB 1552** be read the 3rd time and passed and was recognized to close.

President Pro Tem Schatz referred **SS** for **SCS** for **HCS** for **HB 1552** to the Committee on Governmental Accountability and Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator Hegeman moved that **SB 631**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 631**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 631

An Act to repeal sections 516.120, 516.140, and 537.1035, RSMo, and to enact in lieu thereof three new sections relating to civil actions.

Was taken up.

Senator Hegeman moved that **SCS** for **SB 631** be adopted.

Senator Hegeman offered **SS** for **SCS** for **SB 631**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 631

An Act to repeal sections 516.120 and 556.036, RSMo, and to enact in lieu thereof three new sections relating to statutes of limitations.

Senator Hegeman moved that **SS** for **SCS** for **SB 631** be adopted.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 631, Page 1, In the Title, Line 4, by striking all of said line and inserting in lieu thereof the following: "civil actions."; and

Further amend said bill and page, section A, line 4, by inserting after all of said line the following:

"213.010. As used in this chapter, the following terms shall mean:

(1) "Age", an age of forty or more years but less than seventy years, except that it shall not be an unlawful employment practice for an employer to require the compulsory retirement of any person who has attained the age of sixty-five and who, for the two-year period immediately before retirement, is employed in a bona fide executive or high policy-making position, if such person is entitled to an immediate nonforfeitable annual retirement benefit from a pension, profit sharing, savings or deferred compensation plan, or any combination of such plans, of the employer, which equals, in the aggregate, at least forty-four thousand dollars;

(2) "Because" or "because of", as it relates to the adverse decision or action, **[**the**]** **a** protected criterion was **[**the**]** **a** motivating factor;

(3) "Commission", the Missouri commission on human rights;

(4) "Complainant", a person who has filed a complaint with the commission alleging that another person has engaged in a prohibited discriminatory practice;

(5) "Disability", a physical or mental impairment which substantially limits one or more of a person's major life activities, being regarded as having such an impairment, or a record of having such an impairment, which with or without reasonable accommodation does not interfere with performing the job, utilizing the place of public accommodation, or occupying the dwelling in question. For purposes of this chapter, the term "disability" does not include current, illegal use of or addiction to a controlled substance as such term is defined by section 195.010; however, a person may be considered to have a disability if that person:

(a) Has successfully completed a supervised drug rehabilitation program and is no longer engaging in the illegal use of, and is not currently addicted to, a controlled substance or has otherwise been rehabilitated successfully and is no longer engaging in such use and is not currently addicted;

(b) Is participating in a supervised rehabilitation program and is no longer engaging in illegal use of controlled substances; or

(c) Is erroneously regarded as currently illegally using, or being addicted to, a controlled substance;

(6) "Discrimination", conduct proscribed herein, taken because of race, color, religion, national origin, ancestry, sex, or age as it relates to employment, disability, or familial status as it relates to housing**. Discrimination includes any unfair treatment based on a person's presumed or assumed race, color, religion, national origin, ancestry, sex, sexual orientation, gender identity, age as it relates to employment, disability, or familial status as it relates to housing, regardless of whether the presumption or assumption as to such characteristic is correct**;

(7) "Dwelling", any building, structure or portion thereof which is occupied as, or designed or intended for occupancy as, a residence by one or more families, and any vacant land which is offered for sale or lease for the construction or location thereon of any such building, structure or portion thereof;

(8) "Employer", a person engaged in an industry affecting commerce who has six or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year, and shall include the state, or any political or civil subdivision thereof, or any person employing six or more persons within the state but does not include corporations and associations owned or operated by religious or sectarian organizations. "Employer" shall not include:

(a) The United States;

(b) A corporation wholly owned by the government of the United States;

(c) An individual employed by an employer;

(d) An Indian tribe;

(e) Any department or agency of the District of Columbia subject by statute to procedures of the competitive service, as defined in 5 U.S.C. Section 2101; or

(f) A bona fide private membership club, other than a labor organization, that is exempt from taxation under 26 U.S.C. Section 501(c);

(9) "Employment agency" includes any person or agency, public or private, regularly undertaking with or without compensation to procure employees for an employer or to procure for employees opportunities to work for an employer;

(10) "Executive director", the executive director of the Missouri commission on human rights;

(11) "Familial status", one or more individuals who have not attained the age of eighteen years being domiciled with:

(a) A parent or another person having legal custody of such individual; or

(b) The designee of such parent or other person having such custody, with the written permission of such parent or other person. The protections afforded against discrimination because of familial status shall apply to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen years;

(12) "Human rights fund", a fund established to receive civil penalties as required by federal regulations and as set forth by subdivision (2) of subsection 11 of section 213.075, and which will be disbursed to offset additional expenses related to compliance with the Department of Housing and Urban Development regulations;

(13) "Labor organization" includes any organization which exists for the purpose, in whole or in part, of collective bargaining or of dealing with employers concerning grievances, terms or conditions of employment, or for other mutual aid or protection in relation to employment;

(14) "Local commissions", any commission or agency established prior to August 13, 1986, by an ordinance or order adopted by the governing body of any city, constitutional charter city, town, village, or county;

(15) **"Motivating factor", the employee's protected classification played a role in the adverse action or decision and had an influence on the adverse decision or action;**

(16) "Person" includes one or more individuals, corporations, partnerships, associations, organizations, labor organizations, legal representatives, mutual companies, joint stock companies, trusts, trustees, trustees in bankruptcy, receivers, fiduciaries, or other organized groups of persons;

[(16)**] (17)** "Places of public accommodation", all places or businesses offering or holding out to the general public, goods, services, privileges, facilities, advantages or accommodations for the peace, comfort, health, welfare and safety of the general public or such public places providing food, shelter, recreation and amusement, including, but not limited to:

(a) Any inn, hotel, motel, or other establishment which provides lodging to transient guests, other than an establishment located within a building which contains not more than five rooms for rent or hire and which is actually occupied by the proprietor of such establishment as **[**his**] the proprietor's** residence;

(b) Any restaurant, cafeteria, lunchroom, lunch counter, soda fountain, or other facility principally engaged in selling food for consumption on the premises, including, but not limited to, any such facility located on the premises of any retail establishment;

(c) Any gasoline station, including all facilities located on the premises of such gasoline station and made available to the patrons thereof;

(d) Any motion picture house, theater, concert hall, sports arena, stadium, or other place of exhibition or entertainment;

(e) Any public facility owned, operated, or managed by or on behalf of this state or any agency or subdivision thereof, or any public corporation; and any such facility supported in whole or in part by public funds;

(f) Any establishment which is physically located within the premises of any establishment otherwise covered by this section or within the premises of which is physically located any such covered establishment, and which holds itself out as serving patrons of such covered establishment;

[(17)**] (18)** "Rent" includes to lease, to sublease, to let and otherwise to grant for consideration the right to occupy premises not owned by the occupant;

[(18)**] (19)** "Respondent", a person who is alleged to have engaged in a prohibited discriminatory practice in a complaint filed with the commission;

[(19) "The motivating factor", the employee's protected classification actually played a role in the adverse action or decision and had a determinative influence on the adverse decision or action;**]**

(20) "Unlawful discriminatory practice", any act that is unlawful under this chapter.

213.111. 1. If, after one hundred eighty days from the filing of a complaint alleging an unlawful discriminatory practice pursuant to section 213.055, 213.065 or 213.070 to the extent that the alleged violation of section 213.070 relates to or involves a violation of section 213.055 or 213.065, or subdivision (3) of subsection 1 of section 213.070 as it relates to employment and public accommodations, the commission has not completed its administrative processing and the person aggrieved so requests in writing, the commission shall issue to the person claiming to be aggrieved a letter indicating his or her right to bring a civil action within ninety days of such notice against the respondent named in the complaint. **[**If, after the filing of a complaint**] Any person alleging an unlawful discriminatory practice** pursuant to sections 213.040, 213.045, 213.050 and 213.070, to the extent that the alleged violation of section 213.070 relates to or involves a violation of sections 213.040, 213.045 and 213.050, or subdivision (3) of subsection 1 of section 213.070 as it relates to housing, **[**and the person aggrieved so requests in writing, the commission shall issue to the person claiming to be aggrieved a letter indicating his or her right to bring a civil action within ninety days of such notice against the respondent named in the complaint**] may file a petition in the circuit court of the county in which the alleged unlawful discriminatory practice occurred without first filing a complaint with the commission**. The commission may not at any other time or for any other reason issue a letter indicating a complainant's right to bring a civil action. Such an action may be brought in any circuit court in any county in which the unlawful discriminatory practice is alleged to have been committed, either before a circuit or associate circuit judge. Upon issuance of this notice, the commission shall terminate all proceedings relating to the complaint. No person may file or reinstate a complaint with the commission after the issuance of a notice under this section relating to the same practice or act. Any action brought in court under this section shall be filed within ninety days from the date of the commission's notification letter to the individual but no later than two years after the alleged cause occurred or its reasonable discovery by the alleged injured party.

2. The court may grant as relief, as it deems appropriate, any permanent or temporary injunction, temporary restraining order, or other order, and may award to the plaintiff actual and punitive damages, and may award court costs and reasonable attorney fees to the prevailing party, other than a state agency or

commission or a local commission; except that, a prevailing respondent may be awarded reasonable attorney fees only upon a showing that the case was without foundation.

3. Any party to any action initiated under this section has a right to a trial by jury.

4. The sum of the amount of actual damages, including damages for future pecuniary losses, emotional pain, suffering, inconvenience, mental anguish, loss of enjoyment of life, and other nonpecuniary losses, and punitive damages awarded under this section **for an unlawful discriminatory practice related to employment** shall not exceed for each complaining party:

(1) Actual back pay and interest on back pay; and

(2) (a) In the case of a respondent who has more than five and fewer than one hundred one employees in each of twenty or more calendar weeks in the current or preceding calendar year, fifty thousand dollars;

(b) In the case of a respondent who has more than one hundred and fewer than two hundred one employees in each of twenty or more calendar weeks in the current or preceding calendar year, one hundred thousand dollars;

(c) In the case of a respondent who has more than two hundred and fewer than five hundred one employees in each of twenty or more calendar weeks in the current or preceding calendar year, two hundred thousand dollars; or

(d) In the case of a respondent who has more than five hundred employees in each of twenty or more calendar weeks in the current or preceding calendar year, five hundred thousand dollars.

[5. In any employment-related civil action brought under this chapter, the plaintiff shall bear the burden of proving the alleged unlawful decision or action was made or taken because of his or her protected classification and was the direct proximate cause of the claimed damages.**]**

285.575. 1. This section shall be known and may be cited as the "Whistleblower's Protection Act".

2. As used in this section, the following terms shall mean:

(1) "Because" or "because of", as it relates to the adverse decision or action, the person's status as a protected person was **[**the**] a** motivating factor;

(2) "Employer", an entity that has six or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year. "Employer" shall not include the state of Missouri or its agencies, instrumentalities, or political subdivisions, including but not limited to any public institution of higher education, a corporation wholly owned by the state of Missouri, an individual employed by an employer, or corporations and associations owned or operated by religious or sectarian organizations;

(3) **"Motivating factor", the employee's protected classification played a role in the adverse decision or action and had an influence on the adverse decision or action;**

(4) "Proper authorities", a governmental or law enforcement agency, an officer of an employee's employer, the employee's supervisor employed by the employer, or the employee's human resources representative employed by the employer;

[(4)**] (5)** "Protected person", an employee of an employer who has reported to the proper authorities an

unlawful act of his or her employer; an employee of an employer who reports to his or her employer serious misconduct of the employer that violates a clear mandate of public policy as articulated in a constitutional provision, statute, or regulation promulgated under statute; or an employee of an employer who has refused to carry out a directive issued by his or her employer that if completed would be a violation of the law. An employee of an employer is not a protected person if:

(a) The employee is a supervisory, managerial, or executive employee or an officer of his or her employer and the unlawful act or serious misconduct reported concerns matters upon which the employee is employed to report or provide professional opinion; or

(b) The proper authority or person to whom the employee makes his or her report is the person whom the employee claims to have committed the unlawful act or violation of a clear mandate of public policy**[**;

(5) "The motivating factor", the employee's protected classification actually played a role in the adverse decision or action and had a determinative influence on the adverse decision or action**]**.

3. This section is intended to codify the existing common law exceptions to the at-will employment doctrine and to limit their future expansion by the courts. This section, in addition to chapter 213 and chapter 287, shall provide the exclusive remedy for any and all claims of unlawful employment practices.

4. It shall be an unlawful employment practice for an employer to discharge an individual defined as a protected person in this section because of that person's status as a protected person.

5. A protected person aggrieved by a violation of this section shall have a private right of action for actual damages for violations of this section but not for punitive damages. However, if a private right of action for damages exists under another statutory or regulatory scheme, whether under state or federal law, no private right of action shall exist under this statute.

6. Any party to any action initiated under this section may demand a trial by jury.

7. A protected person aggrieved by a violation of this section shall have a private right of action that may be filed in a court of competent jurisdiction. The only remedies available in such an action shall be:

(1) Back pay;

(2) Reimbursement of medical bills directly related to a violation of this section; and

(3) Additionally, if a protected person proves, by clear and convincing evidence, that the conduct of the employer was outrageous because of the employer's evil motive or reckless indifference to the rights of others, then, such person may receive double the amount awarded under subdivisions (1) and (2) of this subsection, as liquidated damages. In applying this subdivision, the provisions of section 510.263 shall be applied as though liquidated damages were punitive damages and as though the amounts referenced in subdivisions (1) and (2) of this subsection were compensatory damages.

8. The court, in addition to the damages set forth in subsection 7 of this section, may award the prevailing party court costs and reasonable attorney fees; except that a prevailing respondent may be awarded reasonable attorney fees only upon a showing that the case was without foundation."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted.

Senator Razer offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 631, Page 2, Line 53, by striking the first instance of the word "or" and inserting in lieu thereof the following: "**sexual orientation, gender identity,**"; and further amend said line, by inserting after the word "age" the following: "**,**"; and

Further amend said amendment, page 3, line 83, by striking "2101" and inserting in lieu thereof the following: "**2102**"; and

Further amend said amendment, page 4, line 105, by inserting after "(12)" the following: "**"Gender identity", the gender-related identity, appearance, mannerisms, or other gender-related characteristics of an individual, with or without regard to the individual's assigned sex at birth;**

(13)"; and

Further amend said amendment, page 6, line 174, by inserting after "(20)" the following: "**"Sexual orientation", one's actual or perceived emotional or physical attraction to, or romantic or physical relationships with, members of the same gender, members of a different gender, or members of any gender; or the lack of any emotional or physical attraction to, or romantic or physical relationships with, anyone. The term "sexual orientation" includes a history of such attraction or relationship or a history of no such attraction or relationship;**

(21)"; and further renumber the subdivisions accordingly; and further amend line 175, by inserting after all of said line the following:

"213.030. 1. The powers and duties of the commission shall be:

(1) To seek to eliminate and prevent discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** age**,** as it relates to employment, disability, or familial status as it relates to housing and to take other actions against discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** age, disability, or familial status as provided by law; and the commission is hereby given general jurisdiction and power for such purposes;

(2) To implement the purposes of this chapter first by conference, conciliation and persuasion so that persons may be guaranteed their civil rights and goodwill be fostered;

(3) To formulate policies to implement the purposes of this chapter and to make recommendations to agencies and officers of the state and political subdivisions in aid of such policies and purposes;

(4) To appoint such employees as it may deem necessary, fix their compensation within the appropriations provided and in accordance with the wage structure established for other state agencies, and prescribe their duties;

(5) To obtain upon request and utilize the services of all governmental departments and agencies to be paid from appropriations to this commission;

(6) To adopt, promulgate, amend, and rescind suitable rules and regulations to carry out the provisions of this chapter and the policies and practices of the commission in connection therewith;

(7) To receive, investigate, initiate, and pass upon complaints alleging discrimination in employment, housing or in places of public accommodations because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** age**,** as it relates to employment, disability, or familial status as it relates to housing and to require the production for examination of any books, papers, records, or other materials relating to any matter under investigation;

(8) To hold hearings, subpoena witnesses, compel their attendance, administer oaths, to take the testimony of any person under oath, and, in connection therewith, to require the production for examination of any books, papers or other materials relating to any matter under investigation or in question before the commission;

(9) To issue publications and the results of studies and research which will tend to promote goodwill and minimize or eliminate discrimination in housing, employment or in places of public accommodation because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** age**,** as it relates to employment, disability, or familial status as it relates to housing;

(10) To provide each year to the governor and to the general assembly a full written report of all its activities and of its recommendations;

(11) To adopt an official seal;

(12) To cooperate, act jointly, enter into cooperative or work-sharing agreements with the United States Equal Employment Opportunity Commission, the United States Department of Housing and Urban Development, and other federal agencies and local commissions or agencies to achieve the purposes of this chapter;

(13) To accept grants, private gifts, bequests, and establish funds to dispose of such moneys so long as the conditions of the grant, gift, or bequest are not inconsistent with the purposes of this chapter and are used to achieve the purposes of this chapter;

(14) To establish a human rights fund as defined in section 213.010, for the purposes of administering sections 213.040, 213.045, 213.050, 213.070, 213.075, and 213.076.

2. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of **[**section 536.024**] chapter 536**.

213.040. 1. It shall be an unlawful housing practice:

(1) To refuse to sell or rent after the making of a bona fide offer, to refuse to negotiate for the sale or rental of, to deny or otherwise make unavailable, a dwelling to any person because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** disability, or familial status;

(2) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** disability, or familial status;

(3) To make, print, or publish, or cause to be made, printed, or published any notice, statement or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** disability, or familial status, or an intention to make any such preference, limitation, or discrimination;

(4) To represent to any person because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** disability, or familial status that any dwelling is not available for inspection, sale, or rental when such dwelling is in fact so available;

(5) To induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood of a person or persons because of a particular race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** disability, or familial status;

(6) To discriminate in the sale or rental of, or to otherwise make unavailable or deny, a dwelling to any buyer or renter because of a disability of:

(a) That buyer or renter;

(b) A person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or

(c) Any person associated with that buyer or renter;

(7) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection with such dwelling, because of a disability of:

(a) That person;

(b) A person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or

(c) Any person associated with that person.

2. For purposes of this section and sections 213.045 and 213.050, discrimination includes:

(1) A refusal to permit, at the expense of the person with the disability, reasonable modifications of existing premises occupied or to be occupied by such person if such modifications may be necessary to afford such person full enjoyment of the premises, except that, in the case of a rental, the landlord may, where it is reasonable to do so, condition permission for a modification on the renter's agreeing to restore the interior of the premises to the condition that existed before the modification, reasonable wear and tear excepted;

(2) A refusal to make reasonable accommodations in rules, policies, practices, or services, when such accommodations may be necessary to afford such person equal opportunity to use and enjoy a dwelling; or

(3) In connection with the design and construction of covered multifamily dwellings for first occupancy after March 13, 1991, a failure to design and construct those dwellings in such a manner that:

(a) The public use and common use portions of such dwellings are readily accessible to and usable by persons with a disability;

(b) All the doors designed to allow passage into and within all premises within such dwellings are sufficiently wide to allow passage by persons with a disability in wheelchairs; and

(c) All premises within such dwellings contain the following features of adaptive design:

a. An accessible route into and through the dwelling;

b. Light switches, electrical outlets, thermostats, and other environmental controls in accessible locations;

c. Reinforcements in bathroom walls to allow later installation of grab bars; and

d. Usable kitchens and bathrooms such that an individual in a wheelchair can maneuver about the space.

3. As used in subdivision (3) of subsection 2 of this section, the term "covered multifamily dwelling" means:

(1) Buildings consisting of four or more units if such buildings have one or more elevators; and

(2) Ground floor units in other buildings consisting of four or more units.

4. Compliance with the appropriate requirements of the American National Standard for Buildings and Facilities providing accessibility and usability for people with physical disabilities, commonly cited as "ANSI A117.1", suffices to satisfy the requirements of paragraph (a) of subdivision (3) of subsection 2 of this section.

5. Where a unit of general local government has incorporated into its laws the requirements set forth in subdivision (3) of subsection 2 of this section, compliance with such laws shall be deemed to satisfy the requirements of that subdivision. Such compliance shall be subject to the following provisions:

(1) A unit of general local government may review and approve newly constructed covered multifamily dwellings for the purpose of making determinations as to whether the design and construction requirements of subdivision (3) of subsection 2 of this section are met;

(2) The commission shall encourage, but may not require, the units of local government to include in their existing procedures for the review and approval of newly constructed covered multifamily dwellings, determinations as to whether the design and construction of such dwellings are consistent with subdivision (3) of subsection 2 of this section, and shall provide technical assistance to units of local government and other persons to implement the requirements of subdivision (3) of subsection 2 of this section;

(3) Nothing in this chapter shall be construed to require the commission to review or approve the plans, designs or construction of all covered dwellings, to determine whether the design and construction of such dwellings are consistent with the requirements of subdivision (3) of subsection 2 of this section.

6. Nothing in this chapter shall be construed to invalidate or limit any law of the state or political subdivision of the state, or other jurisdiction in which this chapter shall be effective, that requires dwellings to be designed and constructed in a manner that affords persons with disabilities greater access than is required by this chapter.

7. Nothing in this section and sections 213.045 and 213.050 requires that a dwelling be made available to an individual whose tenancy would constitute a direct threat to the health or safety of other individuals or whose tenancy would result in substantial physical damage to the property of others.

8. Nothing in this section and sections 213.045 and 213.050 limits the applicability of any reasonable local or state restriction regarding the maximum number of occupants permitted to occupy a dwelling, nor does any provision in this section and sections 213.045 and 213.050 regarding familial status apply with respect to housing for older persons.

9. As used in this section and sections 213.045 and 213.050, "housing for older persons" means housing:

(1) Provided under any state or federal program that the commission determines is specifically designed and operated to assist elderly persons, as defined in the state or federal program;

(2) Intended for, and solely occupied by, persons sixty-two years of age or older; or

(3) Intended and operated for occupancy by at least one person fifty-five years of age or older per unit. In determining whether housing qualifies as housing for older persons under this subsection, the commission shall develop regulations which require at least the following factors:

(a) The existence of significant facilities and services specifically designed to meet the physical or social needs of older persons, or if the provision of such facilities and services is not practicable, that such housing is necessary to provide important housing opportunities for older persons; and

(b) That at least eighty percent of the units are occupied by at least one person fifty-five years of age or older per unit; and

(c) The publication of, and adherence to, policies and procedures which demonstrate an intent by the owner or manager to provide housing for persons fifty-five years of age or older.

10. Housing shall not fail to meet the requirements for housing for older persons by reason of:

(1) Persons residing in such housing as of August 28, 1992, who do not meet the age requirements of subdivision (2) or (3) of subsection 9 of this section, provided that new occupants of such housing meet the age requirements of subdivision (2) or (3) of subsection 9 of this section; or

(2) Unoccupied units, provided that such units are reserved for occupancy by persons who meet the age requirements of subdivision (2) or (3) of subsection 9 of this section.

11. Nothing in this section or section 213.045 or 213.050 shall prohibit conduct against a person because such person has been convicted by any court of competent jurisdiction of the illegal manufacture or distribution of a controlled substance, as defined by section 195.010.

12. Nothing in this chapter shall prohibit a religious organization, association, or society, or any nonprofit institution or organization operated, supervised or controlled by or in conjunction with a religious organization, association, or society, from limiting the sale, rental or occupancy of dwellings which it owns or operates for other than a commercial purpose to persons of the same religion, or from giving preference to such persons, unless membership in such religion is restricted on account of race, color, or national origin. Nor shall anything in this chapter prohibit a private club not in fact open to the public, which as an incident to its primary purpose or purposes provides lodging which it owns or operates for other than a commercial purpose, from limiting the rental or occupancy of such lodging to its members or from giving preference to its members.

13. Nothing in this chapter, other than the prohibitions against discriminatory advertising in subdivision (3) of subsection 1 of this section, shall apply to:

(1) The sale or rental of any single family house by a private individual owner, provided the following conditions are met:

(a) The private individual owner does not own or have any interest in more than three single family houses at any one time; and

(b) The house is sold or rented without the use of a real estate broker, agent or salesperson or the

facilities of any person in the business of selling or renting dwellings and without publication, posting or mailing of any advertisement. If the owner selling the house does not reside in it at the time of the sale or was not the most recent resident of the house prior to such sale, the exemption in this section applies to only one such sale in any twenty-four-month period; or

(2) Rooms or units in dwellings containing living quarters occupied or intended to be occupied by no more than four families living independently of each other, if the owner actually maintains and occupies one of such living quarters as his or her residence.

213.045. It shall be unlawful for any bank, building and loan association, insurance company or other corporation, association, firm or enterprise whose business consists in whole or in part in the making of commercial real estate loans, to deny a loan or other financial assistance because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** disability**,** or familial status to a person applying therefor for the purpose of purchasing, construction, improving, repairing, or maintaining a dwelling, or to discriminate against **[**him**]** **such person** in fixing of the amount, interest rate, duration or other terms or conditions of such loan or other financial assistance, because of the race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** disability, or familial status of such person or of any person associated with **[**him**]** **such person** in connection with such loan or other financial assistance, or of the present or prospective owners, lessees, tenants, or occupants, of the dwellings in relation to which such loan or other financial assistance is to be made or given.

213.050. It shall be unlawful to deny any person access to or membership or participation in any multiple listing service, real estate brokers' organization or other service organization, or facility relating to the business of selling or renting dwellings, because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity,** disability, or familial status.

213.055. 1. It shall be an unlawful employment practice:

(1) For an employer, because of the race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability of any individual:

(a) To fail or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to **[**his**]** **such individual's** compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability;

(b) To limit, segregate, or classify **[**his**]** employees or **[**his**]** employment applicants in any way which would deprive or tend to deprive any individual of employment opportunities or otherwise adversely affect **[**his**]** **such individual's** status as an employee, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability;

(2) For a labor organization to exclude or to expel from its membership any individual or to discriminate in any way against any of its members or against any employer or any individual employed by an employer because of race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability of any individual; or to limit, segregate, or classify its membership, or to classify or fail or refuse to refer for employment any individual, in any way which would deprive or tend to deprive any individual of employment opportunities, or would limit such employment opportunities or otherwise adversely affect **[**his**]** **such individual's** status as an employee or as an applicant for employment, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,**

or disability; or for any employer, labor organization, or joint labor-management committee controlling apprenticeship or other training or retraining, including on-the-job training programs to discriminate against any individual because of **[**his**]** **such individual's** race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability in admission to, or employment in, any program established to provide apprenticeship or other training;

(3) For any employer or employment agency to print or circulate or cause to be printed or circulated any statement, advertisement or publication, or to use any form of application for employment or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification, or discrimination, because of race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability unless based upon a bona fide occupational qualification or for an employment agency to fail or refuse to refer for employment, or otherwise to discriminate against, any individual because of his or her race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** as it relates to employment, or disability, or to classify or refer for employment any individual because of **[**his or her**]** **such individual's** race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability.

2. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for an employer to apply different standards of compensation, or different terms, conditions or privileges of employment pursuant to a bona fide seniority or merit system, or a system which measures earnings by quantity or quality of production or to employees who work in different locations, provided that such differences or such systems are not the result of an intention or a design to discriminate, and are not used to discriminate, because of race, color, religion, sex, **sexual orientation, gender identity,** national origin, ancestry, age**,** or disability, nor shall it be an unlawful employment practice for an employer to give and to act upon the results of any professionally developed ability test, provided that such test, its administration, or action upon the results thereof, is not designed, intended or used to discriminate because of race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability.

3. Nothing contained in this chapter shall be interpreted to require any employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to any individual or to any group because of the race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability of such individual or group on account of an imbalance which may exist with respect to the total number or percentage of persons of any race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability employed by any employer, referred or classified for employment by any employment agency or labor organization, admitted to membership or classified by any labor organization, or admitted to or employed in any apprenticeship or other training program, in comparison with the total number or percentage of persons of such race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age**,** or disability in any community, state, section, or other area, or in the available workforce in any community, state, section, or other area.

4. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for the state or any political subdivision of the state to comply with the provisions of 29 U.S.C. Section 623 relating to employment as firefighters or law enforcement officers.

213.065. 1. All persons within the jurisdiction of the state of Missouri are free and equal and shall be entitled to the full and equal use and enjoyment within this state of any place of public accommodation, as hereinafter defined, without discrimination or segregation because of race, color, religion, national origin,

sex, **sexual orientation, gender identity,** ancestry, or disability.

2. It is an unlawful discriminatory practice for any person, directly or indirectly, to refuse, withhold from or deny any other person, or to attempt to refuse, withhold from or deny any other person, any of the accommodations, advantages, facilities, services, or privileges made available in any place of public accommodation, as defined in section 213.010 and this section, or to segregate or discriminate against any such person in the use thereof because of race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, or disability.

3. The provisions of this section shall not apply to a private club, a place of accommodation owned by or operated on behalf of a religious corporation, association or society, or other establishment which is not in fact open to the public, unless the facilities of such establishments are made available to the customers or patrons of a place of public accommodation as defined in section 213.010 and this section.

213.070. 1. It shall be an unlawful discriminatory practice for an employer, employment agency, labor organization, or place of public accommodation:

(1) To aid, abet, incite, compel, or coerce the commission of acts prohibited under this chapter or to attempt to do so;

(2) To retaliate or discriminate in any manner against any other person because such person has opposed any practice prohibited by this chapter or because such person has filed a complaint, testified, assisted, or participated in any manner in any investigation, proceeding or hearing conducted pursuant to this chapter;

(3) For the state or any political subdivision of this state to discriminate on the basis of race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age, as it relates to employment, disability, or familial status as it relates to housing; or

(4) To discriminate in any manner against any other person because of such person's association with any person protected by this chapter.

2. This chapter, in addition to chapter 285 and chapter 287, shall provide the exclusive remedy for any and all claims for injury or damages arising out of an employment relationship.

213.101. 1. The provisions of this chapter shall be construed to accomplish the purposes thereof and any law inconsistent with any provision of this chapter shall not apply. Nothing contained in this chapter shall be deemed to repeal any of the provisions of any law of this state relating to discrimination because of race, color, religion, national origin, sex, **sexual orientation, gender identity,** ancestry, age, disability, or familial status.

2. The general assembly hereby expressly abrogates the case of *McBryde v. Ritenour School District*, 207 S.W.3d 162 (Mo.App. E.D. 2006), and its progeny as it relates to the necessity and appropriateness of the issuance of a business judgment instruction. In all civil actions brought under this chapter, a jury shall be given an instruction expressing the business judgment rule.

3. If an employer in a case brought under this chapter files a motion pursuant to rule 74.04 of the Missouri rules of civil procedure, the court shall consider the burden-shifting analysis of *McDonnell Douglas Corp. v. Green*, 411 U.S. 792 (1973), and its progeny to be highly persuasive for analysis in cases not involving direct evidence of discrimination.

4. The general assembly hereby expressly abrogates by this statute the cases of *Daugherty v. City of*

Maryland Heights, 231 S.W.3d 814 (Mo. 2007) and its progeny as they relate to the contributing factor standard and abandonment of the burden-shifting framework established in *McDonnell Douglas Corp. v. Green*, 411 U.S. 792 (1973).

5. The general assembly hereby expressly abrogates by this statute the holding in *Hurst v. Kansas City Mo. School District*, 437 S.W.3d 327 (Mo.App. W.D. 2014), that Missouri Approved Instruction 19.01 may be applied to actions brought pursuant to this chapter, and the holding in *Thomas v. McKeever's Enterprises, Inc.*, 388 S.W.3d 206 (Mo.App. W.D. 2012), that juries shall not be instructed that plaintiffs bear the burden of establishing "but for" causation in actions brought pursuant to this chapter.

6. The general assembly hereby abrogates all Missouri-approved jury instructions specifically addressing civil actions brought under this chapter which were in effect prior to August 28, 2017.".

Senator Razer moved that the above amendment be adopted.

Senator Eslinger assumed the Chair.

Senator Hegeman raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it well taken, rendering **SA 1** to **SA 1** moot.

Senator May offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 631, Pages 2-4, Section 556.036, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Washington offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 631, Page 1, Section A, Line 4, by inserting after all of said line the following:

"516.110. Within ten years:

(1) An action upon any writing, whether sealed or unsealed, for the payment of money or property;

(2) Actions brought on any covenant of warranty contained in any deed of conveyance of land shall be brought within ten years next after there shall have been a final decision against the title of the covenantor in such deed, and actions on any covenant of seizin contained in any such deed shall be brought within ten years after the cause of such action shall accrue;

(3) Actions for relief, not herein otherwise provided for**;**

(4) All actions upon contracts, obligations or liabilities, express or implied, except those mentioned in section 516.110, and except upon judgments or decrees of a court of record, and except where a different time is herein limited;

(5) An action upon a liability created by a statute other than a penalty or forfeiture;

(6) An action for trespass on real estate;

(7) An action for taking, detaining or injuring any goods or chattels, including actions for the recovery of specific personal property, or for any other injury to the person or rights of another, not arising on contract and not herein otherwise enumerated;

(8) An action for relief on the ground of fraud, the cause of action in such case to be deemed not to have accrued until the discovery by the aggrieved party, at any time within ten years, of the facts constituting the fraud;

(9) An action against a sheriff, coroner or other officer, upon a liability incurred by the doing of an act in his official capacity and in virtue of his office, or by the omission of an official duty, including the nonpayment of money collected upon an execution or otherwise;

(10) An action upon a statute for a penalty or forfeiture, where the action is given to the party aggrieved, or to such party and the state;

(11) An action under section 290.300;

(12) An action for libel, slander, injurious falsehood, assault, battery, false imprisonment, criminal conversation, malicious prosecution or actions brought under section 290.140;

(13) An action by an employee for the payment of unpaid minimum wages, unpaid overtime compensation or liquidated damages by reason of the nonpayment of minimum wages or overtime compensation, and for the recovery of any amount under and by virtue of the provisions of the Fair Labor Standards Act of 1938 and amendments thereto; or

(14) All actions brought by an offender, as defined in section 217.010, against the department of corrections or any entity or division thereof, or any employee or former employee for an act in an official capacity, or by the omission of an official duty.”; and

Further amend said bill, pages 1-2, section 516.120, by striking all of said section; and

Further amend said bill, page 2, section 516.125, by striking all of said section; and

Further amend said bill, page 4, section 556.036, line 76, by inserting after all of said line the following:

“[516.120. Within five years:

(1) All actions upon contracts, obligations or liabilities, express or implied, except those mentioned in section 516.110, and except upon judgments or decrees of a court of record, and except where a different time is herein limited;

(2) An action upon a liability created by a statute other than a penalty or forfeiture;

(3) An action for trespass on real estate;

(4) An action for taking, detaining or injuring any goods or chattels, including actions for the recovery of specific personal property, or for any other injury to the person or rights of another, not arising on contract and not herein otherwise enumerated;

(5) An action for relief on the ground of fraud, the cause of action in such case to be deemed not to have accrued until the discovery by the aggrieved party, at any time within ten years, of the facts constituting the fraud.**]**

[516.130. Within three years:

(1) An action against a sheriff, coroner or other officer, upon a liability incurred by the doing of an act in his official capacity and in virtue of his office, or by the omission of an official duty, including the nonpayment of money collected upon an execution or otherwise;

(2) An action upon a statute for a penalty or forfeiture, where the action is given to the party aggrieved, or to such party and the state;

(3) An action under section 290.300.**]**

[516.140. Within two years: an action for libel, slander, injurious falsehood, assault, battery, false imprisonment, criminal conversation, malicious prosecution or actions brought under section 290.140. An action by an employee for the payment of unpaid minimum wages, unpaid overtime compensation or liquidated damages by reason of the nonpayment of minimum wages or overtime compensation, and for the recovery of any amount under and by virtue of the provisions of the Fair Labor Standards Act of 1938 and amendments thereto, such act being an act of Congress, shall be brought within two years after the cause accrued.**]**

[516.145. Within one year: all actions brought by an offender, as defined in section 217.010, against the department of corrections or any entity or division thereof, or any employee or former employee for an act in an official capacity, or by the omission of an official duty.**]**"; and

Further amend the title and enacting clause accordingly.

Senator Washington moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator Hegeman requested a roll call vote be taken and was joined in his request by Senators Bernskoetter, Rowden, Thompson Rehder and White.

SA 3 failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	May	Moon	Mosley	Razer	Rizzo
Roberts	Schupp	Washington	Williams—11			

NAYS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer
O'Laughlin	Onder	Rowden	Schatz	Thompson Rehder	White	Wieland—21

Absent—Senator Hoskins—1

Absent with leave—Senator Riddle—1

Vacancies—None

Senator Moon offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 631, Page 1, Section 516.120, Line 18, by striking the semicolon ";" on said line and inserting in lieu thereof the following: "."; and

Further amend said bill and section, page 2, lines 19-25, by striking all of said lines; and

Further amend said bill and page, section 516.125, line 10, by inserting after all of said line the following:

"516.371. **1.** Notwithstanding any provision of law to the contrary, there shall be a ten-year statute of limitation on any action for damages for personal injury caused to an individual by a person within the third degree of affinity or consanguinity who subjects such individual to sexual contact, as defined in section 566.010.

2. Notwithstanding the provisions of section 516.140 to the contrary, an action for assault, battery, or personal injury caused by the defendant committing an offense against the plaintiff of which an essential element is sexual conduct, as that term is defined in section 566.010, as provided in chapter 566, or an offense of incest or attempted incest, as provided in chapter 568, shall be brought within ten years if the cause accrued after January 1, 2023."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted.

Senator Eslinger assumed the Chair.

At the request of Senator Hegeman, **SB 631**, with **SCS**, **SS** for **SCS** and **SA 4** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2012**, entitled:

An Act to repeal sections 188.035, 188.036, 188.047, 188.220, 208.152, 208.153, 208.164, 208.659, 338.270, and 338.337, RSMo, and to enact in lieu thereof fourteen new sections relating to health care, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 116**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 12 of Article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the state department of the national guard.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HJR 131**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 2 and 3 of Article VIII of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to elections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1597**, entitled:

An Act to authorize the conveyance of certain state property.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1472**, entitled:

An Act to repeal section 574.105, RSMo, and to enact in lieu thereof one new section relating to the offense of money laundering, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2587**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to the regulatory sandbox act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2289**, entitled:

An Act to repeal sections 8.250, 415.415, 493.050, and 493.070, RSMo, and to enact in lieu thereof four new sections relating to requirements for public notices.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1682**, entitled:

An Act to repeal section 442.404, RSMo, and to enact in lieu thereof three new sections relating to regulation of real property.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2697**, entitled:

An Act to amend chapters 407 and 570, RSMo, by adding thereto two new sections relating to the offense of organized retail theft, with penalty provisions and a delayed effective date for certain sections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2607**, entitled:

An Act to repeal sections 313.800 and 313.805, RSMo, and to enact in lieu thereof two new sections relating to siting requirements for excursion gambling boat facilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1562**, entitled:

An Act to amend chapter 226, RSMo, by adding thereto one new section relating to the designation of a historic region.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2143**, entitled:

An Act to repeal section 214.160, RSMo, and to enact in lieu thereof one new section relating to cemetery trust funds.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2032**, entitled:

An Act to repeal sections 211.031, 567.020, 573.010, and 589.414, RSMo, and to enact in lieu thereof eight new sections relating to child trafficking, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1954**, entitled:

An Act to amend chapter 454, RSMo, by adding thereto one new section relating to child maintenance orders for certain persons convicted of driving while intoxicated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1684**, entitled:

An Act to repeal section 393.135, RSMo, and to enact in lieu thereof two new sections relating to the Missouri nuclear clean power act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2088**, entitled:

An Act to repeal section 217.703, RSMo, and to enact in lieu thereof two new sections relating to sentence credits, with a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SB 931**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Brown offered Senate Resolution No. 734, regarding Lucy Wortham James Elementary School, St. James, which was adopted.

Senator Arthur offered Senate Resolution No. 735, regarding South Valley Middle School, Liberty, which was adopted.

Senator Arthur offered Senate Resolution No. 736, regarding Heritage Middle School, Liberty, which was adopted.

Senator Eigel offered Senate Resolution No. 737, regarding Deborah L. Lammers, St. Charles, which was adopted.

Senator May offered Senate Resolution No. 738, regarding Mackenzie Twomey, St. Louis, which was adopted.

INTRODUCTION OF GUESTS

On behalf of Senator Riddle, the President introduced to the Senate, Madison Traction Team, Connor O'Bannon; Reed Layton; Heaven Bone; Jonathan Thomas; Logan Hubert; Madeline Wood; and Alex Harrison; teachers, Jennifer Ehrett; and Susan Purdy.

Senator Moon introduced to the Senate, Kathy Guerra; and Marie Moder, St. Louis.

Senator Burlison introduced to the Senate, Ken Teague; Benjamin Leviat; Jill Curter; Holly Oberhansley; Jared Young; Date Rodman; and the Pachyderm club.

Senator Gannon introduced to the Senate, Jaclyn Brown, Jefferson County.

Senator Schupp introduced to the Senate, American College of Physicians, Dr. Jacqueline Fairchild, Olivette; Dr. Ernie-Paul Barrette, Frontenac; and Dr. Shilpa Peddi, Creve Coeur.

Senator Williams introduced to the Senate, Samantha Williams, St. Louis.

Senator White introduced to the Senate, Carthage Technical Center, SkillsUSA, Joplin; and Young Republican Club, Webb City.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FORTY-FIFTH DAY–THURSDAY, APRIL 7, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2120
HCS for HB 2012
HJR 116-Schnelting
HCS for HJR 131
HCS for HB 1597
HCS for HB 1472
HCS for HB 2587
HCS for HB 2289
HCS for HB 1682
HB 2697-Shaul
HB 2607-Rone
HCS for HB 1562
HB 2143-Kalberloh
HCS for HB 2032
HB 1954-Henderson
HB 1684-Black (137)
HB 2088-Grier

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS#2 for SB 823-White
SS for SCS for SB 783-Eslinger (In Fiscal Oversight)
SS for SCS for SB 725-Hegeman
SS for SB 690-Thompson Rehder
SS#3 for SCS for SB 758-Hough (In Fiscal Oversight)
SJR 46-Cierpiot (In Fiscal Oversight)
SS for SCS for SB 931-Koenig

SENATE BILLS FOR PERFECTION

1. SB 756-White, with SCS
2. SB 968-Burlison, with SCS
3. SBs 777 & 808-Brattin, with SCS
4. SB 683-O'Laughlin, with SCS
5. SB 997-Bernskoetter
6. SB 650-Eigel
7. SB 723-Hegeman
8. SB 1153-Eslinger, with SCS
9. SB 864-Hoskins, with SCS
10. SB 867-Koenig, with SCS
11. SB 654-Crawford, with SCS
12. SB 812-Eigel
13. SB 742-Crawford
14. SB 918-Burlison, with SCS

15. SB 984-Hegeman
16. SB 671-White, with SCS
17. SB 741-Crawford, with SCS
18. SB 674-Hough, with SCS
19. SB 987-Bean
20. SB 713-Razer, with SCS
21. SB 781-Moon, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1686 (Brown)
(In Fiscal Oversight)

HB 2149-Shields (Eslinger)
HB 1697-Baker (Burlison)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS for SCS (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1552 (Koenig)
(In Fiscal Oversight)

SS for SCS for HCS for HB 1720 (Bean)
(In Fiscal Oversight)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-FIFTH DAY—THURSDAY, APRIL 7, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Hear my teaching, O my people; incline your ears to the words of my mouth." (Psalm 78:1)

Wondrous God, as we finish up this day, that began in prayer, we are mindful of Your teaching and would ask that You would open our understanding of Your expectations of us. And as we each have been given positions of authority, that requires us to do that which is most helpful to the people we encounter this weekend, may we do that which You desire and as Your spirit leads us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The Lieutenant Governor was present.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator Roberts offered Senate Resolution No. 739, regarding Steve Whyte, St. Louis, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 1179**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS No. 3** for **SCS** for **SB 758**, **SS** for **SCS** for **SB 783**, **SJR 46**, and **SS** for **SCS** for **HCS** for **HB 1720**, begs leave to report that it has considered the same and recommends that the bills and resolution do pass.

HOUSE BILLS ON THIRD READING

Senator Bean moved that **SS** for **SCS** for **HCS** for **HB 1720** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HCS** for **HB 1720** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schatz
Schupp	White	Wieland	Williams—25			

NAYS—Senators

Brattin	Burlison	Eigel	Koenig	Moon	Onder	Thompson Rehder—7

Absent—Senator Washington—1

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	White	Wieland	Williams—26		

NAYS—Senators

Brattin	Burlison	Eigel	Koenig	Moon	Onder—6

Absent—Senator Washington—1

Absent with leave—Senator Riddle—1

Vacancies—None

On motion of Senator Bean, title to the bill was agreed to.

Senator Bean moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that the motion lay on the table, which motion prevailed.

THIRD READING OF SENATE BILLS

SS No. 2 for **SB 823**, introduced by Senator White, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 823

An Act to repeal sections 167.630, 208.044, 208.046, 208.053, 210.027, 210.102, 210.135, 210.140, 210.147, 210.199, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.762, 210.1007, 210.1080, 211.081, and 509.520, RSMo, and to enact in lieu thereof twenty-nine new sections relating to child protection, with penalty provisions.

Was taken up.

On motion of Senator White, **SS No. 2** for **SB 823** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator White, title to the bill was agreed to.

Senator White moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 783**, introduced by Senator Eslinger, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 783

An Act to repeal sections 288.132, 303.025, 303.041, 319.129, 375.159, and 376.380, RSMo, and to enact in lieu thereof twelve new sections relating to insurance, with penalty provisions, with an effective date for certain sections.

Was taken up.

Senator Rowden assumed the Chair.

Pursuant to Senate Rule 91, Senator Luetkemeyer excused himself from voting on the 3rd reading of **SS** for **SCS** for **SB 783**.

On motion of Senator Eslinger, **SS** for **SCS** for **SB 783** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	May	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senator Riddle—1

Excused from voting—Senator Luetkemeyer—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Eslinger, title to the bill was agreed to.

Senator Eslinger moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 725**, introduced by Senator Hegeman, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 725

An Act to repeal sections 190.053, 190.800, 190.803, 190.806, and 190.815, RSMo, and to enact in lieu

thereof five new sections relating to ground ambulance services.

Was taken up.

On motion of Senator Hegeman, **SS** for **SCS** for **SB 725** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Luetkemeyer	May	Moon
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Onder—6

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SB 690**, introduced by Senator Thompson Rehder, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 690

An Act to repeal sections 195.206, 579.040, and 579.076, RSMo, and to enact in lieu thereof three new sections relating to opioid addiction treatment, with existing penalty provisions.

Was taken up.

On motion of Senator Thompson Rehder, **SS** for **SB 690** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Beck	Bernskoetter	Crawford	Eslinger	Gannon	Hough
May	Mosley	Razer	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Williams—19		

NAYS—Senators

Bean	Brattin	Brown	Burlison	Cierpiot	Eigel	Hegeman
Hoskins	Koenig	Luetkemeyer	Moon	O'Laughlin	Onder	Wieland—14

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Thompson Rehder, title to the bill was agreed to.

Senator Thompson Rehder moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS No. 3 for **SCS** for **SB 758**, introduced by Senator Hough, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 758

An Act to repeal sections 8.250, 8.260, 8.420, 34.055, 34.057, 34.058, 34.100, 34.203, 34.206, 34.209, 34.212, 34.217, and 34.218, RSMo, and to enact in lieu thereof fifteen new sections relating to procedures for certain public projects for facilities.

Was taken up.

On motion of Senator Hough, **SS No. 3** for **SCS** for **SB 758** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SJR 46, introduced by Senator Cierpiot, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 18(b) of article VI of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the office of assessor in charter counties.

Was taken up.

On motion of Senator Cierpiot, **SJR 46** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder
White	Wieland	Williams—31				

NAYS—Senators

Schupp Washington—2

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Cierpiot, title to the joint resolution was agreed to.

Senator Cierpiot moved that the vote by which the joint resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Schupp, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 994**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hoskins, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **SB 961** and **SB 733**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Koenig, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 739**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 874**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCS** for **HB 2005**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 1040**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SR 626**, begs leave to report that it has considered the same and recommends that the resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SR 702**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SENATE COMMITTEE SUBSTITUTE FOR
SENATE RESOLUTION NO. 702

Whereas, Gary Pinkel was born in Akron, Ohio; and

Whereas, he played football at Kent State University, achieving the honor of being named team captain and being named as a two-time, all-conference tight end; and

Whereas, after beginning his head coaching career at Toledo University in 1991, he won 65.9 percent of the games he coached and achieved a record of 73-37-3, the most wins in school history; and

Whereas, his nine winning seasons out of ten seasons coached at Toledo University included one conference championship, three division titles, and a Vegas Bowl win, and he was twice named Coach of the Year of the Mid-American Conference; and

Whereas, in 2001, he became the head coach at the University of Missouri, which had fielded a football program with only two winning seasons in the previous seventeen years and only one ten-win season in school history; and

Whereas, in the next fifteen years with him as the head coach, the University of Missouri football team achieved ten winning seasons, five ten-win seasons, five conference division titles, two Southeastern Conference championship game appearances, ten bowl appearances, six bowl victories, five final top-20 national rankings, and the university's first No. 1 ranking since 1960; and

Whereas, during those fifteen successful years, he was named the National Coach of the Year in 2007, the Big 12 Conference coach of the year in 2007, and the Southeastern Conference coach of the year in 2014; and

Whereas, his 2007 team became one of his greatest with a Big 12 North division title and record of 12-2 while scoring an average of 40 points per game. The team ruined the undefeated record of the border rival Kansas Jayhawks, defeating them with a 36-28 win and claiming the national No. 1 ranking. The 2007 team finished the season with a 38-7 victory over Arkansas in the Cotton Bowl and a national No. 4 ranking; and

Whereas, after the university moved to the Southeastern Conference, his 2013 team surprised college football experts by finishing the season as Southeastern Conference East division champions and Cotton Bowl champions over Oklahoma State with another 12-2 record and

a national No. 5 ranking; and

Whereas, in 2014, he led his team in a return to the Southeastern Conference championship and finished the season with an 11-3 record and a national No. 14 ranking by defeating Minnesota in the Buffalo Wild Wings Citrus Bowl; and

Whereas, he ended his college football coaching career with his retirement in 2015 as the third-winningest active college football coach; and

Whereas, during his tenure as head coach, he led the University of Missouri football team to a 118-73 record; and

Whereas, he joined coach Bear Bryant and coach Steve Spurrier as one of only three coaches in college football history to hold the most wins for two collegiate football programs; and

Whereas, he became the first coach in NCAA Division I Football Bowl Subdivision history to lead a team to the conference championship game in three different conferences; and

Whereas, seventy-nine of his players were recognized as first team all-conference players, ten were recognized as First Team All-Americans, three were recognized as Academic All-Americans, three were recognized as National Football Foundation National Scholar-Athletes, and thirty-nine were drafted by National Football League teams; and

Whereas, players on his University of Missouri football teams excelled in the classroom by leading the conference in academic progress rate numerous times and with ninety-five percent of his senior players graduating; and

Whereas, he has been inducted into the Kenmore High School Hall of Fame, the Kent State Athletics Hall of Fame, the Toledo Athletics Hall of Fame, the Mid-American Conference Hall of Fame, the St. Louis Sports Hall of Fame, and the Missouri Sports Hall of Fame; and

Whereas, on January 10, 2022, the National Football Foundation & College Hall of Fame announced that Gary Pinkel is a member of the 2022 College Football Hall of Fame Class:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, hereby congratulate Gary Pinkel on his myriad achievements in college football, recognize him as the winningest coach in Missouri football history, and recognize that his leadership and success put Missouri on the college football map and gave the state's flagship university hope and high expectations; and

Be It Further Resolved that the Secretary of Senate be instructed to prepare a properly inscribed copy of this resolution for Coach Gary Pinkel, the Kenmore High School Hall of Fame, the Kent State Athletics Hall of Fame, the Toledo Athletics Hall of Fame, the Mid-American Conference Hall of Fame, the St. Louis Sports Hall of Fame, the Missouri Sports Hall of Fame, the National Football Foundation & College Football Hall of Fame, and the president of the University of Missouri.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 25**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 1143**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 685**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 833**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 1023**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Burlison, Chairman of the Committee on Small Business and Industry, submitted the following report:

Mr. President: Your Committee on Small Business and Industry, to which was referred **SB 809**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **SB 800**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 958**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 694**, begs leave to report that it has considered the same and recommends that the bill do pass.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3001**, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 740, regarding Dr. Kristin Sohl, Columbia, which was adopted.

Senator Schatz offered Senate Resolution No. 741, regarding Amanda Koch, Washington, which was adopted.

Senator Schatz offered Senate Resolution No. 742, regarding Lafayette High School, Wildwood, which was adopted.

Senator Schatz offered Senate Resolution No. 743, regarding Marquette High School, Chesterfield, which was adopted.

Senator Hough offered Senate Resolution No. 744, regarding Glendale High School, Springfield, which was adopted.

INTRODUCTION OF GUESTS

Senator Eslinger introduced to the Senate, Ava FFA, Alana Litwiller, Madison Luckey; Erin Clouse; Hannah Evans; Abby McNish; Kyle Horning; John Bransetter; and Ava Tri-M Music Honor Society, Rachel Elliot; Makayla Elliot; Laurynn Brooks; Bethany Menke; Qwynn Gieber; Jansen Breshears; Sarah Sacco and Chris Sacco; and Mansfield FFA, Logan Jones; Trinnity Davis; Xavier Campbell; and Sarah Peterson.

Senator Onder introduced to the Senate, Lindenwood University Music Education Program.

Senator Rowden introduced to the Senate, retired Colonel, John W. Clark.

Senator White introduced to the Senate, Ms. Taylor Walker; Jacy Crowe; Dakota Miller; and Kailyn Daniels, Neosho.

Senator Moon introduced to the Senate, Tiffany Kauffman; Wyatt Beasley; Kelby Shirkey; Chaley Plottner; Kenai Shirkey; Kaydee Howard; and Riley Martin.

Senator Brattin introduced to the Senate, Cass County FFA Chapters, Trey Hoffman, Archie; Wyatt Holder, Cleveland; Maci Shaw, Archie; advisors, Jason Dieckhoff; and Aaron Holder.

Senator Thompson Rehder introduced to the Senate, SEMO Saxophone Quartet, Cape Girardeau.

Senator Rizzo introduced to the Senate, Rory Rowland, Independence.

Senator Hoskins introduced to the Senate, Chillicothe FFA Chapter, Juliane Sykes; students, Seth Summers; Lance Clark; Cayleb Cothern; Cooper Murphy; Hudson Corzette; and Paige Guyett, Livingston Co.

Senator Bernskoetter introduced to the Senate, Kliat Luebbering; Katrina Toebben; Natalie Boessen; and Matt Verslues; and Nichols Career Center, Lauren Belsha; Landon West; Savannah Williams; Elijah Tiberis; RigleeWellty; Grace Luebbering; and advisor, Erin Carl.

Senator Hegeman introduced to the Senate, Kesney Miller; Kaylin Cotton; and Lily Noel, Oregon.

Senator Crawford introduced to the Senate, Farm Bureau Leadership Day students.

Senator Brattin introduced to the Senate, FFA Bates County Chapters, Gillian Dowell; Olivia Dowell; Bailey Cox, Butler; Cameron Davis, Appelton City; and Kevin Fischer, Rockville.

Senator Rowden introduced to the Senate, Southern Boone FFA students.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, April 11, 2022.

SENATE CALENDAR

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FORTY-SIXTH DAY-MONDAY, APRIL 11, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2120
HCS for HB 2012
HJR 116-Schnelting
HCS for HJR 131
HCS for HB 1597
HCS for HB 1472
HCS for HB 2587
HCS for HB 2289
HCS for HB 1682
HB 2697-Shaul
HB 2607-Rone
HCS for HB 1562
HB 2143-Kalberloh
HCS for HB 2032
HB 1954-Henderson
HB 1684-Black (137)
HB 2088-Grier
HCS for HB 3001

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SCS for SB 931-Koenig

SENATE BILLS FOR PERFECTION

1. SB 756-White, with SCS
2. SB 968-Burlison, with SCS
3. SBs 777 & 808-Brattin, with SCS
4. SB 683-O'Laughlin, with SCS
5. SB 997-Bernskoetter
6. SB 650-Eigel
7. SB 723-Hegeman
8. SB 1153-Eslinger, with SCS
9. SB 864-Hoskins, with SCS
10. SB 867-Koenig, with SCS
11. SB 654-Crawford, with SCS
12. SB 812-Eigel
13. SB 742-Crawford
14. SB 918-Burlison, with SCS
15. SB 984-Hegeman
16. SB 671-White, with SCS
17. SB 741-Crawford, with SCS
18. SB 674-Hough, with SCS

19. SB 987-Bean
20. SB 713-Razer, with SCS
21. SB 781-Moon, with SCS
22. SB 1179-Hough
23. SB 994-Washington
24. SBs 961 &733-Beck, with SCS
25. SB 739-Eigel
26. SB 874-Arthur
27. SB 1040-Burlison
28. SB 1143-Brown
29. SB 685-May
30. SB 833-Luetkemeyer
31. SB 1023-Gannon
32. SB 809-Koenig, with SCS
33. SB 800-Hegeman
34. SB 958-Bean, with SCS
35. SB 694-Brattin

HOUSE BILLS ON THIRD READING

HCS for HB 1686 (Brown)
(In Fiscal Oversight)
HB 2149-Shields (Eslinger)
HB 1697-Baker (Burlison)
HCS for HB 2005 (Bean)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS for SCS (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1552 (Koenig)
(In Fiscal Oversight)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended
(Bernskoetter) (House requests
Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 25-Burlison
SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

✓

Journal of the Senate

SECOND REGULAR SESSION

FORTY-SIXTH DAY—MONDAY, APRIL 11, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"O Lord…You are my God. My times are in Your hand." (Psalm 31:14-15)

Gracious God, we give You thanks for our safe travel this day and for the rain that waters the earth and teaches us Your faithfulness towards us. We begin a new week with the purpose You have provided us and calls for the best we are able to give. So, with grateful hearts we are thankful that our lives and time are always in Your hand and there we are capable of doing what is most helpful, most loving and compelling. We pray, O Lord, that we use this time to appreciate and give thanks for every blessing You provide us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 7, 2022, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Brattin	Hoskins—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Roberts offered Senate Resolution No. 745, regarding the death of Victor Roberts, St. Louis, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 746, regarding Lana Byram, Louisiana, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 747, regarding Jeff Harrison, Hannibal, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 748, regarding Chad Ream, Bowling Green, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 749, regarding Jessica Portwood, Curryville, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 750, regarding Carl Ulrich, Bowling Green, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 751, regarding Damian Austin, New London, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 752, regarding Hillari Wilson, Frankford, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 753, regarding Joseph Lambert, Bowling Green, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 754, regarding Della Carpenter, Louisiana, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 755, regarding Gage Dill, Bowling Green, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 756, regarding Shelby Johns, Bowling Green, which was adopted.

Senator White offered Senate Resolution No. 757, regarding Robert Joseph Yust, Joplin, which was adopted.

Senator Arthur offered Senate Resolution No. 758, regarding the Madison Miller Home, Liberty, which was adopted.

Senator Washington offered Senate Resolution No. 759, regarding Lydia Jefferson, Raytown, which was adopted.

Senator Gannon offered Senate Resolution No. 760, regarding Jessica Hattemar, Potosi, which was adopted.

Senator Bernskoetter offered the following resolution:

SENATE RESOLUTION NO. 761

Whereas, the members of the Missouri Senate hold in high esteem those Show-Me State businesses that admirably enhance the quality of life in local communities and neighborhoods that have proven down through the years to be exemplary places in which to live, work, and raise families; and

Whereas, the members of the Missouri Senate wish to honor Ameren Missouri lineworkers during Missouri Lineworker Appreciation Day to be held on April 11, 2022; and

Whereas, Ameren Missouri lineworkers are also to be commended for their quick response to restore power after a May 2019 tornado damaged infrastructure and property in Jefferson City; and

Whereas, Ameren lineworkers traveled to the state of Louisiana to assist with power restoration to the citizens of New Orleans and other parts of the state in the wake of Hurricane Ida which hit the Gulf Coast in late summer 2021; and

Whereas, hundreds of Ameren crew workers from both Missouri and Illinois have worked to restore power in other parts of the southeastern United States and many eastern seaboard states over the past two years in an effort to repair energy infrastructure and help restore power after the catastrophic destruction of electric infrastructure following severe storms and hurricanes; and

Whereas, Ameren Missouri lineworkers work tirelessly to provide power to their customers in our state; and

Whereas, Ameren Missouri workers have worked to help modernize our state's electric grid as part of the company's Smart Energy Plan over the past three years, which has also helped create thousands of new jobs and is helping to retain thousands of existing jobs in our state; and

Whereas, Ameren Missouri lineworkers conducted their work with high levels of competence, safety, and compassion; and

Whereas, Ameren Missouri lineworkers are to be commended for being highly experienced in providing power-restoration assistance to communities during times of need:

Now, Therefore, Be It Resolved that we, the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, applaud the history, goals, and accomplishments associated with Ameren Missouri lineworkers and convey to all of those involved the Senate's most heartfelt best wishes as they celebrate Missouri Lineworker Appreciation Day on April 11, 2022; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for Ameren Missouri.

Senator Bernskoetter offered the following resolution:

SENATE RESOLUTION NO. 762

Whereas, there are over 1.2 million Rotary club members comprised of professional and business leaders in over 35,000 clubs in 200 countries and geographic areas; and

Whereas, the Rotary motto "Service Above Self" inspires members to provide humanitarian service, encourage high ethical standards, and promote good will and peace in the world; and

Whereas, Rotary launched PolioPlus in 1985 and helped to establish the Global Polio Eradication Initiative, which today includes the World Health Organization, U.S. Centers for Disease Control and Prevention, UNICEF and the Bill & Melinda Gates Foundation in order to immunize the children of the world against polio; and

Whereas, polio cases have dropped by 99.9 percent since 1988 and the world stands on the threshold of eradicating the disease; and

Whereas, Rotary has, to date, contributed more than $1.9 billion and countless volunteer hours to the protection of more than 2.5 billion children in 122 countries; and

Whereas, Rotary is working to raise an additional $50 million per year, which would be further leveraged for maximum impact by an additional $100 million annually from the Bill & Melinda Gates Foundation; and

Whereas, in the spirit of many other governments, caring organizations, and entities around the world, people and organizations should use community awareness means and media, such as outdoor illuminations deploying on October 24th, as well as the evening of October 23rd, to highlight the progress toward and importance of eradicating polio:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, hereby declares October 24, 2022, as World Polio Day in Missouri.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3002**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of

Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3003**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3004**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3005**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HCS** for **HB 3006**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof, and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3007**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3008**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3009**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3010**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3011**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3012**, entitled:

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3013**, entitled:

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3015**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3020**, entitled:

An Act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1637**, entitled:

An Act to repeal sections 43.650, 67.145, 70.631, 170.310, 190.091, 191.900, 191.905, 210.493, 285.575, 304.022, 374.702, 407.300, 556.046, 565.184, 566.010, 566.086, 566.151, 566.155, 567.030, 569.010, 569.100, 569.170, 570.010, 570.030, 575.095, 575.205, 610.120, 610.130, 610.140, 630.155,

650.320, and 650.340, RSMo, and to enact in lieu thereof forty new sections relating to crime prevention, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

SENATE BILLS FOR PERFECTION

Senator White moved that **SB 756**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 756**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 756

An Act to repeal sections 393.1400, 393.1640, 393.1655, and 393.1700, RSMo, and to enact in lieu thereof six new sections relating to public utilities.

Was taken up.

Senator White moved that **SCS** for **SB 756** be adopted.

Senator White offered **SS** for **SCS** for **SB 756**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 756

An Act to repeal sections 34.045, 386.266, 393.1400, 393.1640, 393.1655, and 393.1700, RSMo, and to enact in lieu thereof eight new sections relating to public utilities.

Senator White moved that **SS** for **SCS** for **SB 756** be adopted.

President Kehoe assumed the Chair.

Pursuant to Senate Rule 91, Senator Hegeman excused himself from voting on the adoption of **SS** for **SCS** for **SB 756**.

Senator Bean assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Hough assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Hough assumed the Chair.

Senator White offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 3, Section 386.266, Line 60, by inserting after "2029." the following: "**An electrical corporation may make a one-time application to the commission under this subsection if such corporation has provided notice to**

the commission under subsection 5 of section 393.1400, provided the corporation shall not concurrently utilize electric rate adjustments under this subsection and the deferrals set forth in subsection 5 of section 393.1400."; and

Further amend said bill, page 13, section 393.1400, line 95, by inserting after "purposes." the following: "**For each project in the specific capital investment plan on which construction commences on or after January first of the year in which the plan is submitted, and where the cost of the project is estimated to exceed twenty million dollars, the electrical corporation shall identify all costs and benefits that can be quantitatively evaluated and shall further identify how those costs and benefits are quantified. For any cost or benefit with respect to such a project that the electrical corporation believes cannot be quantitatively evaluated, the electrical corporation shall state the reasons the cost or benefit cannot be quantitatively evaluated, and how the electrical corporation addresses such costs and benefits when reviewing and deciding to pursue such a project. No such project shall be based solely on costs and benefits that the electrical corporation believes cannot be quantitatively evaluated. Any quantification for such a project that does not produce quantified benefits exceeding the costs shall be accompanied by additional justification in support of the project.**"; and

Further amend said bill and section, page 14, line 152, by inserting after "year" the following: "**, the quantitatively evaluated benefits and costs generated by each of those investments that exceeded twenty million dollars, and any efficiencies achieved as a result of those investments**"; and

Further amend said bill and section, page 15, line 160, by inserting before "An" the following: "**An electrical corporation may provide notice to the commission one time under this subsection if such corporation has applied to the commission under subsection 2 of section 386.266, provided the corporation shall not concurrently utilize deferrals under this subsection and the electric rate adjustments set forth in subsection 3 of section 386.266.**"; and further amend lines 162-191, by striking all of said lines and inserting in lieu thereof the following: "**[**of this section until December 31, 2023, unless the electrical corporation requests and the commission approves the continuation of such deferrals beyond that date and approves continuation of the discounts authorized by section 393.1640 beyond that date as hereinafter provided. An electrical corporation that wishes to continue to make the deferrals provided for by subsection 2 of this section from January 1, 2024, through December 31, 2028, shall obtain the commission's approval to do so, shall be subject to the compound annual growth rate limitations set forth under section 393.1655, and shall also obtain the commission's approval to continue to provide the discounts authorized by section 393.1640 in a commission order issued on or before December 31, 2023. The commission shall have the authority to grant or deny such approval based upon the commission's evaluation of the costs and benefits of such continuation to electrical corporations and consumers, but shall not be authorized to condition such approval or otherwise modify the deferrals authorized by subsection 2 of this section, or the discounts authorized by section 393.1640. In deciding whether to extend the program for an additional five years, the commission shall develop an objective analytical framework to determine whether there is a continuing need. The commission shall make a finding about whether there is a continuing need after hearing. Failure to obtain such commission approval shall not affect deferrals made through December 31, 2023, or the regulatory and ratemaking treatment of the regulatory assets arising from such deferrals as provided for by this section**] of this section until December 31, 2028. Notwithstanding the immediately preceding sentence, an electrical corporation may seek permission to continue to make the deferrals provided for by subsection 2 of this section for an additional five years beyond December 31, 2028, by filing an application with the commission seeking such permission by**

December 31, 2026, which application shall be ruled upon by the commission within one hundred eighty days after its filing. In deciding whether to grant such permission to continue the commission shall have the authority, consistent with its statutory authority outside this section, to consider such factors as in its judgment it deems necessary and may condition the permission on factors that are relevant to the deferrals authorized by subsection 2 of this section. The commission shall make the determination of whether to grant such permission to continue after a hearing. An electrical corporation making deferrals provided for by subsection 2 of this section on and after January 1, 2024, shall be subject to the revenue requirement impact cap set forth under section 393.1656. Failure to obtain such commission permission to continue shall not affect deferrals made through the date for which permission has been granted, or the regulatory and ratemaking treatment of the regulatory assets arising from such deferrals as provided for by this section."; and

Further amend said bill and section, page 16, line 192, by inserting after "6." the following: "**The commission may take into account any change in business risk to the corporation resulting from implementation of the deferrals in setting the corporation's allowed return in any rate proceeding, in addition to any other changes in business risk experienced by the corporation.**

7."; and further amend line 193, by striking "2038" and inserting in lieu thereof the following: "**2033**"; and

Further amend said bill, page 17, section 393.1640, line 49, by inserting after all of said line the following: "**For the purposes of this section, the variable cost to serve new load for purposes of establishing a discount under this section shall be determined using (a) the energy and capacity market prices that underlie the net base energy costs reflected in the revenue requirement from the electrical corporation's most recent general rate proceeding; (b) any operations and maintenance expenses that vary with respect to the total number of customers or load served by the electrical corporation, excluding operations and maintenance expenses associated with generating electricity; and (c) any other incremental costs to serve the customer.**"; and

Further amend said bill and section, page 20, line 142, by striking "or fifty-five"; and

Further amend said bill and section, page 21, lines 174-180, by striking all of said lines and inserting in lieu thereof the following:

"4. **[**This section shall expire on December 31, 2028, provided, that unless the electrical corporation has timely obtained the order provided for by subsection 5 of section 393.1400, the electrical corporation's customers shall, after December 31, 2023, no longer receive the discounts provided under this section**] An electrical corporation's authority to offer the discounts provided for by this section shall terminate on the date that such electrical corporation's authority to make the deferrals required by subsection 2 of section 393.1400 expires**."; and

Further amend said bill, section 393.1656, pages 26-27, lines 1-12, by striking all of said lines and inserting in lieu thereof the following:

"**393.1656. 1. This section applies beginning January 1, 2024, to an electrical corporation that has elected to exercise any option under section 393.1400 and shall continue to apply to such electrical corporation until such electrical corporation's permission to make the deferrals authorized by subsection 2 of section 393.1400 expires.**".

Senator White moved that the above amendment be adopted, which motion prevailed.

Senator Rowden offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 63, Section 393.1700, Line 1131, by inserting after all of said line the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business; **[**and**]**

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498**; and**

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account."; and

Further amend the title and enacting clause accordingly.

Senator Rowden moved that the above amendment be adopted, which motion prevailed.

Senator Brown offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 9, Section 386.266, Line 243, by inserting after all of said line the following:

"**386.885. 1. There is hereby established the "Task Force on Distributed Energy Resources and Net Metering", which shall be composed of the following members:**

(1) Two members of the senate, with one appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate;

(2) Two members of the house of representatives, with one appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives;

(3) The director of the division of energy, or his or her designee, to serve as a member and to provide technical assistance to the task force;

(4) The chair of the public service commission, or his or her designee, to serve as a member and to provide technical assistance;

(5) The director of the office of public counsel, or his or her designee, to serve as a member and to provide technical assistance;

(6) A representative from each of the three segments of the retail electric energy industry appointed by the president pro tempore of the senate from the respective nominees submitted by the statewide associations of the investor-owned electric utilities, rural electric cooperatives, and municipally-owned electric utilities;

(7) One representative of the retail distributed energy resources industry appointed by the chair of the public service commission;

(8) One representative from an organization that advocates for policy supporting renewable energy development appointed by the chair of the public service commission; and

(9) One representative from an organization that advocates for the interests of low-income utility customers appointed by the chair of the public service commission.

2. The task force shall conduct public hearings and research, and shall compile a report for delivery to the general assembly by no later than December 31, 2023. Such report shall include information on the following:

(1) A distributed energy resources study, which shall include a value of solar study along with the practical and economic benefits, challenges, and drawbacks of increased distributed energy generation in the state;

(2) Potential legislation regarding community solar as operated by non-utility entities and the fair and equitable setting of rates between distributed generation and non-distributed generation consumers; and

(3) Potential legislation, including but not limited to changes to the Net Metering and Easy Connection Act, if any, that would promote the overall public interest.

3. The task force shall meet within thirty days after its creation and shall organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it. A majority of the task force shall constitute a quorum, and a majority vote of such quorum shall be required for any action.

4. The staff of house research and senate research shall provide necessary clerical, research, fiscal, and legal services to the task force, as the task force may request.

5. The division of energy shall oversee the distributed energy resources study to be selected and conducted by an independent and objective expert with input from the members of the task force. The cost of such study shall be paid for through funds available from federal and state grants applied for by the division of energy. The division of energy shall establish procedures for the submission and non-public disclosure of confidential and proprietary information.

6. The members of the task force shall serve without compensation, but may be reimbursed for any actual and necessary expenses incurred in the performance of the task force's official duties.

7. This section shall expire on December 31, 2023, or at the conclusion of the task force's work, whichever is sooner.

386.890. 1. This section shall be known and may be cited as the "Net Metering and Easy Connection Act".

2. As used in this section, the following terms shall mean:

(1) "Avoided fuel cost", the current average cost of fuel for the entity generating electricity, as defined by the governing body with jurisdiction over any municipal electric utility, rural electric cooperative as provided in chapter 394, or electrical corporation as provided in this chapter;

(2) "Commission", the public service commission of the state of Missouri;

(3) "Customer-generator", the owner or operator of a qualified electric energy generation unit which:

(a) Is powered by a renewable energy resource;

(b) Has an electrical generating system with a capacity of not more than one hundred kilowatts;

(c) Is located on a premises owned, operated, leased, or otherwise controlled by the customer-generator;

(d) Is interconnected and operates in parallel phase and synchronization with a retail electric supplier and has been approved by said retail electric supplier;

(e) Is intended primarily to offset part or all of the customer-generator's own electrical energy requirements;

(f) Meets all applicable safety, performance, interconnection, and reliability standards established by the National Electrical Code, the National Electrical Safety Code, the Institute of Electrical and Electronics Engineers, Underwriters Laboratories, the Federal Energy Regulatory Commission, and any local governing authorities; and

(g) Contains a mechanism that automatically disables the unit and interrupts the flow of electricity back onto the supplier's electricity lines in the event that service to the customer-generator is interrupted;

(4) "Department", the department of **[**economic development**]** **natural resources**;

(5) "Net metering", using metering equipment sufficient to measure the difference between the electrical energy supplied to a customer-generator by a retail electric supplier and the electrical energy supplied by the customer-generator to the retail electric supplier over the applicable billing period;

(6) "Renewable energy resources", electrical energy produced from wind, solar thermal sources, hydroelectric sources, photovoltaic cells and panels, fuel cells using hydrogen produced by one of the above-named electrical energy sources, and other sources of energy that become available after August 28, 2007, and are certified as renewable by the department;

(7) "Retail electric supplier" or "supplier", any **[**municipal**]** **municipally owned electric** utility **operating under chapter 91**, electrical corporation regulated **by the commission** under this chapter, or rural electric cooperative **operating** under chapter 394 that provides retail electric service in this state. **An electrical corporation that operates under a cooperative business plan as described in subsection 2 of section 393.110 shall be deemed to be a rural electric cooperative for purposes of this section.**

3. A retail electric supplier shall:

(1) Make net metering available to customer-generators on a first-come, first-served basis until the total rated generating capacity of net metering systems equals five percent of the **[**utility's**]** **retail electric supplier's** single-hour peak load during the previous year, after which the commission for **[**a public utility**]** **an electrical corporation** or the **respective** governing body **[**for**]** **of** other **[**electric utilities**]** **retail electric suppliers** may increase the total rated generating capacity of net metering systems to an amount above five percent. However, in a given calendar year, no retail electric supplier shall be required to approve any application for interconnection if the total rated generating capacity of all applications for interconnection already approved to date by said supplier in said calendar year equals or exceeds one percent of said supplier's single-hour peak load for the previous calendar year;

(2) Offer to the customer-generator a tariff or contract that is identical in electrical energy rates, rate structure, and monthly charges to the contract or tariff that the customer would be assigned if the customer were not an eligible customer-generator but shall not charge the customer-generator any additional standby, capacity, interconnection, or other fee or charge that would not otherwise be charged if the customer were not an eligible customer-generator; and

(3) Disclose annually the availability of the net metering program to each of its customers with the method and manner of disclosure being at the discretion of the supplier.

4. A customer-generator's facility shall be equipped with sufficient metering equipment that can measure the net amount of electrical energy produced or consumed by the customer-generator. If the customer-generator's existing meter equipment does not meet these requirements or if it is necessary for the **retail** electric supplier to install additional distribution equipment to accommodate the customer-generator's facility, the customer-generator shall reimburse the retail electric supplier for the costs to purchase and install the necessary additional equipment. At the request of the customer-generator, such costs may be initially paid for by the retail electric supplier, and any amount up to the total costs and a reasonable interest charge may be recovered from the customer-generator over the course of up to twelve billing cycles. Any subsequent meter testing, maintenance or meter equipment change necessitated by the customer-generator shall be paid for by the customer-generator.

5. Consistent with the provisions in this section, the net electrical energy measurement shall be

calculated in the following manner:

(1) For a customer-generator, a retail electric supplier shall measure the net electrical energy produced or consumed during the billing period in accordance with normal metering practices for customers in the same rate class, either by employing a single, bidirectional meter that measures the amount of electrical energy produced and consumed, or by employing multiple meters that separately measure the customer-generator's consumption and production of electricity;

(2) If the electricity supplied by the supplier exceeds the electricity generated by the customer-generator during a billing period, the customer-generator shall be billed for the net electricity supplied by the supplier in accordance with normal practices for customers in the same rate class;

(3) If the electricity generated by the customer-generator exceeds the electricity supplied by the supplier during a billing period, the customer-generator shall be billed for the appropriate customer charges for that billing period in accordance with subsection 3 of this section and shall be credited an amount at least equal to the avoided fuel cost of the excess kilowatt-hours generated during the billing period, with this credit applied to the following billing period;

(4) Any credits granted by this subsection shall expire without any compensation at the earlier of either twelve months after their issuance or when the customer-generator disconnects service or terminates the net metering relationship with the supplier;

(5) For any rural electric cooperative under chapter 394, or **[**municipal**]** **any municipally owned** utility, upon agreement of the wholesale generator supplying electric energy to the retail electric supplier, at the option of the retail electric supplier, the credit to the customer-generator may be provided by the wholesale generator.

6. (1) Each qualified electric energy generation unit used by a customer-generator shall meet all applicable safety, performance, interconnection, and reliability standards established by any local code authorities, the National Electrical Code, the National Electrical Safety Code, the Institute of Electrical and Electronics Engineers, and Underwriters Laboratories for distributed generation. No supplier shall impose any fee, charge, or other requirement not specifically authorized by this section or the rules promulgated under subsection 9 of this section unless the fee, charge, or other requirement would apply to similarly situated customers who are not customer-generators, except that a retail electric supplier may require that a customer-generator's system contain a switch, circuit breaker, fuse, or other easily accessible device or feature located in immediate proximity to the customer-generator's metering equipment that would allow a utility worker the ability to manually and instantly disconnect the unit from the utility's electric distribution system.

(2) For systems of ten kilowatts or less, a customer-generator whose system meets the standards and rules under subdivision (1) of this subsection shall not be required to install additional controls, perform or pay for additional tests or distribution equipment, or purchase additional liability insurance beyond what is required under subdivision (1) of this subsection and subsection 4 of this section.

(3) For customer-generator systems of greater than ten kilowatts, the commission for **[**public utilities**]** **electrical corporations** and the **respective** governing body for other **[**utilities**]** **retail electric suppliers** shall, by rule or equivalent formal action by each respective governing body:

(a) Set forth safety, performance, and reliability standards and requirements; and

(b) Establish the qualifications for exemption from a requirement to install additional controls, perform or pay for additional tests or distribution equipment, or purchase additional liability insurance.

7. (1) Applications by a customer-generator for interconnection of a qualified electric energy generation unit meeting the requirements of subdivision (3) of subsection 2 of this section to the distribution system shall be accompanied by the plan for the customer-generator's electrical generating system, including but not limited to a wiring diagram and specifications for the generating unit, and shall be reviewed and responded to by the retail electric supplier within thirty days of receipt for systems ten kilowatts or less and within ninety days of receipt for all other systems. Prior to the interconnection of the qualified generation unit to the supplier's system, the customer-generator will furnish the retail electric supplier a certification from a qualified professional electrician or engineer that the installation meets the requirements of subdivision (1) of subsection 6 of this section. If the application for interconnection is approved by the retail electric supplier and the customer-generator does not complete the interconnection within one year after receipt of notice of the approval, the approval shall expire and the customer-generator shall be responsible for filing a new application.

(2) Upon the change in ownership of a qualified electric energy generation unit, the new customer-generator shall be responsible for filing a new application under subdivision (1) of this subsection.

8. Each **[**commission-regulated supplier**]** **electrical corporation** shall submit an annual net metering report to the commission, and all other **[**nonregulated**]** **retail electric** suppliers shall submit the same report to their respective governing body and make said report available to a consumer of the supplier upon request, including the following information for the previous calendar year:

(1) The total number of customer-generator facilities;

(2) The total estimated generating capacity of its net-metered customer-generators; and

(3) The total estimated net kilowatt-hours received from customer-generators.

9. The commission shall, within nine months of January 1, 2008, promulgate initial rules necessary for the administration of this section for **[**public utilities**]** **electrical corporations**, which shall include regulations ensuring that simple contracts will be used for interconnection and net metering. For systems of ten kilowatts or less, the application process shall use an all-in-one document that includes a simple interconnection request, simple procedures, and a brief set of terms and conditions. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

10. The governing body of a rural electric cooperative or municipal utility shall, within nine months of January 1, 2008, adopt policies establishing a simple contract to be used for interconnection and net metering. For systems of ten kilowatts or less, the application process shall use an all-in-one document that includes a simple interconnection request, simple procedures, and a brief set of terms and conditions.

11. For any cause of action relating to any damages to property or person caused by the **qualified electric energy** generation unit of a customer-generator or the interconnection thereof, the retail electric supplier shall have no liability absent clear and convincing evidence of fault on the part of the supplier.

12. The estimated generating capacity of all net metering systems operating under the provisions of this section shall count towards the respective retail electric supplier's accomplishment of any renewable energy portfolio target or mandate adopted by the Missouri general assembly.

13. The sale of qualified electric **energy** generation units to any customer-generator shall be subject to the provisions of sections **407.010 to 407.145 and sections** 407.700 to 407.720. The attorney general shall have the authority to promulgate in accordance with the provisions of chapter 536 rules regarding mandatory disclosures of information by sellers of qualified electric **energy** generation units. Any interested person who believes that the seller of any **qualified** electric **energy** generation unit is misrepresenting the safety or performance standards of any such systems, or who believes that any electric **energy** generation unit poses a danger to any property or person, may report the same to the attorney general, who shall be authorized to investigate such claims and take any necessary and appropriate actions.

14. Any costs incurred under this act by a retail electric supplier shall be recoverable in that utility's rate structure.

15. No consumer shall connect or operate **[**an**] a qualified** electric **energy** generation unit in parallel phase and synchronization with any retail electric supplier without written approval by said supplier that all of the requirements under subdivision (1) of subsection 7 of this section have been met. For a consumer who violates this provision, a supplier may immediately and without notice disconnect the electric facilities of said consumer and terminate said consumer's electric service.

16. The manufacturer of any **qualified** electric **energy** generation unit used by a customer-generator may be held liable for any damages to property or person caused by a defect in the **qualified** electric **energy** generation unit of a customer-generator.

17. The seller, installer, or manufacturer of any **qualified** electric **energy** generation unit who knowingly misrepresents the safety aspects of **[**an**] a qualified** electric generation unit may be held liable for any damages to property or person caused by the **qualified** electric **energy** generation unit of a customer-generator."; and

Further amend the title and enacting clause accordingly.

Senator Brown moved that the above amendment be adopted, which motion prevailed.

Senator Cierpiot offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 1, Section 34.045, Line 16, by inserting after all of said line the following:

"44.032. 1. **(1) As used in this section, the term "rural electric cooperative" means any rural electric cooperative organized or operating under the provisions of chapter 394, any corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or any electrical corporation operating under a cooperative business plan as described in subsection 2 of section 393.110.**

(2) The general assembly recognizes the necessity for anticipating and making advance provisions to care for the unusual and extraordinary burdens imposed **by disasters or emergencies** on this state **[**and**],** its political subdivisions **[**by disasters or emergencies**], and rural electric cooperatives**. To meet such

situations, it is the intention of the general assembly to confer emergency powers on the governor, acting through the director, and vesting the governor with adequate power and authority within the limitation of available funds in the Missouri disaster fund to meet any such emergency or disaster.

2. There is hereby established a fund to be known as the "Missouri Disaster Fund", to which the general assembly may appropriate funds and from which funds may be

appropriated annually to the state emergency management agency. The funds appropriated shall be expended during a state emergency at the direction of the governor and upon the issuance of an emergency declaration which shall set forth the emergency and shall state that it requires the expenditure of public funds to furnish immediate aid and relief. The director of the state emergency management agency shall administer the fund.

3. Expenditures may be made upon direction of the governor for emergency management, as defined in section 44.010, or to implement the state disaster plans. Expenditures may also be made to meet the matching requirements of state and federal agencies for any applicable assistance programs.

4. Assistance may be provided from the Missouri disaster fund to political subdivisions of this state **[**which**]** **and rural electric cooperatives that** have suffered from a disaster to such an extent as to impose a severe financial burden exceeding the ordinary reserve capacity of the subdivision **or rural electric cooperative** affected. Applications for aid under this section shall be made to the state emergency management agency on such forms as may be prescribed and furnished by the agency, which forms shall require the furnishing of sufficient information to determine eligibility for aid and the extent of the financial burden incurred. The agency may call upon other agencies of the state in evaluating such applications. The director of the state emergency management agency shall review each application for aid under the provisions of this section and recommend its approval or disapproval, in whole or in part, to the governor. If approved, the governor shall determine and certify to the director of the state emergency management agency the amount of aid to be furnished. The director of the state emergency management agency shall thereupon issue **[**his**]** **the director's** voucher to the commissioner of administration, who shall issue **[**his**]** **the commissioner's** warrants therefor to the applicant.

5. When a disaster or emergency has been proclaimed by the governor or there is a national emergency, the director of the state emergency management agency, upon order of the governor, shall have authority to expend funds for the following:

(1) The purposes of sections 44.010 to 44.130 and the responsibilities of the governor and the state emergency management agency as outlined in sections 44.010 to 44.130;

(2) Employing, for the duration of the response and recovery to emergency, additional personnel and contracting or otherwise procuring necessary appliances, supplies, equipment, and transport;

(3) Performing services for and furnishing materials and supplies to state government agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** with respect to performance of any duties enjoined by law upon such agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** which they are unable to perform because of extreme natural or man-made phenomena, and receiving reimbursement in whole or in part from such agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** able to pay therefor under such terms and conditions as may be agreed upon by the director of the state emergency management agency and any such agency, county, **[**or**]** municipality**, or rural electric cooperative**;

(4) Performing services for and furnishing materials to any individual in connection with alleviating hardship and distress growing out of extreme natural or man-made phenomena, and receiving reimbursement in whole or in part from such individual under such terms as may be agreed upon by the director of the state emergency management agency and such individual;

(5) Providing services to counties and municipalities with respect to quelling riots and civil disturbances;

(6) Repairing and restoring public infrastructure;

(7) Furnishing transportation for supplies to alleviate suffering and distress;

(8) Furnishing medical services and supplies to prevent the spread of disease and epidemics;

(9) Quelling riots and civil disturbances;

(10) Training individuals or governmental agencies for the purpose of perfecting the performance of emergency assistance duties as defined in the state disaster plans;

(11) Procurement, storage, and transport of special emergency supplies or equipment determined by the director to be necessary to provide rapid response by state government to assist counties and municipalities in impending or actual emergencies;

(12) Clearing or removing from publicly or privately owned land or water, debris and wreckage which may threaten public health or safety;

(13) Reimbursement to any urban search and rescue task force for any reasonable and necessary expenditures incurred in the course of responding to any declared emergency under this section; and

(14) Such other measures as are customarily necessary to furnish adequate relief in cases of catastrophe or disaster.

6. The governor may receive such voluntary contributions as may be made from any source to aid in carrying out the purposes of this section and shall credit the same to the Missouri disaster fund.

7. All obligations and expenses incurred by the governor in the exercise of the powers and duties vested by the provisions of this section shall be paid by the state treasurer out of available funds in the Missouri disaster fund, and the commissioner of administration shall draw warrants upon the state treasurer for the payment of such sum, or so much thereof as may be required, upon receipt of proper vouchers provided by the director of the state emergency management agency.

8. The provisions of this section shall be liberally construed in order to accomplish the purposes of sections 44.010 to 44.130 and to permit the governor to cope adequately with any emergency which may arise, and the powers vested in the governor by this section shall be construed as being in addition to all other powers presently vested in the governor and not in derogation of any existing powers.

9. Such funds as may be made available by the government of the United States for the purpose of alleviating distress from disasters may be accepted by the state treasurer and shall be credited to the Missouri disaster fund, unless otherwise specifically provided in the act of Congress making such funds available.

10. The foregoing provisions of this section notwithstanding, any expenditure or proposed series of expenditures which total in excess of one thousand dollars per project shall be approved by the governor prior to the expenditure."; and

Further amend the title and enacting clause accordingly.

Senator Cierpiot moved that the above amendment be adopted, which motion prevailed.

Senator Burlison offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 1, Section 34.045, Line 16, by inserting after all of said line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the

installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives"

means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

(a) Used exclusively for agricultural purposes;

(b) Used on land owned or leased for the purpose of producing farm products; and

(c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under

a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of

generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016**;**

(46) All purchases by a Missouri company of solar photovoltaic energy equipment used to construct a solar photovoltaic energy system and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Allow for energy storage;

(b) Include advanced or smart meter inverter capacity; or

(c) Are projects greater than twenty megawatts.

For the purposes of this subdivision, the term "Missouri company" shall mean any corporation or other business organization that is registered with the secretary of state.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend said bill, page 63, Section 393.1700, line 1131, by inserting after all of said line the following:

"442.404. 1. As used in this section, the following terms shall mean:

(1) "Homeowners' association", a nonprofit corporation or unincorporated association of homeowners created under a declaration to own and operate portions of a planned community or other residential

subdivision that has the power under the declaration to assess association members to pay the costs and expenses incurred in the performance of the association's obligations under the declaration or tenants-in-common with respect to the ownership of common ground or amenities of a planned community or other residential subdivision. This term shall not include a condominium unit owners' association as defined and provided for in subdivision (3) of section 448.1-103 or a residential cooperative;

(2) "Political signs", any fixed, ground-mounted display in support of or in opposition to a person seeking elected office or a ballot measure excluding any materials that may be attached**;**

(3) "Solar panel or solar collector", a device used to collect and convert solar energy into electricity or thermal energy, including but not limited to photovoltaic cells or panels, or solar thermal systems.

2. **(1)** No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of political signs.

[3.**] (2)** A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of political signs.

[4.**] (3)** A homeowners' association may remove a political sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the political sign. Subject to the foregoing, a homeowners' association shall not remove a political sign from the property of a homeowner or impose any fine or penalty upon the homeowner unless it has given such homeowner three days after providing written notice to the homeowner, which notice shall specifically identify the rule and the nature of the violation.

3. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall limit or prohibit, or have the effect of limiting or prohibiting, the installation of solar panels or solar collectors on the rooftop of any property or structure.

(2) A homeowners' association may adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the placement of solar panels or solar collectors to the extent that those rules do not prevent the installation of the device, impair the functioning of the device, restrict the use of the device, or adversely affect the cost or efficiency of the device.

(3) The provisions of this subsection shall apply only with regard to rooftops that are owned, controlled, and maintained by the owner of the individual property or structure.

Section B. The repeal and reenactment of section 442.404 of section A of this act shall be effective on January 1, 2023."; and

Further amend the title and enacting clause accordingly.

Senator Burlison moved that the above amendment be adopted, which motion prevailed.

Senator Koenig offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 1, Section 34.045, Line 16, by inserting after all of said line the following:

"144.010. 1. The following words, terms, and phrases when used in sections 144.010 to 144.525 have the meanings ascribed to them in this section, except when the context indicates a different meaning:

(1) "Admission" includes seats and tables, reserved or otherwise, and other similar accommodations and charges made therefor and amount paid for admission, exclusive of any admission tax imposed by the federal government or by sections 144.010 to 144.525;

(2) "Business" includes any activity engaged in by any person, or caused to be engaged in by him, with the object of gain, benefit or advantage, either direct or indirect, and the classification of which business is of such character as to be subject to the terms of sections 144.010 to 144.525. A person is "engaging in business" in this state for purposes of sections 144.010 to 144.525 if such person engages in business activities within this state or maintains a place of business in this state under section 144.605. The isolated or occasional sale of tangible personal property, service, substance, or thing, by a person not engaged in such business, does not constitute engaging in business within the meaning of sections 144.010 to 144.525 unless the total amount of the gross receipts from such sales, exclusive of receipts from the sale of tangible personal property by persons which property is sold in the course of the partial or complete liquidation of a household, farm or nonbusiness enterprise, exceeds three thousand dollars in any calendar year. The provisions of this subdivision shall not be construed to make any sale of property which is exempt from sales tax or use tax on June 1, 1977, subject to that tax thereafter;

(3) "Captive wildlife", includes but is not limited to exotic partridges, gray partridge, northern bobwhite quail, ring-necked pheasant, captive waterfowl, captive white-tailed deer, captive elk, and captive furbearers held under permit issued by the Missouri department of conservation for hunting purposes. The provisions of this subdivision shall not apply to sales tax on a harvested animal;

(4) "Gross receipts", except as provided in section 144.012, means the total amount of the sale price of the sales at retail including any services other than charges incident to the extension of credit that are a part of such sales made by the businesses herein referred to, capable of being valued in money, whether received in money or otherwise; except that, the term gross receipts shall not include the sale price of property returned by customers when the full sale price thereof is refunded either in cash or by credit. In determining any tax due under sections 144.010 to 144.525 on the gross receipts, charges incident to the extension of credit shall be specifically exempted. For the purposes of sections 144.010 to 144.525 the total amount of the sale price above mentioned shall be deemed to be the amount received. It shall also include the lease or rental consideration where the right to continuous possession or use of any article of tangible personal property is granted under a lease or contract and such transfer of possession would be taxable if outright sale were made and, in such cases, the same shall be taxable as if outright sale were made and considered as a sale of such article, and the tax shall be computed and paid by the lessee upon the rentals paid. The term gross receipts shall not include usual and customary delivery charges that are stated separately from the sale price;

(5) "Instructional class", includes any class, lesson, or instruction intended or used for teaching;

(6) "Livestock", cattle, calves, sheep, swine, ratite birds, including but not limited to, ostrich and emu, aquatic products as described in section 277.024, llamas, alpaca, buffalo, bison, elk documented as obtained from a legal source and not from the wild, goats, horses, other equine, honey bees, or rabbits raised in confinement for human consumption;

(7) "Motor vehicle leasing company" shall be a company obtaining a permit from the director of revenue to operate as a motor vehicle leasing company. Not all persons renting or leasing trailers or motor vehicles

need to obtain such a permit; however, no person failing to obtain such a permit may avail itself of the optional tax provisions of subsection 5 of section 144.070, as hereinafter provided;

(8) "Person" includes any individual, firm, copartnership, joint adventure, association, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or agency, except the state transportation department, estate, trust, business trust, receiver or trustee appointed by the state or federal court, syndicate, or any other group or combination acting as a unit, and the plural as well as the singular number;

(9) "Product which is intended to be sold ultimately for final use or consumption" means tangible personal property, or any service that is subject to state or local sales or use taxes, or any tax that is substantially equivalent thereto, in this state or any other state;

(10) "Purchaser" means a person who purchases tangible personal property or to whom are rendered services, receipts from which are taxable under sections 144.010 to 144.525;

(11) "Research or experimentation activities" are the development of an experimental or pilot model, plant process, formula, invention or similar property, and the improvement of existing property of such type. Research or experimentation activities do not include activities such as ordinary testing or inspection of materials or products for quality control, efficiency surveys, advertising promotions or research in connection with literary, historical or similar projects;

(12) "Sale" or "sales" includes installment and credit sales, and the exchange of properties as well as the sale thereof for money, every closed transaction constituting a sale, and means any transfer, exchange or barter, conditional or otherwise, in any manner or by any means whatsoever, of tangible personal property for valuable consideration and the rendering, furnishing or selling for a valuable consideration any of the substances, things and services herein designated and defined as taxable under the terms of sections 144.010 to 144.525;

(13) "Sale at retail" means any transfer made by any person engaged in business as defined herein of the ownership of, or title to, tangible personal property to the purchaser, for use or consumption and not for resale in any form as tangible personal property, for a valuable consideration; except that, for the purposes of sections 144.010 to 144.525 and the tax imposed thereby: (i) purchases of tangible personal property made by duly licensed physicians, dentists, optometrists and veterinarians and used in the practice of their professions shall be deemed to be purchases for use or consumption and not for resale; and (ii) the selling of computer printouts, computer output or microfilm or microfiche and computer-assisted photo compositions to a purchaser to enable the purchaser to obtain for his or her own use the desired information contained in such computer printouts, computer output on microfilm or microfiche and computer-assisted photo compositions shall be considered as the sale of a service and not as the sale of tangible personal property. Where necessary to conform to the context of sections 144.010 to 144.525 and the tax imposed thereby, the term sale at retail shall be construed to embrace:

(a) Sales of admission tickets, cash admissions, charges and fees to or in places of amusement, entertainment and recreation, games and athletic events, except amounts paid for any instructional class;

(b) Sales of electricity, electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers**, except as provided in subdivision (12) of subsection 1 of section 144.011**;

(c) Sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and

conversations, and the sale, rental or leasing of all equipment or services pertaining or incidental thereto;

(d) Sales of service for transmission of messages by telegraph companies;

(e) Sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist camp, tourist cabin, or other place in which rooms, meals or drinks are regularly served to the public;

(f) Sales of tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane, and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(14) "Seller" means a person selling or furnishing tangible personal property or rendering services, on the receipts from which a tax is imposed pursuant to section 144.020;

(15) The noun "tax" means either the tax payable by the purchaser of a commodity or service subject to tax, or the aggregate amount of taxes due from the vendor of such commodities or services during the period for which he or she is required to report his or her collections, as the context may require; and

(16) "Telecommunications service", for the purpose of this chapter, the transmission of information by wire, radio, optical cable, coaxial cable, electronic impulses, or other similar means. As used in this definition, "information" means knowledge or intelligence represented by any form of writing, signs, signals, pictures, sounds, or any other symbols. Telecommunications service does not include the following if such services are separately stated on the customer's bill or on records of the seller maintained in the ordinary course of business:

(a) Access to the internet, access to interactive computer services or electronic publishing services, except the amount paid for the telecommunications service used to provide such access;

(b) Answering services and one-way paging services;

(c) Private mobile radio services which are not two-way commercial mobile radio services such as wireless telephone, personal communications services or enhanced specialized mobile radio services as defined pursuant to federal law; or

(d) Cable or satellite television or music services.

2. For purposes of the taxes imposed under sections 144.010 to 144.525, and any other provisions of law pertaining to sales or use taxes which incorporate the provisions of sections 144.010 to 144.525 by reference, the term manufactured homes shall have the same meaning given it in section 700.010.

3. Sections 144.010 to 144.525 may be known and quoted as the "Sales Tax Law".

144.011. 1. For purposes of this chapter, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) **The purchase by persons operating hotels, motels, or other transient accommodation establishments of electricity, electrical current, water, and gas, whether natural or artificial, which are used to heat, cool, or provide water or power to the guests' accommodations of such establishments, including sleeping rooms, meeting and banquet rooms, and any other customer space rented by guests, and which are included in the charge made for such accommodations. Any person required to remit sales tax on such purchases prior to August 28, 2022, shall be entitled to a refund on such taxes remitted;**

(13) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by this chapter was not paid on the transfer of the manufactured home described in paragraph (a)

of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by this chapter was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

[(13)**] (14)** Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes;

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; or

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Cierpiot offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 9, Section 386.266, Line 243, by inserting after all of said line the following:

"**393.1072. 1. There is hereby established the "Task Force on Fair, Nondiscriminatory Local Taxation Concerning Solar Energy Systems", which shall be composed of the following members:**

(1) Three members of the house of representatives, with not more than two members from the same political party and each member to be appointed by the speaker of the house of representatives;

(2) Three members of the senate, with not more than two members from the same political party and each member to be appointed by the president pro tempore of the senate;

(3) Two currently elected county assessors from Missouri county governments, with one to be appointed by the speaker of the house of representatives and one to be appointed by the president pro tempore of the senate;

(4) Two representatives from the Missouri state tax commission to be appointed by the commissioners of the Missouri state tax commission;

(5) Two representatives from a state-wide agricultural organization, with one to be appointed by the speaker of the house of representatives and one to be appointed by the president pro tempore of the senate;

(6) Two representatives from the private sector with experience in utility-scale solar energy

development and operation, with one to be appointed by the speaker of the house of representatives and one to be appointed by the president pro tempore of the senate; and

(7) One member from an organization that advocates for policy supporting solar energy appointed by the chair of the public service commission.

2. The task force shall conduct public hearings and research and compile a report for delivery to the general assembly before December 31, 2022. Such report shall include information on the following:

(1) The economic benefits and drawbacks of solar energy systems to local communities and the state;

(2) The fair, uniform, and standardized assessment and taxation of solar energy systems and their connected equipment owned by a retail or wholesale provider of electricity at the county level in all counties;

(3) Compliance with existing federal and state programs and regulations; and

(4) Potential legislation that will provide a uniform assessment and taxation methodology for solar energy systems and their connected equipment owned by a retail or wholesale provider of electricity that will be used in every county of Missouri.

3. The task force shall meet within thirty days after its creation and shall organize by selecting a chair and vice chair, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it. Meetings may be held by telephone or video conference at the discretion of the chair. The chair shall designate a person to keep the records of the task force. A majority of the task force shall constitute a quorum, and a majority vote of such quorum shall be required for any action.

4. The staff of house research and senate research shall provide necessary clerical, research, fiscal, and legal services to the task force as the task force may request.

5. The members of the task force shall serve without compensation, but any actual and necessary expenses incurred by the task force, its members, and any staff assigned to the task force shall be reimbursed.

6. This section shall expire on December 31, 2022."; and

Further amend the title and enacting clause accordingly.

Senator Cierpiot moved that the above amendment be adopted, which motion prevailed.

Senator White moved that **SS** for **SCS** for **SB 756**, as amended, be adopted, which motion prevailed.

On motion of Senator White, **SS** for **SCS** for **SB 756**, as amended, was declared perfected and ordered printed.

REFERRALS

President Pro Tem Schatz referred **SS** for **SCS** for **SB 931** to the Committee on Governmental Accountability and Fiscal Oversight.

COMMUNICATIONS

President Pro Tem Schatz submitted the following:

SENATE HEARING SCHEDULE
101st GENERAL ASSEMBLY
SECOND REGULAR SESSION
APRIL 11, 2022

	Monday	Tuesday	Wednesday	Thursday
8:00-9:00 a.m.		Transportation, Infrastructure & Public Safety SCR 1 (Brown) Small Business & Industry SL (8:00-8:30 a.m.) (Burlison) Appropriations SCR 2 (Hegeman)	Commerce, Consumer Protection, Energy & the Environment SL (Cierpiot) Appropriations SCR 2 (Hegeman) Progress and Development SCR 1 (Schupp)	Ways & Means SL (Koenig) Governmental Accountability & Fiscal Oversight SCR 1 (Hough) Appropriations SCR 2 (Hegeman)
8:30-9:00 a.m.		Rules, Joint Rules, Resolutions and Ethics SL (Rowden)		
9:00-10:00 a.m.		General Laws SCR 1 (Eigel) Economic Development SL (Hoskins) Appropriations SCR 2 (Hegeman)	Gubernatorial Appointments SL (Schatz) Seniors, Families, Veterans & Military Affairs SCR 1 (White) Appropriations SCR 2 (Hegeman)	
10:00-11:00 a.m.		Insurance & Banking SCR 1 (Wieland) Education SL (O'Laughlin) Appropriations SCR 2 (Hegeman)	Local Government & Elections SCR 1 (Crawford) Health and Pensions SL (Onder) Appropriations SCR 2 (Hegeman)	
1:00 p.m.				
2:00 p.m.	Judiciary and Civil and Criminal Jurisprudence SCR 1 (Luetkemeyer) Professional Registration SL (Riddle) Agriculture, Food Production and Outdoor Resources SCR 2 (Bernskoetter)			

SCR 1 - Senate Committee Rm. 1, Room 118 SL - Senate Lounge SCR 2 - Senate Committee Rm. 2, Room 119

RESOLUTIONS

Senator Williams offered Senate Resolution No. 763, regarding Education and Sharing Day, which was adopted.

INTRODUCTION OF GUESTS

Senator Hegeman introduced to the Senate, Missouri electric cooperatives team one and two.

Senator Thompson Rehder introduced to the Senate, MO Municipal Utilities line workers.

Senator White introduced to the Senate, Carthage water and electric linemen.

Senator Bernskoetter introduced to the Senate, Chip Webb; and line workers.

On motion of Senator Rowden, the Senate adjourned until 11:00 a.m., Tuesday, April 12th, 2022.

SENATE CALENDAR

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FORTY-SEVENTH DAY–TUESDAY, APRIL 12, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2120
HCS for HB 2012
HJR 116-Schnelting
HCS for HJR 131
HCS for HB 1597
HCS for HB 1472
HCS for HB 2587
HCS for HB 2289
HCS for HB 1682
HB 2697-Shaul
HB 2607-Rone
HCS for HB 1562
HB 2143-Kalberloh
HCS for HB 2032
HB 1954-Henderson
HB 1684-Black (137)
HB 2088-Grier
HCS for HB 3001
HCS for HB 3002
HCS for HB 3003
HCS for HB 3004
HCS for HB 3005
HCS for HB 3006
HCS for HB 3007
HCS for HB 3008
HCS for HB 3009
HCS for HB 3010
HCS for HB 3011
HCS for HB 3012
HCS for HB 3013
HCS for HB 3015
HCS for HB 3020
HB 1637-Schwadron

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)

SS for SCS for SB 931-Koenig
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 968-Burlison, with SCS
2. SBs 777 & 808-Brattin, with SCS
3. SB 683-O'Laughlin, with SCS
4. SB 997-Bernskoetter
5. SB 650-Eigel
6. SB 723-Hegeman
7. SB 1153-Eslinger, with SCS
8. SB 864-Hoskins, with SCS
9. SB 867-Koenig, with SCS
10. SB 654-Crawford, with SCS
11. SB 812-Eigel
12. SB 742-Crawford
13. SB 918-Burlison, with SCS
14. SB 984-Hegeman
15. SB 671-White, with SCS
16. SB 741-Crawford, with SCS
17. SB 674-Hough, with SCS
18. SB 987-Bean
19. SB 713-Razer, with SCS
20. SB 781-Moon, with SCS
21. SB 1179-Hough
22. SB 994-Washington
23. SBs 961 &733-Beck, with SCS
24. SB 739-Eigel
25. SB 874-Arthur
26. SB 1040-Burlison
27. SB 1143-Brown
28. SB 685-May
29. SB 833-Luetkemeyer
30. SB 1023-Gannon
31. SB 809-Koenig, with SCS
32. SB 800-Hegeman
33. SB 958-Bean, with SCS
34. SB 694-Brattin

HOUSE BILLS ON THIRD READING

HCS for HB 1686 (Brown)
(In Fiscal Oversight)
HB 2149-Shields (Eslinger)

HB 1697-Baker (Burlison)
HCS for HB 2005 (Bean)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)

SB 648-Rowden
SB 657-Cierpiot, with SS (pending)

SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS for SCS (pending)
SJR 39-Luetkemeyer
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1552 (Koenig) (In Fiscal Oversight)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 25-Burlison
SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

To be Referred

SR 761-Bernskoetter
SR 762-Bernskoetter

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-SEVENTH DAY—TUESDAY, APRIL 12, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"My soul will be satisfied as with the riches of food: with singing lips my mouth will praise You." (Psalm 63:5)

Merciful Lord, we do find our satisfaction in You who continuously provides us all the wherewithal of life, food for our bodies, friends for our fellowship, love for our hearts and sharing Your presence with those we love. Even though we are gifted with eloquent speech our words cannot express how grateful we are that You are in our lives which makes us complete. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Bernskoetter offered Senate Resolution No. 764, regarding Boys and Girls Clubs of Missouri, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 765, regarding Kailey Reeves, St. Thomas, which was adopted.

Senator Rowden offered Senate Resolution No. 766, regarding the Two Hundredth Anniversary of Red Top Christian Church-Disciples of Christ, Hallsville, which was adopted.

Senator Schatz offered Senate Resolution No. 767, regarding Gabrielle Bolfing, Eureka, which was adopted.

Senator Brattin offered Senate Resolution No. 768, regarding Dwain Strickland, Belton, which was adopted.

HOUSE BILLS ON THIRD READING

HB 2149, introduced by Representative Shields, entitled:

An Act to repeal sections 334.530 and 334.655, RSMo, and to enact in lieu thereof two new sections relating to the practice of physical therapy.

Was taken up by Senator Eslinger.

Senator Eslinger offered **SS** for **HB 2149**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2149

An Act to repeal sections 197.400, 197.445, 327.312, 327.313, 327.314, 327.331, 334.036, 334.530, 334.655, 345.015, and 345.050, RSMo, and to enact in lieu thereof sixteen new sections relating to professional licensing, with an emergency clause for a certain section.

Senator Eslinger moved that **SS** for **HB 2149** be adopted.

Senator Hough assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Eslinger offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 2149, Pages 10-13, Section 334.036, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Eslinger moved that the above amendment be adopted, which motion prevailed.

Senator May offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Bill No. 2149, Page 58, Section 345.085, Line 923, by inserting after all of said line the following:

"454.1005. 1. To show cause why suspension of a license may not be appropriate, the obligor shall request a hearing from the court or division that issued the notice of intent to suspend the license. The

request shall be made within sixty days of the date of service of notice.

2. If an obligor fails to respond, without good cause, to a notice of intent to suspend a license**[**,**]** **or to** timely request a hearing or comply with a payment plan, **[**the obligor's defenses and objections shall be considered to be without merit and**]** the court or director may enter an order suspending the obligor's license and ordering the obligor to refrain from engaging in the licensed activity.

3. Upon timely receipt of a request for hearing from an obligor, the court or director shall schedule a hearing **that complies with due process** to determine if suspension of the obligor's license is appropriate **considering all relevant factors, including those factors listed in subsection 4 of this section**. The court or director shall stay suspension of the license pending the outcome of the hearing.

4. **[**If the action involves an arrearage, the only issues that may be determined in a hearing pursuant to this section are**]** **In determining whether the license suspension is appropriate under the circumstances, the court or director shall consider and issue written findings of fact and conclusions of law within thirty days following the hearing regarding the following**:

(1) The identity of the obligor;

(2) Whether the arrearage is in an amount greater than or equal to three months of support payments or two thousand five hundred dollars, whichever is less, by the date of service of a notice of intent to suspend; **[**and**]**

(3) Whether the obligor has entered a payment plan. If the action involves a failure to comply with a subpoena or order, the only issues that may be determined are the identity of the obligor and whether the obligor has complied with the subpoena or order**;**

(4) Whether the obligor had the ability to make the payments that are in arrearage;

(5) Whether the obligor has the current ability to make the payments;

(6) The reasons the obligor needs the license, including, but not limited to:

(a) Transportation of family members to and from work, school, or medical treatment;

(b) Transportation of the obligor or family members to extra curricular activities; or

(c) A requirement for employment;

(7) Whether the obligor is unemployed or underemployed;

(8) Whether the obligor is actively seeking employment;

(9) Whether the obligor has engaged in job search and job readiness assistance, including utilization of the state employment database website;

(10) Whether the obligor has a physical or mental impairment affecting his or her capacity to work; and

(11) Any other relevant factors that affect the obligor's ability to make the child support payments.

5. **If the court or director, after the hearing, determines that the obligor has failed to comply with the child support payment obligation and an arrearage exists in excess of two thousand five hundred**

dollars for good cause, then the court or director shall not issue an order suspending the obligor's license and ordering the obligor to refrain from engaging in the licensed activity or, if an order is in place, shall stay such order. Good cause may include loss of employment, excluding voluntarily quitting or a dismissal due to poor job performance or failure to meet a condition of employment; catastrophic illness or accident of the obligor or a family member; severe inclement weather, including a natural disaster; or the obligor experiences a family emergency or other life-changing event, including divorce or domestic violence.

6. If the court or director, after hearing, determines that the obligor has failed**, without good cause,** to comply with any of the requirements in subsection 4 of this section, the court or director shall issue an order suspending the obligor's license and ordering the obligor to refrain from engaging in the licensed activity.

[6.**]** **7.** The court or division shall send a copy of the order suspending a license to the licensing authority and the obligor by certified mail.

[7.**]** **8.** The determination of the director, after a hearing pursuant to this section, shall be a final agency decision and shall be subject to judicial review pursuant to chapter 536. Administrative hearings held pursuant to this section shall be conducted by hearing officers appointed by the director of the department pursuant to subsection 1 of section 454.475.

[8.**]** **9.** A determination made by the court or division pursuant to this section is independent of any proceeding of the licensing authority to suspend, revoke, deny, terminate or renew a license."; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Brown offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for House Bill No. 2149, Page 17, Section 334.655, Line 70, by inserting after all of said line the following:

"**340.201. 1. The general assembly hereby occupies and preempts the entire field of legislation concerning the practice of veterinary medicine regulated under this chapter. A political subdivision of this state is preempted from enacting, maintaining, or enforcing any order, ordinance, rule, regulation, policy, or other similar measure that prohibits, restricts, limits, regulates, controls, directs, or interferes with the practice of veterinary medicine.**

2. Nothing in this section shall preclude or preempt a political subdivision of this state from exercising its lawful authority to regulate zoning or land use, to enforce a building or fire code regulation, to impose a tax or license fee for the privilege of carrying on the profession of veterinary medicine consistent with the laws regulating such taxes or license fees, to require vaccinations and licensing of animals kept within the boundaries of the political subdivision, to prohibit animal abuse, or otherwise to regulate for the general health, safety, sanitation, and welfare as long as the order, ordinance, rule, regulation, policy, or other measure does not interfere with, restrict, or limit the ability of a lawfully licensed person from engaging in any act or performing any procedure that falls

within the professionally recognized scope of practice of veterinary medicine."; and

Further amend the title and enacting clause accordingly.

Senator Brown moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Beck offered **SA 1** to **SA 3**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for House Bill No. 2149, Page 2, Line 26, by inserting after "procedure" the following: "**for medically necessary purposes**".

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Brown moved that **SA 3**, as amended, be adopted, which motion prevailed.

Senator Brattin offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for House Bill No. 2149, Page 13, Section 334.036, Line 115, by inserting after all of said line the following:

"334.100. 1. The board may refuse to issue or renew any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew any certificate, registration or authority, the board may, at its discretion, issue a license which is subject to probation, restriction or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered the person's certificate of registration or authority, permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense involving fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration or authority, permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct or unprofessional conduct in the performance of the functions or duties of any profession licensed or regulated by this chapter, including, but not limited to, the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for visits to the physician's office which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment, diagnostic tests or medical or surgical services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment or infirmity can be cured by a method, procedure, treatment, medicine or device;

(f) Performing or prescribing medical services which have been declared by board rule to be of no medical or osteopathic value;

(g) Final disciplinary action by any professional medical or osteopathic association or society or licensed hospital or medical staff of such hospital in this or any other state or territory, whether agreed to voluntarily or not, and including, but not limited to, any removal, suspension, limitation, or restriction of the person's license or staff or hospital privileges, failure to renew such privileges or license for cause, or other final disciplinary action, if the action was in any way related to unprofessional conduct, professional incompetence, malpractice or any other violation of any provision of this chapter;

(h) Signing a blank prescription form; or dispensing, prescribing, administering or otherwise distributing any drug, controlled substance or other treatment without sufficient examination including failing to establish a valid physician-patient relationship pursuant to section 334.108, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional practice, or not in good faith to relieve pain and suffering, or not to cure an ailment, physical infirmity or disease, except as authorized in section 334.104;

(i) Exercising influence within a physician-patient relationship for purposes of engaging a patient in sexual activity;

(j) Being listed on any state or federal sexual offender registry;

(k) Terminating the medical care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(l) Failing to furnish details of a patient's medical records to other treating physicians or hospitals upon proper request; or failing to comply with any other law relating to medical records;

(m) Failure of any applicant or licensee to cooperate with the board during any investigation;

(n) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(o) Failure to timely pay license renewal fees specified in this chapter;

(p) Violating a probation agreement, order, or other settlement agreement with this board or any other licensing agency;

(q) Failing to inform the board of the physician's current residence and business address;

(r) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physician. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation or association which issues or conducts such advertising;

(s) Any other conduct that is unethical or unprofessional involving a minor;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence or repeated negligence in the performance of the functions or duties of any profession licensed or regulated by this chapter. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter or chapter 324, or of any lawful rule or regulation adopted pursuant to this chapter or chapter 324;

(7) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use his or her certificate of registration or authority, permit, license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation or other final disciplinary action against the holder of or applicant for a license or other right to practice any profession regulated by this chapter by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including, but not limited to, the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of medicine while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice medicine who is not registered and currently eligible to practice pursuant to this chapter. A physician who works in accordance with standing orders or protocols or in accordance with the provisions of section 334.104 shall not be in violation of this subdivision;

(11) Issuance of a certificate of registration or authority, permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate or license if so required by this chapter or any rule promulgated pursuant to this chapter;

(13) Violation of the drug laws or rules and regulations of this state, including but not limited to any provision of chapter 195, any other state, or the federal government;

(14) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any birth, death or other certificate or document executed in connection with the practice of the person's profession;

(15) Knowingly making a false statement, orally or in writing to the board;

(16) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of health care services for all patients, or the qualifications of an individual person or persons to diagnose, render, or perform health care services;

(17) Using, or permitting the use of, the person's name under the designation of "Doctor", "Dr.", "M.D.", or "D.O.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(18) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment pursuant to the provisions of chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the Social Security Act;

(19) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof; maintaining an unsanitary office or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in the office of a physician or in any health care facility to the board, in writing, within thirty days after the discovery thereof;

(20) Any candidate for licensure or person licensed to practice as a physical therapist, paying or offering to pay a referral fee or, notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon pursuant to this chapter, as a dentist pursuant to chapter 332, as a podiatrist pursuant to chapter 330, as an advanced practice registered nurse under chapter 335, or any licensed and registered physician, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing;

(21) Any candidate for licensure or person licensed to practice as a physical therapist, treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.620;

(22) Any person licensed to practice as a physician or surgeon, requiring, as a condition of the physician-patient relationship, that the patient receive prescribed drugs, devices or other professional services directly from facilities of that physician's office or other entities under that physician's ownership or control. A physician shall provide the patient with a prescription which may be taken to the facility selected by the patient and a physician knowingly failing to disclose to a patient on a form approved by the advisory commission for professional physical therapists as established by section 334.625 which is dated and signed by a patient or guardian acknowledging that the patient or guardian has read and understands that the physician has a pecuniary interest in a physical therapy or rehabilitation service providing prescribed treatment and that the prescribed treatment is available on a competitive basis. This subdivision shall not apply to a referral by one physician to another physician within a group of physicians practicing together;

(23) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed or administered by another physician who is authorized by law to do so;

(24) Habitual intoxication or dependence on alcohol, evidence of which may include more than one alcohol-related enforcement contact as defined by section 302.525;

(25) Failure to comply with a treatment program or an aftercare program entered into as part of a board order, settlement agreement or licensee's professional health program;

(26) Revocation, suspension, limitation, probation, or restriction of any kind whatsoever of any controlled substance authority, whether agreed to voluntarily or not, or voluntary termination of a controlled substance authority while under investigation;

(27) For a physician to operate, conduct, manage, or establish an abortion facility, or for a physician to perform an abortion in an abortion facility, if such facility comes under the definition of an ambulatory surgical center pursuant to sections 197.200 to 197.240, and such facility has failed to obtain or renew a license as an ambulatory surgical center.

3. Collaborative practice arrangements, protocols and standing orders shall be in writing and signed and dated by a physician prior to their implementation.

4. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the board may, singly or in combination, warn, censure or place the person named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years, or may suspend the person's license, certificate or permit for a period not to exceed three years, or restrict or limit the person's license, certificate or permit for an indefinite period of time, or revoke the person's license, certificate, or permit, or administer a public or private reprimand, or deny the person's application for a license, or permanently withhold issuance of a license or require the person to submit to the care, counseling or treatment of physicians designated by the board at the expense of the individual to be examined, or require the person to attend such continuing educational courses and pass such examinations as the board

may direct.

5. In any order of revocation, the board may provide that the person may not apply for reinstatement of the person's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

6. Before restoring to good standing a license, certificate or permit issued pursuant to this chapter which has been in a revoked, suspended or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

7. In any investigation, hearing or other proceeding to determine a licensee's or applicant's fitness to practice, any record relating to any patient of the licensee or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such licensee, applicant, record custodian or patient might otherwise invoke. In addition, no such licensee, applicant, or record custodian may withhold records or testimony bearing upon a licensee's or applicant's fitness to practice on the ground of privilege between such licensee, applicant or record custodian and a patient.

8. The act of dispensing, prescribing, administering, or otherwise distributing ivermectin tablets or hydroxychloroquine sulfate tablets for human use shall not be grounds for denial, suspension, revocation, or other disciplinary action by the board."; and

Further amend said bill, page 17, Section 334.655, line 70, by inserting after all of said line the following:

"338.055. 1. The board may refuse to issue any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section or if the designated pharmacist-in-charge, manager-in-charge, or any officer, owner, manager, or controlling shareholder of the applicant has committed any act or practice in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered his or her certificate of registration or authority, permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated under this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration or authority, permit or license issued pursuant to this chapter or in obtaining permission to take any

examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetence, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use his or her certificate of registration or authority, permit, license, or diploma from any school;

(8) Denial of licensure to an applicant or disciplinary action against an applicant or the holder of a license or other right to practice any profession regulated by this chapter granted by another state, territory, federal agency, or country whether or not voluntarily agreed to by the licensee or applicant, including, but not limited to, surrender of the license upon grounds for which denial or discipline is authorized in this state;

(9) A person is finally adjudged incapacitated by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not registered and currently eligible to practice under this chapter;

(11) Issuance of a certificate of registration or authority, permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate or license if so required by this chapter or any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) The intentional act of substituting or otherwise changing the content, formula or brand of any drug prescribed by written, electronic, or oral prescription without prior written or oral approval from the prescriber for the respective change in each prescription; provided, however, that nothing contained herein shall prohibit a pharmacist from substituting or changing the brand of any drug as provided under section 338.056, and any such substituting or changing of the brand of any drug as provided for in section 338.056 shall not be deemed unprofessional or dishonorable conduct unless a violation of section 338.056 occurs;

(17) Personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a health care provider who is authorized by law to do so.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds,

provided in subsection 2 of this section, for disciplinary action are met, the board may, singly or in combination, censure or place the person named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license, certificate, or permit. The board may impose additional discipline on a licensee, registrant, or permittee found to have violated any disciplinary terms previously imposed under this section or by agreement. The additional discipline may include, singly or in combination, censure, placing the licensee, registrant, or permittee named in the complaint on additional probation on such terms and conditions as the board deems appropriate, which additional probation shall not exceed five years, or suspension for a period not to exceed three years, or revocation of the license, certificate, or permit.

4. If the board concludes that a licensee or registrant has committed an act or is engaging in a course of conduct which would be grounds for disciplinary action which constitutes a clear and present danger to the public health and safety, the board may file a complaint before the administrative hearing commission requesting an expedited hearing and specifying the activities which give rise to the danger and the nature of the proposed restriction or suspension of the licensee's or registrant's license. Within fifteen days after service of the complaint on the licensee or registrant, the administrative hearing commission shall conduct a preliminary hearing to determine whether the alleged activities of the licensee or registrant appear to constitute a clear and present danger to the public health and safety which justify that the licensee's or registrant's license or registration be immediately restricted or suspended. The burden of proving that the actions of a licensee or registrant constitute a clear and present danger to the public health and safety shall be upon the state board of pharmacy. The administrative hearing commission shall issue its decision immediately after the hearing and shall either grant to the board the authority to suspend or restrict the license or dismiss the action.

5. If the administrative hearing commission grants temporary authority to the board to restrict or suspend the licensee's or registrant's license, such temporary authority of the board shall become final authority if there is no request by the licensee or registrant for a full hearing within thirty days of the preliminary hearing. The administrative hearing commission shall, if requested by the licensee or registrant named in the complaint, set a date to hold a full hearing under the provisions of chapter 621 regarding the activities alleged in the initial complaint filed by the board.

6. If the administrative hearing commission dismisses the action filed by the board pursuant to subsection 4 of this section, such dismissal shall not bar the board from initiating a subsequent action on the same grounds.

7. The board shall not deny, revoke, or suspend, or otherwise take any disciplinary action against, a certificate of registration or authority, permit, or license required by this chapter for any person due to the dispensing, distributing, or selling of ivermectin tablets or hydroxychloroquine sulfate tablets for human use. No person licensed under this chapter who dispenses, distributes, or sells ivermectin tablets or hydroxychloroquine sulfate tablets for human use shall ask the patient, or otherwise require of the patient, the reason or purpose for which the medications shall be used."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Thompson Rehder assumed the Chair.

Senator Schupp offered **SA 1** to **SA 4**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 4

Amend Senate Amendment No. 4 to Senate Substitute for House Bill No. 2149, Page 1, Line 1, by striking all of said line and inserting in lieu thereof the following: "Amend SS/HB 2149, Page 17, Section 334.655, line 70,"; and

Further amend said amendment, pages 1-11, section 334.100, by striking all of said section from the amendment; and

Further amend said amendment, page 11, lines 343-344 by striking all of said lines from the amendment.

Senator Schupp moved that the above amendment be adopted.

At the request of Senator Brattin, **SA 4** was withdrawn, rendering **SA 1** to **SA 4** moot.

Senator Luetkemeyer assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Rowden assumed the Chair.

Senator Brattin offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for House Bill No. 2149, Page 13, Section 334.036, Line 115, by inserting after all of said line the following:

"334.100. 1. The board may refuse to issue or renew any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew any certificate, registration or authority, the board may, at its discretion, issue a license which is subject to probation, restriction or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered the person's certificate of registration or authority, permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense involving fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration or authority, permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct or unprofessional conduct in the performance of the functions or duties of any profession licensed or regulated by this chapter, including, but not limited to, the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for visits to the physician's office which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment, diagnostic tests or medical or surgical services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment or infirmity can be cured by a method, procedure, treatment, medicine or device;

(f) Performing or prescribing medical services which have been declared by board rule to be of no medical or osteopathic value;

(g) Final disciplinary action by any professional medical or osteopathic association or society or licensed hospital or medical staff of such hospital in this or any other state or territory, whether agreed to voluntarily or not, and including, but not limited to, any removal, suspension, limitation, or restriction of the person's license or staff or hospital privileges, failure to renew such privileges or license for cause, or other final disciplinary action, if the action was in any way related to unprofessional conduct, professional incompetence, malpractice or any other violation of any provision of this chapter;

(h) Signing a blank prescription form; or dispensing, prescribing, administering or otherwise distributing any drug, controlled substance or other treatment without sufficient examination including failing to establish a valid physician-patient relationship pursuant to section 334.108, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional practice, or not in good faith to relieve pain and suffering, or not to cure an ailment, physical infirmity or disease, except as authorized in section 334.104;

(i) Exercising influence within a physician-patient relationship for purposes of engaging a patient in sexual activity;

(j) Being listed on any state or federal sexual offender registry;

(k) Terminating the medical care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(l) Failing to furnish details of a patient's medical records to other treating physicians or hospitals upon proper request; or failing to comply with any other law relating to medical records;

(m) Failure of any applicant or licensee to cooperate with the board during any investigation;

(n) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(o) Failure to timely pay license renewal fees specified in this chapter;

(p) Violating a probation agreement, order, or other settlement agreement with this board or any other licensing agency;

(q) Failing to inform the board of the physician's current residence and business address;

(r) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physician. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation or association which issues or conducts such advertising;

(s) Any other conduct that is unethical or unprofessional involving a minor;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence or repeated negligence in the performance of the functions or duties of any profession licensed or regulated by this chapter. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter or chapter 324, or of any lawful rule or regulation adopted pursuant to this chapter or chapter 324;

(7) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use his or her certificate of registration or authority, permit, license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation or other final disciplinary action against the holder of or applicant for a license or other right to practice any profession regulated by this chapter by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including, but not limited to, the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of medicine while subject to an investigation or while actually under investigation by any licensing authority,

medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice medicine who is not registered and currently eligible to practice pursuant to this chapter. A physician who works in accordance with standing orders or protocols or in accordance with the provisions of section 334.104 shall not be in violation of this subdivision;

(11) Issuance of a certificate of registration or authority, permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate or license if so required by this chapter or any rule promulgated pursuant to this chapter;

(13) Violation of the drug laws or rules and regulations of this state, including but not limited to any provision of chapter 195, any other state, or the federal government;

(14) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any birth, death or other certificate or document executed in connection with the practice of the person's profession;

(15) Knowingly making a false statement, orally or in writing to the board;

(16) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of health care services for all patients, or the qualifications of an individual person or persons to diagnose, render, or perform health care services;

(17) Using, or permitting the use of, the person's name under the designation of "Doctor", "Dr.", "M.D.", or "D.O.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(18) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment pursuant to the provisions of chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the Social Security Act;

(19) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof; maintaining an unsanitary office or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in the office of a physician or in any health care facility to the board, in writing, within thirty days after the discovery thereof;

(20) Any candidate for licensure or person licensed to practice as a physical therapist, paying or offering to pay a referral fee or, notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon pursuant to this chapter, as a dentist pursuant to chapter 332, as a podiatrist pursuant to chapter 330, as an advanced practice registered nurse under chapter 335, or any

licensed and registered physician, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing;

(21) Any candidate for licensure or person licensed to practice as a physical therapist, treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.620;

(22) Any person licensed to practice as a physician or surgeon, requiring, as a condition of the physician-patient relationship, that the patient receive prescribed drugs, devices or other professional services directly from facilities of that physician's office or other entities under that physician's ownership or control. A physician shall provide the patient with a prescription which may be taken to the facility selected by the patient and a physician knowingly failing to disclose to a patient on a form approved by the advisory commission for professional physical therapists as established by section 334.625 which is dated and signed by a patient or guardian acknowledging that the patient or guardian has read and understands that the physician has a pecuniary interest in a physical therapy or rehabilitation service providing prescribed treatment and that the prescribed treatment is available on a competitive basis. This subdivision shall not apply to a referral by one physician to another physician within a group of physicians practicing together;

(23) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed or administered by another physician who is authorized by law to do so;

(24) Habitual intoxication or dependence on alcohol, evidence of which may include more than one alcohol-related enforcement contact as defined by section 302.525;

(25) Failure to comply with a treatment program or an aftercare program entered into as part of a board order, settlement agreement or licensee's professional health program;

(26) Revocation, suspension, limitation, probation, or restriction of any kind whatsoever of any controlled substance authority, whether agreed to voluntarily or not, or voluntary termination of a controlled substance authority while under investigation;

(27) For a physician to operate, conduct, manage, or establish an abortion facility, or for a physician to perform an abortion in an abortion facility, if such facility comes under the definition of an ambulatory surgical center pursuant to sections 197.200 to 197.240, and such facility has failed to obtain or renew a license as an ambulatory surgical center.

3. Collaborative practice arrangements, protocols and standing orders shall be in writing and signed and dated by a physician prior to their implementation.

4. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the board may, singly or in combination, warn, censure or place the person named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years, or may suspend the person's license, certificate or permit for a period not to exceed three years, or restrict or limit the person's license, certificate or permit for an indefinite period of time, or revoke the person's license, certificate, or permit, or administer a public or private reprimand, or deny the person's application for a license, or permanently withhold issuance of a license or require the person to submit to the care, counseling or treatment of physicians designated by the board at the expense of the individual to be examined, or

require the person to attend such continuing educational courses and pass such examinations as the board may direct.

5. In any order of revocation, the board may provide that the person may not apply for reinstatement of the person's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

6. Before restoring to good standing a license, certificate or permit issued pursuant to this chapter which has been in a revoked, suspended or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

7. In any investigation, hearing or other proceeding to determine a licensee's or applicant's fitness to practice, any record relating to any patient of the licensee or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such licensee, applicant, record custodian or patient might otherwise invoke. In addition, no such licensee, applicant, or record custodian may withhold records or testimony bearing upon a licensee's or applicant's fitness to practice on the ground of privilege between such licensee, applicant or record custodian and a patient.

8. The act of lawfully dispensing, prescribing, administering, or otherwise distributing ivermectin tablets or hydroxychloroquine sulfate tablets for human use shall not be grounds for denial, suspension, revocation, or other disciplinary action by the board."; and

Further amend said bill, page 17, Section 334.655, line 70, by inserting after all of said line the following:

"338.055. 1. The board may refuse to issue any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section or if the designated pharmacist-in-charge, manager-in-charge, or any officer, owner, manager, or controlling shareholder of the applicant has committed any act or practice in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered his or her certificate of registration or authority, permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated under this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration or authority, permit or license issued pursuant to this chapter or in obtaining permission to take any

examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetence, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use his or her certificate of registration or authority, permit, license, or diploma from any school;

(8) Denial of licensure to an applicant or disciplinary action against an applicant or the holder of a license or other right to practice any profession regulated by this chapter granted by another state, territory, federal agency, or country whether or not voluntarily agreed to by the licensee or applicant, including, but not limited to, surrender of the license upon grounds for which denial or discipline is authorized in this state;

(9) A person is finally adjudged incapacitated by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not registered and currently eligible to practice under this chapter;

(11) Issuance of a certificate of registration or authority, permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate or license if so required by this chapter or any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) The intentional act of substituting or otherwise changing the content, formula or brand of any drug prescribed by written, electronic, or oral prescription without prior written or oral approval from the prescriber for the respective change in each prescription; provided, however, that nothing contained herein shall prohibit a pharmacist from substituting or changing the brand of any drug as provided under section 338.056, and any such substituting or changing of the brand of any drug as provided for in section 338.056 shall not be deemed unprofessional or dishonorable conduct unless a violation of section 338.056 occurs;

(17) Personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a health care provider who is authorized by law to do so.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the board may, singly or in

combination, censure or place the person named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license, certificate, or permit. The board may impose additional discipline on a licensee, registrant, or permittee found to have violated any disciplinary terms previously imposed under this section or by agreement. The additional discipline may include, singly or in combination, censure, placing the licensee, registrant, or permittee named in the complaint on additional probation on such terms and conditions as the board deems appropriate, which additional probation shall not exceed five years, or suspension for a period not to exceed three years, or revocation of the license, certificate, or permit.

4. If the board concludes that a licensee or registrant has committed an act or is engaging in a course of conduct which would be grounds for disciplinary action which constitutes a clear and present danger to the public health and safety, the board may file a complaint before the administrative hearing commission requesting an expedited hearing and specifying the activities which give rise to the danger and the nature of the proposed restriction or suspension of the licensee's or registrant's license. Within fifteen days after service of the complaint on the licensee or registrant, the administrative hearing commission shall conduct a preliminary hearing to determine whether the alleged activities of the licensee or registrant appear to constitute a clear and present danger to the public health and safety which justify that the licensee's or registrant's license or registration be immediately restricted or suspended. The burden of proving that the actions of a licensee or registrant constitute a clear and present danger to the public health and safety shall be upon the state board of pharmacy. The administrative hearing commission shall issue its decision immediately after the hearing and shall either grant to the board the authority to suspend or restrict the license or dismiss the action.

5. If the administrative hearing commission grants temporary authority to the board to restrict or suspend the licensee's or registrant's license, such temporary authority of the board shall become final authority if there is no request by the licensee or registrant for a full hearing within thirty days of the preliminary hearing. The administrative hearing commission shall, if requested by the licensee or registrant named in the complaint, set a date to hold a full hearing under the provisions of chapter 621 regarding the activities alleged in the initial complaint filed by the board.

6. If the administrative hearing commission dismisses the action filed by the board pursuant to subsection 4 of this section, such dismissal shall not bar the board from initiating a subsequent action on the same grounds.

7. The board shall not deny, revoke, or suspend, or otherwise take any disciplinary action against, a certificate of registration or authority, permit, or license required by this chapter for any person due to the lawful dispensing, distributing, or selling of ivermectin tablets or hydroxychloroquine sulfate tablets for human use in accordance with prescriber directions. No person licensed under this chapter who dispenses, distributes, or sells ivermectin tablets or hydroxychloroquine sulfate tablets for human use shall ask the patient or prescriber, or otherwise require of the patient or prescriber, the reason or purpose for which the medications shall be used, except in circumstances in which it is necessary for purposes of the patient's health insurance or to clarify dosage for the health and safety of the patient."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Eslinger moved that **SS** for **HB 2149**, as amended, be adopted, which motion prevailed.

On motion of Senator Eslinger, **SS** for **HB 2149**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	O'Laughlin	Onder	Riddle	Rowden	Schatz	Thompson Rehder
White—22						

NAYS—Senators

Arthur	Beck	May	Moon	Mosley	Razer	Rizzo
Roberts	Schupp	Washington	Williams—11			

Absent—Senator Wieland—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Williams—32			

NAYS—Senator Roberts—1

Absent—Senator Wieland—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Eslinger, title to the bill was agreed to.

Senator Eslinger moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Luetkemeyer moved that **SJR 39** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Joint Resolution No. 39, Page 2, Section 4(b), Line 28, by inserting after all of said line the following:

"**Section 4(e). Notwithstanding any provision of law to the contrary, no county or other political subdivision shall be authorized to levy or collect a tax on tangible personal property.**"; and

Further amend said bill and page, section B, line 9, by inserting after "increase" the following: "and to repeal the tax on tangible personal property"; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Moon and Onder.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Bean	Brattin	Burlison	Eigel	Hoskins	Koenig	Luetkemeyer
Moon	Onder	Rowden	Schatz—11			

NAYS—Senators

Arthur	Beck	Crawford	Eslinger	Gannon	Hegeman	May
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Schupp	Thompson Rehder
Washington	White	Williams—17				

Absent—Senators

Bernskoetter	Brown	Cierpiot	Hough	Riddle	Wieland—6

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Luetkemeyer, **SJR 39** was declared perfected and ordered printed.

Senator Burlison moved that **SB 968**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 968**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 968

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to charitable organizations.

Was taken up.

Senator Burlison moved that **SCS** for **SB 968** be adopted.

Senator Burlison offered **SS** for **SCS** for **SB 968**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 968

An Act to repeal section 44.032, RSMo, and to enact in lieu thereof two new sections relating to nonprofit organizations.

Senator Burlison moved that **SS** for **SCS** for **SB 968** be adopted.

Senator Luetkemeyer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 968, Page 6, Section 407.475, Line 18, by inserting after all of said line the following:

"**431.201. As used in section 431.202, unless the context otherwise requires, the following terms mean:**

(1) "Business entity", any natural person, business, corporation, limited liability company, series limited liability company, partnership, sole or other proprietorship, professional practice, or any other business organization or commercial enterprise, whether for profit or not for profit, including, without limitation, any successor in interest to an entity who conducts business or who, directly or indirectly, owns any equity interest, ownership, or profit participation in the entity;

(2) "Customers with whom the employee dealt", each customer or prospective customer:

(a) Who was serviced, directly or indirectly, by an employee of a business entity;

(b) Whose business or other dealings with a business entity were supervised, coordinated, or otherwise worked on, directly or indirectly, by an employee;

(c) Who was solicited, produced, induced, persuaded, encouraged, or otherwise dealt with, directly or indirectly, by an employee;

(d) About whom an employee, directly or indirectly, obtained, had knowledge of, had access to, or is in possession of confidential business or proprietary information or trade secrets in the course of or as a result of the employee's relationship with the business entity;

(e) Who has purchased or otherwise obtained products or services from a business entity and the sale or provision of which resulted in compensation, commissions, earnings, or profits to or for the employee within two years prior to the end of the employee's employment or business relationship with the business entity; or

(f) With whom an employee had contact, directly or indirectly, of sufficient quality, frequency, and duration during the employee's employment or other business relationship with the business entity such that the employee had influence over the customer;

(3) "Employee":

(a) A natural person currently or formerly employed or retained by a business entity in any

capacity, or who has performed work for a business entity, including, but not limited to, a member of a board of directors, an officer, a supervisor, an independent contractor, or a vendor;

(b) A natural person who, by reason of having been employed by or having a business relationship with a business entity:

a. Obtained specialized skills, training, learning, or abilities; or

b. Obtained, had knowledge of, had access to, or is in possession of confidential or proprietary business information or trade secrets of the business entity, including, but not limited to, customer contact information or information of or belonging to customers of the business entity; or

(c) A current or former owner or seller of all or any part of the assets of a business entity or of any interest in a business entity, including, but not limited to, all or any part of the shares of a corporation, a partnership interest, a membership or membership interest in a limited liability company or a series limited liability company, or an equity interest, ownership, profit participation, or other interest of any type in any business entity;

(d) The term "employee" set forth in this subdivision shall be applicable only with respect to section 431.202 and shall have no application in any other context. The term "employee" is not intended, and shall not be relied upon, to create, change, or affect the employment status of any natural person or the meaning of the terms "employee", "employment", or "employer" that may be applicable in any other context or pursuant to any other provision of law.

431.202. 1. A reasonable covenant in writing promising not to solicit, recruit, hire**, induce, persuade, encourage,** or otherwise interfere with**, directly or indirectly,** the employment **or other business relationship** of one or more employees **of a business entity** shall be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if:

(1) Between two or more **[**corporations or other**]** business entities seeking to preserve workforce stability (which shall be deemed to be among the protectable interests of each **[**corporation or**] such** business entity) during, and for a reasonable period following, negotiations between such **[**corporations or**] business** entities for the acquisition of all or a part of one or more of such **[**corporations or**] business** entities;

(2) Between two or more **[**corporations or**]** business entities engaged in a joint venture or other legally permissible business arrangement where such covenant seeks to protect against possible misuse of confidential **business or proprietary information** or trade **[**secret business information**] secrets** shared or to be shared between or among such **[**corporations or**]** entities;

(3) Between **[**an employer**] a business entity** and one or more employees **of such business entity** seeking on the part of the **[**employer**] business entity** to protect:

(a) Confidential **business or proprietary information** or trade **[**secret business information**] secrets**; or

(b) Customer or supplier relationships, goodwill or loyalty, which shall be deemed to be among the protectable interests of the **[**employer**] business entity**; or

(4) Between **[**an employer**] a business entity** and one or more employees **of such business entity**, notwithstanding the absence of the protectable interests described in subdivision (3) of this subsection, so long as such covenant does not continue for more than **[**one year**] two years** following the employee's

employment **or business relationship with the business entity**; provided, however, that this subdivision shall not apply to covenants signed by employees who provide only secretarial or clerical services **and who own no shares, partnership interest, membership or membership interest in a limited liability company or series limited liability company, or equity interest, ownership, profit participation, or other interest of any type in the business entity**.

2. Whether a covenant covered by **subsection 1 of** this section is reasonable shall be determined based upon the facts and circumstances pertaining to such covenant, but a covenant covered exclusively by subdivision (3) or (4) of subsection 1 of this section shall be conclusively presumed to be reasonable if its postemployment **or postbusiness** duration is no more than **[**one year**]** **two years**.

3. **A reasonable covenant in writing promising not to solicit, induce, persuade, encourage, service, accept business from, or otherwise interfere with, directly or indirectly, a business entity's customers, including, without limitation, any reduction, termination, or transfer of any customer's business, in whole or in part, for purposes of providing any product or any service that is competitive with those provided by the business entity, shall be enforceable, and not a restraint of trade pursuant to subsection 1 of section 416.031, if the covenant is limited to customers with whom the employee dealt during the employee's employment or other business relationship with the business entity, and if:**

(1) The covenant is between a business entity and one or more current or former employees of the business entity and is not associated with the sale or ownership of all or any part of:

(a) The assets of a business entity; or

(b) Any interest in a business entity, including, but not limited to, all or any part of the shares of a corporation, a partnership interest, a membership or membership interest in a limited liability company or series limited liability company, or an equity interest, ownership, profit participation, or other interest of any type in any business entity;

so long as the covenant does not continue for more than two years following the end of the employee's employment or business relationship with the business entity. Notwithstanding the foregoing, this subdivision shall not apply to covenants with current or former distributors, dealers, franchisees, lessees of real or personal property, or licensees of a trademark, trade dress, or service mark;

(2) The covenant is between a business entity and a current or former distributor, dealer, franchisee, lessee of real or personal property, or licensee of a trademark, trade dress, or service mark, and is not associated with the sale or ownership of all or any part of any of the items provided in paragraphs (a) or (b) of subdivision (1) of this subsection, so long as such covenant does not continue for more than three years following the end of the business relationship; or

(3) The covenant is between a business entity and the owner or seller of all or any part of any of the items provided in paragraphs (a) or (b) of subdivision (1) of this subsection, so long as the covenant does not continue for more than the longer of five years in duration or the period of time during which payments are being made to the owner or seller as a result of any sale measured from the date of termination, closing, or disposition of such items.

(a) A breach or threatened breach of a covenant described in this subdivision shall create a conclusive presumption of irreparable harm in the absence of an issuance of injunctive relief in connection with the enforcement of the covenant, without the necessity of establishing by prima facie

evidence any actual or threatened damages or harm. Nothing in this paragraph shall be construed to change any other applicable evidentiary standard or other standards necessary for obtaining temporary, preliminary, or permanent injunctive relief relating to the enforcement of covenants.

(b) A provision in writing by which an employee promises to provide prior notice to a business entity of the employee's intent to terminate, sell, or otherwise dispose of all or any part of any of the items covered by this subdivision shall be conclusively presumed to be enforceable, and not a restraint of trade pursuant to subsection 1 of section 416.031, if the specified notice period is no longer than thirty days in duration and the business entity agrees in writing to pay the employee at the employee's regular rate of pay and to provide the employee with the employee's regular benefits during the applicable notice period even if the business entity does not require the employee to provide services during the notice period.

4. Whether a covenant covered by subsection 3 of this section is reasonable shall be determined based upon the facts and circumstances pertaining to the covenant, but a covenant covered by subdivisions (1) to (3) of subsection 3 of this section shall be conclusively presumed to be reasonable if its postemployment, posttermination, postbusiness relationship, postsale, or postdisposition duration is consistent with the applicable duration set forth in subdivisions (1) to (3) of subsection 3 of this section.

5. No express reference to geographic area shall be required for a covenant described in this section to be enforceable.

6. If a covenant is overbroad, overlong, or otherwise not reasonably necessary to protect the legitimate business interests of the person seeking enforcement of the covenant, a court shall modify the covenant, enforce the covenant as modified, and grant only the relief reasonably necessary to protect such interests.

7. Nothing in subdivision (3) or (4) of subsection 1 **or subdivisions (1) to (3) of subsection 3** of this section is intended to create, or to affect the validity or enforceability of, **[**employer-employee**]** covenants not to compete**, other types of covenants, or nondisclosure or confidentiality agreements, except as expressly provided in this section**.

[4.**] 8.** Nothing in this section shall preclude a covenant described in subsection 1 of this section from being enforceable in circumstances other than those described in subdivisions (1) to (4) of subsection 1 of this section, **or a covenant described in subsection 3 of this section from being enforceable in circumstances other than those described in subdivisions (1) to (3) of subsection 3 of this section,** where such covenant is reasonably necessary to protect a party's legally permissible business interests.

[5.**] 9. Except as otherwise expressly provided in this section,** nothing **[**is**] in** this section shall be construed to limit an employee's ability to seek or accept employment with another employer immediately upon, or at any time subsequent to, termination of employment, whether said termination was voluntary or nonvoluntary.

[6.**] 10.** This section shall have retrospective as well as prospective effect."; and

Further amend the title and enacting clause accordingly.

Senator Luetkemeyer moved that the above amendment be adopted, which motion prevailed.

Senator Roberts offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 968, Page 6, Section 407.475, Line 18, by inserting after all of said line the following:

"**650.570. 1. This act shall be known and may be cited as the "Faith Without Fear Act".**

2. The department of public safety shall distribute to any not-for-profit organization a one-time grant for the purpose of enhancing physical security, subject to the requirements of this section. No not-for-profit organization shall receive more than one grant pursuant to this section.

3. Grants distributed under this section shall not exceed seventy-five percent of the total cost of the security enhancement.

4. Subject to appropriation, no more than twenty-five million dollars shall be distributed under this section and no more than two million five hundred thousand dollars shall be distributed under this section in any fiscal year. No more than fifty thousand dollars shall be distributed to any one not-for-profit organization annually.

5. (1) The department of public safety shall create an on-line application form as part of its website which shall be the sole means of applying for grants under this section. Any not-for-profit organization seeking a grant under this section shall submit an application to the department using such form on the department's website. The not-for-profit organization shall submit documents showing how it plans to enhance security, including plans for how the not-for-profit organization will cover the remaining twenty-five percent of the cost for its security enhancement.

(2) In assessing the plans of a not-for-profit organization for covering the remaining twenty-five percent of the cost, the department shall only consider costs for the following:

(a) Physical security enhancements;

(b) Security personnel costs;

(c) Installation costs;

(d) Costs related to increased square footage in the not-for-profit organization's place of business;

(e) Employee and security training costs;

(f) New employee salaries; and

(g) Existing employee salaries due to new security duties.

(3) Any not-for-profit organization applying for a grant shall submit documentation to the department showing how grant funds will be used.

6. The department shall prescribe the time of filing applications and supervise the processing thereof, provided that applications shall be accepted by the department beginning October 1, 2022.

7. The department shall select qualified recipients to receive grants and determine the manner and method of payment to the recipients.

8. Any not-for-profit organization who receives a grant pursuant to this section shall submit

documentation to the department no later than one year after the distribution showing how the grant funds were spent.

9. In the case of a not-for-profit organization with employees and locations in more than one state, grant funds distributed pursuant to this section shall be used only for locations in Missouri and employees residing in Missouri.

10. For purposes of this section, the terms "enhancing security" and "security enhancement" mean:

(1) Physical infrastructure security improvement investments;

(2) Security risk assessment costs;

(3) Costs associated with employee training programs; and

(4) Costs associated with upskilling employees with security-related certifications or credentials.

11. For the purposes of this section, the term "not-for-profit organization" means:

(1) Places of worship;

(2) Community centers; and

(3) Charitable and social service agencies."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted.

Senator Burlison offered **SA 1** to **SA 2**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 968, Page 2, Section 650.570, Line 52, by inserting at the end of said line the following: "**Notwithstanding any other provision of law to the contrary, any not-for-profit organization who receives a grant pursuant to this section shall not prohibit any members of such organization from lawfully carrying a concealed weapon onto any premises of the organization.**".

Senator Burlison moved that the above amendment be adopted.

Senator Onder requested a roll call vote be taken and was joined in his request by Senators Burlison, Hoskins, Koenig and Moon.

SA 1 to **SA 2** was adopted by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Moon	O'Laughlin	Onder	Rowden	Schatz	Thompson Rehder	White—21

NAYS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

Absent—Senators

Luetkemeyer Riddle Wieland—3

Absent with leave—Senators—None

Vacancies—None

At the request of Senator Roberts, **SA 2** was withdrawn, rendering **SA 1** to **SA 2** moot.

Senator Roberts offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 968, Page 5, Section 44.032, Line 149, by inserting after all of said line the following:

"**135.610. 1. As used in this section, the following terms mean:**

(1) "Contribution", a donation of cash, stock, bonds, or other marketable securities, or real property;

(2) "Director", the director of the department of social services;

(3) "Refugee", an individual or family who is unable or unwilling to return to their country of origin owing to a well-founded fear of being persecuted for reasons of race, religion, nationality, membership of a particular social group, or political opinion;

(4) "Refugee resource center", a nonresidential facility located in this state:

(a) Established and operating primarily to provide assistance to refugees through access to job training, healthcare, housing, counseling, material support, and other similar services or by offering services as described under section 161.227, to encourage and assist such refugees in their adjustments to their new lives in this state;

(b) Which provides direct client services at the facility, as opposed to merely providing counseling or referral services by telephone;

(c) Which provides its services at no cost to its clients; and

(d) Which is exempt from income taxation pursuant to the Internal Revenue Code of 1986, as amended;

(5) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapters 143 or 148, excluding sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143, excluding sections 143.191 to 143.265 and related provisions;

(6) "Taxpayer", a person, firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed by the provisions of chapter 143, or an insurance company paying an annual tax on its gross premium receipts in this state, or other financial institution paying taxes to the state of Missouri or any political subdivision of this state pursuant to the provisions of chapter 148, or an individual subject to the state income tax imposed by the provisions of chapter 143, or any charitable organization which is exempt

from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. For all tax years beginning on or after January 1, 2022, any taxpayer making a contribution to a refugee resource center on or after January 1, 2022, shall be eligible to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the amount such taxpayer contributed to a refugee resource center.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of ten thousand dollars per tax year. However, any tax credit that cannot be claimed in the tax year the contribution was made may be carried over only to the next succeeding tax year. No tax credit issued under this section shall be assigned, transferred, or sold.

4. Except for any excess credit which is carried over pursuant to subsection 3 of this section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contribution or contributions to a refugee resource center or centers in such taxpayer's tax year has a value of at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as refugee resource centers. The director may require of a facility seeking to be classified as a refugee resource center whatever information which is reasonably necessary to make such a determination. The director shall classify a facility as a refugee resource center if such facility meets the definition set forth in subsection 1 of this section.

6. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a refugee resource center. Refugee resource centers shall be permitted to decline a contribution from a taxpayer.

7. Each refugee resource center shall provide information to the director concerning the identity of each taxpayer making a contribution to the refugee resource center who is claiming a tax credit pursuant to this section and the amount of the contribution. The director shall provide the information to the director of revenue. The director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

8. The total amount of tax credits that may be authorized pursuant to this section in any fiscal year shall not exceed ten million dollars.

9. The provisions of section 23.253 shall not apply to this section."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted.

Senator Burlison offered **SA 1** to **SA 3**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 968, Page 1, Section 135.610, Line 9, by inserting after "who" the following: "**is admitted to the United States through a refugee admissions program and who**"; and further amend line 26 of said

amendment page, by striking "and"; and inserting in lieu thereof the following:

"**(d) Which does not knowingly provide assistance to persons unlawfully present in this country and does not participate in human trafficking; and**"; and further renumber the remaining paragraph; and

Further amend said amendment, page 3, line 79, by inserting at the end of said line the following: "**The director shall recapture from a refugee resource center an amount equal to all tax credits issued for contributions made to the refugee resource center if such refugee resource center is found to be knowingly providing assistance to persons unlawfully present in this country or is found to be participating in human trafficking.**"; and

Further amend said amendment, page 4, lines 96-97, by striking said lines and inserting in lieu thereof the following:

"**9. Pursuant to section 23.253 of the Missouri sunset act:**

(1) The provisions of the new program authorized under this section shall automatically sunset six years after August 28, 2022, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which a program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized pursuant to this section expires, or a taxpayer's ability to redeem such tax credits."; and".

Senator Burlison moved that the above amendment be adopted, which motion prevailed.

Senator Crawford assumed the Chair.

At the request of Senator Burlison, **SB 968**, with **SCS**, **SS** for **SCS** and **SA 3**, as amended (pending), was placed on the Informal Calendar.

At the request of Senator Brattin, **SB 777** and **SB 808**, with **SCS**, was placed on the Informal Calendar.

Senator O'Laughlin moved that **SB 683**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 683**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 683

An Act to repeal section 210.211, RSMo, and to enact in lieu thereof one new section relating to child care, with an emergency clause.

Was taken up.

Senator O'Laughlin moved that **SCS** for **SB 683** be adopted.

Senator O'Laughlin offered **SS** for **SCS** for **SB 683**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 683

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.127, 210.199, 210.201, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.278, 210.305, 210.565, 210.1007, and 210.1080, RSMo, and to enact in lieu thereof twenty-six new sections relating to child care, with penalty provisions and an emergency clause for a certain section.

Senator O'Laughlin moved that **SS** for **SCS** for **SB 683** be adopted.

Senator Luetkemeyer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 683, Page 52, Section 210.1080, Line 318, by inserting after all of said line the following:

"**217.940. 1. This act establishes the "Correctional Center Nursery Program". The department of corrections shall, subject to appropriations, establish a correctional center nursery in one or more of the correctional centers for women operated by the department, no later than July 1, 2025. The purpose of the correctional center nursery program is for bonding and unification between the mother and child. The program shall allow eligible inmates and children born from them while in the custody of the department to reside together in the institution for up to eighteen months post-delivery. In establishing this program, neither the inmate's participation in the program nor any provision of sections 217.940 to 217.947 shall affect, modify, or interfere with the inmate's custodial rights to the child nor does it establish legal custody of the child with the department.**

2. As used in sections 217.940 to 217.947, the following terms shall mean:

(1) "Correctional center nursery program", the program authorized by sections 217.940 to 217.947;

(2) "Department", the department of corrections;

(3) "Public assistance", all forms of assistance, including monetary assistance from any public source paid either to the mother or child or any other person on behalf of the child;

(4) "Support", the payment of money, including interest:

(a) For a child or spouse ordered by a court of competent jurisdiction, whether the payment is ordered in an emergency, temporary, permanent, or modified order, the amount of unpaid support shall bear simple interest from the date it accrued, at a rate of ten dollars upon one hundred dollars per annum, and proportionately for a greater or lesser sum, or for a longer or shorter time;

(b) To third parties on behalf of a child or spouse, including, but not limited to, payments to medical, dental or educational providers, payments to insurers for health and hospitalization insurance, payments of residential rent or mortgage payments, payments on an automobile, or payments for day care; or

(c) For a mother, ordered by a court of competent jurisdiction, for the necessary expenses incurred by or for the mother in connection with her confinement or of other expenses in connection with the pregnancy of the mother.

217.941. 1. An inmate is eligible to participate in the correctional center nursery program if:

(1) She delivers the child while in the custody of the department;

(2) She is expected to give birth or gives birth on or after the date the program is implemented;

(3) She has a presumptive release date established by the parole board of eighteen months or less from the date she applies to participate in the program;

(4) She has not pled guilty to or been convicted of a dangerous felony as defined in section 556.061;

(5) She has not pled guilty to or been convicted of any sexual offense contained in chapter 566 where the victim of the crime was a minor;

(6) She has not pled guilty to or been convicted of an offense against the family contained in chapter 568, excluding criminal nonsupport; and

(7) She and the child meet any other criteria established by the department.

2. Placement into the program shall be by internal classification of the department. A sentencing court is without jurisdiction to order a placement of an inmate into the program.

3. Program capacity shall be determined by the department.

4. Upon first release of the mother and child, the child shall not be eligible to return to the program if the mother is revoked or receives a new assignment to the department of corrections.

217.942. 1. To participate in the correctional center nursery program, each eligible inmate selected by the department shall agree in writing to:

(1) Comply with all department policies, procedures and other requirements related to the corrections nursery program and rules that apply to all incarcerated offenders generally;

(2) If eligible, have the child participate in the state children's health insurance program under sections 208.631 to 208.658;

(3) Abide by any court decisions regarding the allocation of parental rights and responsibilities with respect to the child; and

(4) Specify with whom the child is to be placed in the event the inmate's participation in the program is terminated for a reason other than release from imprisonment.

2. The department shall be required to establish policy for the operation of the program.

217.943. An inmate's participation in the correctional center nursery program may be terminated by the department if one of the following occurs:

(1) The inmate fails to comply with the agreement entered into under section 217.942;

(2) The inmate violates an institutional rule that results in alternative housing placement outside of the area designated for the program;

(3) The inmate's child becomes seriously ill, cannot receive the necessary medical care, or otherwise cannot safely participate in the program;

(4) A court of competent jurisdiction grants custody of the child to a person other than the inmate;

(5) A court of competent jurisdiction issues an order regarding the child granting temporary, permanent, or legal custody of the child to a person other than the inmate, or to a public children services agency or private child placing agency; or

(6) The inmate is released from imprisonment.

217.944. 1. The division of child support enforcement shall collect support payments made pursuant to the assignment and forward them to the department for deposit into the inmate's inmate banking account.

2. The department may accept monetary and property donations on behalf of the program.

3. All donations accepted by the department for the correctional center nursery program shall be used solely for any expenses relating to the operation and maintenance of the program.

4. No donations of property shall be made on behalf of one particular inmate or child to be used while incarcerated.

5. Financial donations, public assistance, or support for a specific inmate or child shall be made through the inmate banking system.

217.945. 1. There is hereby created in the state treasury the "Correctional Center Nursery Program Fund", which shall consist of money collected under this section and section 217.944 as well as any appropriations made by the general assembly. The department shall obtain sufficient resources to initiate and maintain the program and may accept gifts, grants, and donations of any kind. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department for the purposes of operating and maintaining sections 217.940 to 217.947.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

217.946. Notwithstanding any other provision of law to contrary, neither the correctional center nursery program nor the department, with respect to the program, is subject to any regulation, licensing or oversight by the department of health and senior services, department of social services, children's division, juvenile officer of any jurisdiction or the office of childhood unless the department voluntarily agrees to services, regulation, licensing, or oversight from any of the aforementioned entities.

217.947. The operation of a correctional center nursery program established under sections 217.940 to 217.947 and the presence of children of inmates participating in the correctional center nursery program shall not be considered a dangerous condition that would result in a waiver of sovereign immunity under section 537.600. The sovereign immunity provisions of section 537.600 and

any other statute regarding the sovereign immunity of the state or public entities in existence as of August 28, 2022, shall remain in effect and shall be applied in the same manner as such provisions were applied prior to the establishment of the correctional center nursery program under sections 217.940 to 217.947."; and

Further amend the title and enacting clause accordingly.

Senator Luetkemeyer moved that the above amendment be adopted, which motion prevailed.

Senator May offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 683, Page 1, Section A, Line 11, by inserting after all of said line the following:

"**170.307. 1. For school year 2022-23 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received mental health awareness training given any time during a pupil's four years of high school.**

2. Beginning in school year 2022-23, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in mental health awareness. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the department of elementary and secondary education.

3. The department of elementary and secondary education shall promulgate rules to develop a model curriculum to be used by school districts to provide the instruction required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted.

Senator Brattin raised the point of order that **SA 2** is out of order as it goes beyond the scope of the underlying bill.

At the request of Senator May, **SA 2** was withdrawn, rendering the point of order moot.

Senator Schupp offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 683, Page 52, Section 210.1080, Line 318, by inserting after all of said line the following:

"452.375. 1. As used in this chapter, unless the context clearly indicates otherwise:

(1) "Custody" means joint legal custody, sole legal custody, joint physical custody or sole physical custody or any combination thereof;

(2) "Joint legal custody" means that the parents share the decision-making rights, responsibilities, and authority relating to the health, education and welfare of the child, and, unless allocated, apportioned, or decreed, the parents shall confer with one another in the exercise of decision-making rights, responsibilities, and authority;

(3) "Joint physical custody" means an order awarding each of the parents significant, but not necessarily equal, periods of time during which a child resides with or is under the care and supervision of each of the parents. Joint physical custody shall be shared by the parents in such a way as to assure the child of frequent, continuing and meaningful contact with both parents;

(4) "Third-party custody" means a third party designated as a legal and physical custodian pursuant to subdivision (5) of subsection 5 of this section.

2. The court shall determine custody in accordance with the best interests of the child. When the parties have not reached an agreement on all issues related to custody, the court shall consider all relevant factors and enter written findings of fact and conclusions of law, including, but not limited to, the following:

(1) The wishes of the child's parents as to custody and the proposed parenting plan submitted by both parties;

(2) The needs of the child for a frequent, continuing and meaningful relationship with both parents and the ability and willingness of parents to actively perform their functions as mother and father for the needs of the child;

(3) The interaction and interrelationship of the child with parents, siblings, and any other person who may significantly affect the child's best interests;

(4) Which parent is more likely to allow the child frequent, continuing and meaningful contact with the other parent;

(5) The child's adjustment to the child's home, school, and community;

(6) The mental and physical health of all individuals involved, including any history of abuse of any individuals involved. If the court finds that a pattern of domestic violence as defined in section 455.010 has occurred, and, if the court also finds that awarding custody to the abusive parent is in the best interest of the child, then the court shall enter written findings of fact and conclusions of law. Custody and visitation rights shall be ordered in a manner that best protects the child and any other child or children for whom the parent has custodial or visitation rights, and the parent or other family or household member who is the victim of domestic violence from any further harm;

(7) The intention of either parent to relocate the principal residence of the child; and

(8) The wishes of a child as to the child's custodian. The fact that a parent sends his or her child or children to a home school, as defined in section 167.031, shall not be the sole factor that a court considers in determining custody of such child or children.

3. (1) In any court proceedings relating to custody of a child, the court shall not award custody or

unsupervised visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any of the following offenses when a child was the victim:

(a) A felony violation of section 566.030, 566.031, 566.032, 566.060, 566.061, 566.062, 566.064, 566.067, 566.068, 566.083, 566.100, 566.101, 566.111, 566.151, 566.203, 566.206, 566.209, 566.211, or 566.215;

(b) A violation of section 568.020;

(c) A violation of subdivision (2) of subsection 1 of section 568.060;

(d) A violation of section 568.065;

(e) A violation of section 573.200;

(f) A violation of section 573.205; or

(g) A violation of section 568.175.

(2) For all other violations of offenses in chapters 566 and 568 not specifically listed in subdivision (1) of this subsection or for a violation of an offense committed in another state when a child is the victim that would be a violation of chapter 566 or 568 if committed in Missouri, the court may exercise its discretion in awarding custody or visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any such offense.

4. The general assembly finds and declares that it is the public policy of this state that frequent, continuing and meaningful contact with both parents after the parents have separated or dissolved their marriage is in the best interest of the child, except for cases where the court specifically finds that such contact is not in the best interest of the child, and that it is the public policy of this state to encourage parents to participate in decisions affecting the health, education and welfare of their children, and to resolve disputes involving their children amicably through alternative dispute resolution. In order to effectuate these policies, the court shall determine the custody arrangement which will best assure both parents participate in such decisions and have frequent, continuing and meaningful contact with their children so long as it is in the best interests of the child.

5. Prior to awarding the appropriate custody arrangement in the best interest of the child, the court shall consider each of the following as follows:

(1) Joint physical and joint legal custody to both parents, which shall not be denied solely for the reason that one parent opposes a joint physical and joint legal custody award. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(2) Joint physical custody with one party granted sole legal custody. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(3) Joint legal custody with one party granted sole physical custody;

(4) Sole custody to either parent; or

(5) Third-party custody or visitation:

(a) When the court finds that each parent is unfit, unsuitable, or unable to be a custodian, or the welfare of the child requires, and it is in the best interests of the child, then custody, temporary custody or visitation

may be awarded **to** a person related by consanguinity or affinity **within the second degree** to the child. If no person related to the child by consanguinity or affinity **within the second degree** is willing to accept custody **and deemed by the court to be suitable and able to provide an adequate and stable environment for the child**, then the court may award custody to any other person or persons deemed by the court to be suitable and able to provide an adequate and stable environment for the child. Before the court awards custody, temporary custody or visitation to a third person under this subdivision, the court shall make that person a party to the action;

(b) Under the provisions of this subsection, any person may petition the court to intervene as a party in interest at any time as provided by supreme court rule.

6. If the parties have not agreed to a custodial arrangement, or the court determines such arrangement is not in the best interest of the child, the court shall include a written finding in the judgment or order based on the public policy in subsection 4 of this section and each of the factors listed in subdivisions (1) to (8) of subsection 2 of this section detailing the specific relevant factors that made a particular arrangement in the best interest of the child. If a proposed custodial arrangement is rejected by the court, the court shall include a written finding in the judgment or order detailing the specific relevant factors resulting in the rejection of such arrangement.

7. Upon a finding by the court that either parent has refused to exchange information with the other parent, which shall include but not be limited to information concerning the health, education and welfare of the child, the court shall order the parent to comply immediately and to pay the prevailing party a sum equal to the prevailing party's cost associated with obtaining the requested information, which shall include but not be limited to reasonable attorney's fees and court costs.

8. As between the parents of a child, no preference may be given to either parent in the awarding of custody because of that parent's age, sex, or financial status, nor because of the age or sex of the child. The court shall not presume that a parent, solely because of his or her sex, is more qualified than the other parent to act as a joint or sole legal or physical custodian for the child.

9. Any judgment providing for custody shall include a specific written parenting plan setting forth the terms of such parenting plan arrangements specified in subsection 8 of section 452.310. Such plan may be a parenting plan submitted by the parties pursuant to section 452.310 or, in the absence thereof, a plan determined by the court, but in all cases, the custody plan approved and ordered by the court shall be in the court's discretion and shall be in the best interest of the child.

10. After August 28, 2016, every court order establishing or modifying custody or visitation shall include the following language: "In the event of noncompliance with this order, the aggrieved party may file a verified motion for contempt. If custody, visitation, or third-party custody is denied or interfered with by a parent or third party without good cause, the aggrieved person may file a family access motion with the court stating the specific facts that constitute a violation of the custody provisions of the judgment of dissolution, legal separation, or judgment of paternity. The circuit clerk will provide the aggrieved party with an explanation of the procedures for filing a family access motion and a simple form for use in filing the family access motion. A family access motion does not require the assistance of legal counsel to prepare and file.".

11. No court shall adopt any local rule, form, or practice requiring a standardized or default parenting plan for interim, temporary, or permanent orders or judgments. Notwithstanding any other provision to the contrary, a court may enter an interim order in a proceeding under this chapter, provided that the interim

order shall not contain any provisions about child custody or a parenting schedule or plan without first providing the parties with notice and a hearing, unless the parties otherwise agree.

12. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, both parents shall have access to records and information pertaining to a minor child including, but not limited to, medical, dental, and school records. If the parent without custody has been granted restricted or supervised visitation because the court has found that the parent with custody or any child has been the victim of domestic violence, as defined in section 455.010, by the parent without custody, the court may order that the reports and records made available pursuant to this subsection not include the address of the parent with custody or the child. A court shall order that the reports and records made available under this subsection not include the address of the parent with custody if the parent with custody is a participant in the address confidentiality program under section 589.663. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, any judgment of dissolution or other applicable court order shall specifically allow both parents access to such records and reports.

13. Except as otherwise precluded by state or federal law, if any individual, professional, public or private institution or organization denies access or fails to provide or disclose any and all records and information, including, but not limited to, past and present dental, medical and school records pertaining to a minor child, to either parent upon the written request of such parent, the court shall, upon its finding that the individual, professional, public or private institution or organization denied such request without good cause, order that party to comply immediately with such request and to pay to the prevailing party all costs incurred, including, but not limited to, attorney's fees and court costs associated with obtaining the requested information.

14. An award of joint custody does not preclude an award of child support pursuant to section 452.340 and applicable supreme court rules. The court shall consider the factors contained in section 452.340 and applicable supreme court rules in determining an amount reasonable or necessary for the support of the child.

15. If the court finds that domestic violence or abuse as defined in section 455.010 has occurred, the court shall make specific findings of fact to show that the custody or visitation arrangement ordered by the court best protects the child and the parent or other family or household member who is the victim of domestic violence, as defined in section 455.010, and any other children for whom such parent has custodial or visitation rights from any further harm."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

Senator Rowden raised the point of order that **SA 3** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator O'Laughlin moved that **SS** for **SCS** for **SB 683**, as amended, be adopted, which motion prevailed.

On motion of Senator O'Laughlin, **SS** for **SCS** for **SB 683**, as amended, was declared perfected and ordered printed.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 3001**—Appropriations.

HCS for **HB 3002**—Appropriations.

HCS for **HB 3003**—Appropriations.

HCS for **HB 3004**—Appropriations.

HCS for **HB 3005**—Appropriations.

HCS for **HB 3006**—Appropriations.

HCS for **HB 3007**—Appropriations.

HCS for **HB 3008**—Appropriations.

HCS for **HB 3009**—Appropriations.

HCS for **HB 3010**—Appropriations.

HCS for **HB 3011**—Appropriations.

HCS for **HB 3012**—Appropriations.

HCS for **HB 3013**—Appropriations.

HCS for **HB 3015**—Appropriations.

HCS for **HB 3020**—Appropriations.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SJR 39** and **SS** for **SCS** for **SB 756**, begs leave to report that it has examined the same and finds that the joint resolution and bill have been truly perfected and that the printed copies furnished the Senators are correct.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HB 1600**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 35**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

On behalf of Senator Wieland, Chairman of the Committee on Insurance and Banking, Senator Crawford submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 1063**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 963**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Riddle, Chairman of the Committee on Professional Registration, Senator Burlison submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 978**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following reports:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 843**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 1178**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 1133**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 684**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cierpiot, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 923**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden assumed the Chair.

REFERRALS

President Pro Tem Schatz referred **SS** for **SCS** for **SB 756** to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Schatz referred **SR 761** and **SR 762** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

RESOLUTIONS

Senator Luetkemeyer offered Senate Resolution No. 769, regarding the Sixtieth Wedding Anniversary of Dr. Don and Wanda Barr, St. Joseph, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 770, regarding the Fiftieth Wedding Anniversary of Richard and Pat Spencer, St. Joseph, which was adopted.

Senator May offered Senate Resolution No. 771, regarding Woodside, the Charles S. And Mary Rannells House, Maplewood, which was adopted.

Senator Schatz offered Senate Resolution No. 772, regarding the Wildwood Historic Preservation Commission, which was adopted.

Senator Burlison offered Senate Resolution No. 773, regarding Jean Grabeel, Springfield, which was adopted.

INTRODUCTION OF GUESTS

Senator Luetkemeyer introduced to the Senate, Northland Regional Chamber of Commerce.

Senator Cierpiot introduced to the Senate, Former Representatives', Linda Bartlesmeyer; and Judy Berkstresser.

Senator Bernskoetter introduced to the Senate, Mrs. Ginger Luetkemeyer; Jonathan Lieb; Madie Haurdin; Emily Doggett; Charlie Scheperle; Jocelyn Scheppers; Willow Garwood; Larry Marion; and Caleb Bernskoetter.

Senator Thompson Rehder introduced to the Senate, Missouri Society of Anesthesiologist.

Senator Roberts introduced to the Senate, Association of Missouri Nurse Practicioners, Laura Kuenstring; Pamela Talley; Paige Bernau; Lucy Kokoi; Marie Turner; and Cindy Dortch.

Senator Schupp introduced to the Senate, Donna Jahnke; and doctoral students in education; and Stephanie Faulkingham.

Senator Williams introduced to the Senate, Rabbi Yosef Landa; Shiffy Landa; and Ha-im Landa.

Senator Washington introduced to the Senate, Kansas City Councilman, Melissa Robinson.

Senator Moon introduced to the Senate, Missouri Federation of Republican Women.

Senator Thompson Rehder introduced to the Senate, Ms. Molly Haynes, Springfield.

On motion of Senator White, the Senate adjourned until 11:00 a.m., Wednesday, April 13, 2022.

SENATE CALENDAR

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FORTY-EIGHTH DAY–WEDNESDAY, APRIL 13, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2120
HCS for HB 2012
HJR 116-Schnelting
HCS for HJR 131
HCS for HB 1597
HCS for HB 1472
HCS for HB 2587
HCS for HB 2289
HCS for HB 1682
HB 2697-Shaul
HB 2607-Rone
HCS for HB 1562
HB 2143-Kalberloh
HCS for HB 2032
HB 1954-Henderson
HB 1684-Black (137)
HB 2088-Grier
HB 1637-Schwadron

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SCS for SB 931-Koenig
(In Fiscal Oversight)
SJR 39-Luetkemeyer
SS for SCS for SB 756-White
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 997-Bernskoetter
2. SB 650-Eigel
3. SB 723-Hegeman
4. SB 1153-Eslinger, with SCS
5. SB 864-Hoskins, with SCS
6. SB 867-Koenig, with SCS
7. SB 654-Crawford, with SCS
8. SB 812-Eigel
9. SB 742-Crawford
10. SB 918-Burlison, with SCS
11. SB 984-Hegeman
12. SB 671-White, with SCS
13. SB 741-Crawford, with SCS
14. SB 674-Hough, with SCS

15. SB 987-Bean
16. SB 713-Razer, with SCS
17. SB 781-Moon, with SCS
18. SB 1179-Hough
19. SB 994-Washington
20. SBs 961 &733-Beck, with SCS
21. SB 739-Eigel
22. SB 874-Arthur
23. SB 1040-Burlison
24. SB 1143-Brown
25. SB 685-May
26. SB 833-Luetkemeyer
27. SB 1023-Gannon
28. SB 809-Koenig, with SCS
29. SB 800-Hegeman
30. SB 958-Bean, with SCS
31. SB 694-Brattin
32. SB 1063-Crawford
33. SB 963-Brown, with SCS
34. SB 978-Eslinger, with SCS
35. SB 843-Moon, with SCS
36. SB 1178-White and Cierpiot, with SCS
37. SB 1133-White, with SCS
38. SB 684-May
39. SB 923-Brattin

HOUSE BILLS ON THIRD READING

HCS for HB 1686 (Brown)
(In Fiscal Oversight)

HB 1697-Baker (Burlison)
HCS for HB 2005 (Bean)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 761-Brown, with SS & SA 2 (pending)
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS for SCS (pending)
SB 968-Burlison, with SCS, SS for SCS & SA 3 (pending)
SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1552 (Koenig)
(In Fiscal Oversight)

CONSENT CALENDAR

House Bills

Reported 4/12

HB 1600-Chipman (Bernskoetter)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 25-Burlison
SCR 35-Washington
SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-EIGHTH DAY—WEDNESDAY, APRIL 13, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"The prayer of the righteous is powerful and effective." (James 5:15)

Heavenly Father, we thank You for the attentiveness You give to the prayers of Your people. We are strengthened by knowing that we, who come before You in prayer, that You provide us the persistence to remain faithful in our praying and the work that flows from them. Make us particularly mindful for the opportunities we may have together so that we may deal with the difficulties of life and this time in our lives. Help us help the people of our state to face what needs to be done so that we ensure justice and care for one another. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

Senator Bean assumed the Chair.

Senator Thompson Rehder assumed the Chair.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 774, regarding Macy Beckemeier, Winfield, which was adopted.

Senator Riddle offered Senate Resolution No. 775, regarding Nicole Hofmann, Troy, which was adopted.

Senator Riddle offered Senate Resolution No. 776, regarding Brick District Playhouse, Fulton, which was adopted.

Senator Washingotn offered Senate Resolution No. 777, regarding Metropolitan Community College, which was adopted.

Senator Razer offered Senate Resolution No. 778, regarding Monarch Storage Building, Kansas City, which was adopted.

Senator Washington offered Senate Resolution No. 779, regarding Jayden Hasam, Kansas City, which was adopted.

Senator Eslinger offered Senate Resolution No. 780, regarding Shelly Hess, West Plains, which was adopted.

Senator Rowden offered the following resolution:

SENATE RESOLUTION NO. 781

WHEREAS, the Missouri General Assembly has compiled a long tradition of rendering assistance to those programs aimed at developing exemplary qualities of citizenship and leadership within our youth; and

WHEREAS, the Missouri Girls State program of the American Legion Auxiliary has earned considerable recognition for its success in providing young women with a unique and valuable insight into the process of democratic government through a format of direct role-playing experience; and

WHEREAS, during June 2022, the American Legion Auxiliary, Department of Missouri, is conducting the annual session of Missouri Girls State; and

WHEREAS, an important highlight of this event would be conducting a mock legislative session in the Senate Chamber at our State Capitol where participants could gather to gain a more realistic insight into official governmental and electoral proceedings;

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, One Hundred and First General Assembly, hereby grant the adult leaders and participants of Missouri Girls State permission to use the Senate Chamber for the purpose of swearing in mock legislative officials and conducting a mock legislative session from 8:00 am to 5:00 pm on June 23, 2022.

Senator Rowden requested unanimous consent of the Senate that the rules be suspended for the purpose of taking up **SR 781** up for adoption, which request was granted.

On motion of Senator Rowden, **SR 781** was adopted.

Senator Rowden offered the following resolution:

SENATE RESOLUTION NO. 782

WHEREAS, the Missouri Senate recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the Missouri Senate has a long tradition of rendering assistance to those organizations that sponsor projects in the interest

of good citizenship; and

WHEREAS, the 2022 Missouri Youth Leadership Forum for Students with Disabilities, sponsored by the Governor's Council on Disability and the Missouri Planning Council for Developmental Disabilities, is an educational experience in state government for high school juniors and seniors with disabilities by allowing such youth to participate in the democratic process:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, One Hundred First General Assembly, hereby grant the 2022 Missouri Youth Leadership Forum for Students with Disabilities permission to use the Senate Chamber on Thursday, July 14, 2022 from 12:30 p.m. to 3:00 p.m. for the purpose of holding a mock legislative session.

Senator Rowden requested unanimous consent of the Senate that the rules be suspended for the purpose of taking up **SR 782** up for adoption, which request was granted.

On motion of Senator Rowden, **SR 782** was adopted.

Senator Hough offered the following resolution:

SENATE RESOLUTION NO. 783

NOTICE OF PROPOSED RULE CHANGE

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that Senate Rule 103 be added to read as follows:

"**Rule 103. A senator who casts a vote for a bill establishing new congressional districts shall be ineligible for running for the nomination, or as a candidate for election, to the office of United States representative in Congress for four years following the passage and enactment of such bill establishing new congressional districts.**".

Senator Eslinger offered Senate Resolution No. 784, regarding Kevin Hedden, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 785, regarding Gary Manard, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 786, regarding Susan Thomas, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 787, regarding Sonya Jones, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 788, regarding Bill Eskew, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 789, regarding Penny Fox Jones, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 790, regarding Tammy Snow, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 791, regarding Tracy Waggoner, West Plains, which was adopted.

Senator Razer offered Senate Resolution No. 792, regarding Cydney Millstein and Jeffrey Isom, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Bernskoetter moved that **SB 997** be taken up for perfection, which motion prevailed.

Senator Bernskoetter offered **SS** for **SB 997**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 997

An Act to repeal sections 8.250, 8.260, 28.020, 29.030, 29.070, 30.020, 32.030, 33.100, 34.055, 34.057, 34.058, 34.100, 34.203, 34.206, 34.209, 34.212, 34.217, 34.218, 36.020, 36.030, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.120, 36.140, 36.250, 36.440, 36.510, 37.010, 37.080, 41.140, 103.039, 104.150, 104.440, 105.721, 105.950, 105.1114, 138.220, 173.375, 207.030, 217.025, 219.031, 226.090, 261.040, 267.030, 286.120, 287.223, 288.220, 291.010, 311.610, 311.620, 323.025, 348.035, 360.035, 361.070, 374.030, and 388.610, RSMo, and to enact in lieu thereof sixty-four new sections relating to the office of administration, with penalty provisions.

Senator Bernskoetter moved that **SS** for **SB 997** be adopted.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 997, Page 21, Section 33.100, Line 3, by striking the word "biweekly,"; and further amend line 4 by inserting after the word "installments" the following: "**or once every two weeks**".

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Eslinger assumed the Chair.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 997, Page 24, Section 34.100, Line 22, by inserting after all of said line the following:

"**34.800. 1. The office of administration shall not enter into a contract with a company to acquire or dispose of services, supplies, information technology, or construction unless the contract includes a written certification that the company does not have and will not enforce a mandate that employees take a COVID-19 vaccination.**

2. For purposes of this section, the term "company" shall mean any for-profit or not-for-profit organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company, or other entity or business association, including all wholly owned subsidiaries, majority-owned subsidiaries, parent companies, or affiliates of those entities or business associations.

3. Any contract that fails to comply with the provisions of this section shall be void against public policy."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted and requested as roll call vote be taken and was joined in his request by Senators Burlison, Onder, Moon, and Hoskins.

Senator Bean assumed the Chair.

Senator Moon raised the point of order that **SS** for **SB 997** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

At the request of Senator Eigel, **SA 2** was withdrawn.

Senator Onder offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 997, Page 93, Section 4, Line 157, by inserting after all of said line the following:

"**Section 5. No public employee, as that term is defined in section 105.500, shall be required to receive a vaccination against COVID-19 as a condition of commencing or continuing employment.**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Thompson Rehder assumed the Chair.

Senator Razer offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 997, Page 53, Section 207.030, Line 26, by inserting after all of said line the following:

"213.055. 1. It shall be an unlawful employment practice:

(1) For an employer, because of the race, color, religion, national origin, sex, ancestry, age or disability of any individual:

(a) To fail or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability;

(b) To limit, segregate, or classify his employees or his employment applicants in any way which would deprive or tend to deprive any individual of employment opportunities or otherwise adversely affect his status as an employee, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability;

(2) For a labor organization to exclude or to expel from its membership any individual or to discriminate in any way against any of its members or against any employer or any individual employed by an employer because of race, color, religion, national origin, sex, ancestry, age or disability of any individual; or to limit, segregate, or classify its membership, or to classify or fail or refuse to refer for employment any individual, in any way which would deprive or tend to deprive any individual of employment opportunities, or would limit such employment opportunities or otherwise adversely affect his status as an employee or as an applicant for employment, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability; or for any employer, labor organization, or joint labor-management committee controlling

apprenticeship or other training or retraining, including on-the-job training programs to discriminate against any individual because of his race, color, religion, national origin, sex, ancestry, age or disability in admission to, or employment in, any program established to provide apprenticeship or other training;

(3) For any employer or employment agency to print or circulate or cause to be printed or circulated any statement, advertisement or publication, or to use any form of application for employment or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification, or discrimination, because of race, color, religion, national origin, sex, ancestry, age or disability unless based upon a bona fide occupational qualification or for an employment agency to fail or refuse to refer for employment, or otherwise to discriminate against, any individual because of his or her race, color, religion, national origin, sex, ancestry, age as it relates to employment, or disability, or to classify or refer for employment any individual because of his or her race, color, religion, national origin, sex, ancestry, age or disability**[**.**];**

(4) For the office of administration to fail or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to his or her compensation, terms, conditions, or privileges of employment, because of such individual's sexual orientation or gender identity. For purposes of this subdivision, the term "gender identity" means the gender-related identity, appearance, mannerisms, or other gender-related characteristics of an individual, with or without regard to the individual's assigned sex at birth. For purposes of this subdivision, the term "sexual orientation" means one's actual or perceived emotional or physical attraction to, or romantic or physical relationships with, members of the same gender, members of a different gender, or members of any gender; or the lack of any emotional or physical attraction to, or romantic or physical relationships with, anyone. The term "sexual orientation" includes a history of such attraction or relationship or a history of no such attraction or relationship.

2. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for an employer to apply different standards of compensation, or different terms, conditions or privileges of employment pursuant to a bona fide seniority or merit system, or a system which measures earnings by quantity or quality of production or to employees who work in different locations, provided that such differences or such systems are not the result of an intention or a design to discriminate, and are not used to discriminate, because of race, color, religion, sex, national origin, ancestry, age or disability, nor shall it be an unlawful employment practice for an employer to give and to act upon the results of any professionally developed ability test, provided that such test, its administration, or action upon the results thereof, is not designed, intended or used to discriminate because of race, color, religion, national origin, sex, ancestry, age or disability.

3. Nothing contained in this chapter shall be interpreted to require any employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to any individual or to any group because of the race, color, religion, national origin, sex, ancestry, age or disability of such individual or group on account of an imbalance which may exist with respect to the total number or percentage of persons of any race, color, religion, national origin, sex, ancestry, age or disability employed by any employer, referred or classified for employment by any employment agency or labor organization, admitted to membership or classified by any labor organization, or admitted to or employed in any apprenticeship or other training program, in comparison with the total number or percentage of persons of such race, color, religion, national origin, sex, ancestry, age or disability in any community, state, section, or other area, or in the available workforce in any community, state, section, or

other area.

4. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for the state or any political subdivision of the state to comply with the provisions of 29 U.S.C. Section 623 relating to employment as firefighters or law enforcement officers."; and

Further amend the title and enacting clause accordingly.

Senator Razer moved that the above amendment be adopted.

President Kehoe assumed the Chair.

Senator Razer offered **SA 1** to **SA 4**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 4

Amend Senate Amendment No. 4 to Senate Substitute for Senate Bill No. 997, Page 3, Lines 62-75, by striking all of said lines and inserting in lieu thereof the following: "**or gender identity. For purposes of this subdivision, the term "gender identity" means an individual's gender-related identity, appearance, mannerisms, or other gender-related characteristics, whether or not the individual's assigned sex at birth is taken into account. For purposes of this subdivision, the term "sexual orientation" means an individual's actual or perceived emotional or physical attraction to, or romantic or physical relationships with, individuals of the same gender, individuals of a different gender, or individuals of any gender; or the lack of any emotional or physical attraction to, or romantic or physical relationships with, any individual. The term "sexual orientation" includes a history of such attraction or relationship or a history of no such attraction or relationship.**".

Senator Razer moved that the above amendment be adopted.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

Senator Rowden assumed the Chair.

At the request of Senator Bernskoetter, **SS** for **SB 997** was withdrawn, rendering **SA 4** and **SA 1** to **SA 4** moot.

Senator Bernskoetter offered **SS No. 2** for **SB 997**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 997

An Act to repeal section 33.100, RSMo, and to enact in lieu thereof one new section relating to the payment of salaries out of the state treasury.

Senator Bernskoetter moved that **SS No. 2** for **SB 997** be adopted, which motion prevailed.

On motion of Senator Bernskoetter, **SS No. 2** for **SB 997** was declared perfected and ordered printed.

At the request of Senator Eigel, **SB 650** was placed on the Informal Calendar.

Senator Hegeman moved that **SB 723** be taken up for perfection, which motion prevailed.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 723, Page 1, In the Title, Lines 2-3, by striking the words "the Medicaid stabilization fund" and inserting in lieu thereof the following: "MO HealthNet"; and

Further amend said bill and page, Section A, line 3, by inserting after all of said line the following:

"208.152. 1. MO HealthNet payments shall be made on behalf of those eligible needy persons as described in section 208.151 who are unable to provide for it in whole or in part, with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Inpatient hospital services, except to persons in an institution for mental diseases who are under the age of sixty-five years and over the age of twenty-one years; provided that the MO HealthNet division shall provide through rule and regulation an exception process for coverage of inpatient costs in those cases requiring treatment beyond the seventy-fifth percentile professional activities study (PAS) or the MO HealthNet children's diagnosis length-of-stay schedule; and provided further that the MO HealthNet division shall take into account through its payment system for hospital services the situation of hospitals which serve a disproportionate number of low-income patients;

(2) All outpatient hospital services, payments therefor to be in amounts which represent no more than eighty percent of the lesser of reasonable costs or customary charges for such services, determined in accordance with the principles set forth in Title XVIII A and B, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.), but the MO HealthNet division may evaluate outpatient hospital services rendered under this section and deny payment for services which are determined by the MO HealthNet division not to be medically necessary, in accordance with federal law and regulations;

(3) Laboratory and X-ray services;

(4) Nursing home services for participants, except to persons with more than five hundred thousand dollars equity in their home or except for persons in an institution for mental diseases who are under the age of sixty-five years, when residing in a hospital licensed by the department of health and senior services or a nursing home licensed by the department of health and senior services or appropriate licensing authority of other states or government-owned and -operated institutions which are determined to conform to standards equivalent to licensing requirements in Title XIX of the federal Social Security Act (42 U.S.C. Section 301, et seq.), as amended, for nursing facilities. The MO HealthNet division may recognize through its payment methodology for nursing facilities those nursing facilities which serve a high volume of MO HealthNet patients. The MO HealthNet division when determining the amount of the benefit payments to be made on behalf of persons under the age of twenty-one in a nursing facility may consider nursing facilities furnishing care to persons under the age of twenty-one as a classification separate from other nursing facilities;

(5) Nursing home costs for participants receiving benefit payments under subdivision (4) of this

subsection for those days, which shall not exceed twelve per any period of six consecutive months, during which the participant is on a temporary leave of absence from the hospital or nursing home, provided that no such participant shall be allowed a temporary leave of absence unless it is specifically provided for in his plan of care. As used in this subdivision, the term "temporary leave of absence" shall include all periods of time during which a participant is away from the hospital or nursing home overnight because he is visiting a friend or relative;

(6) Physicians' services, whether furnished in the office, home, hospital, nursing home, or elsewhere**, provided, no funds shall be expended to any abortion facility, as defined in section 188.015, or any affiliate or associate thereof**;

(7) Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;

(8) Drugs and medicines when prescribed by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse; except that no payment for drugs and medicines prescribed on and after January 1, 2006, by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse may be made on behalf of any person who qualifies for prescription drug coverage under the provisions of P.L. 108-173;

(9) Emergency ambulance services and, effective January 1, 1990, medically necessary transportation to scheduled, physician-prescribed nonelective treatments;

(10) Early and periodic screening and diagnosis of individuals who are under the age of twenty-one to ascertain their physical or mental defects, and health care, treatment, and other measures to correct or ameliorate defects and chronic conditions discovered thereby. Such services shall be provided in accordance with the provisions of Section 6403 of P.L. 101-239 and federal regulations promulgated thereunder;

(11) Home health care services;

(12) Family planning as defined by federal rules and regulations; provided, however, that such family planning services shall not include abortions or any abortifacient drug or device that is used for the purpose of inducing an abortion unless such abortions are certified in writing by a physician to the MO HealthNet agency that, in the physician's professional judgment, the life of the mother would be endangered if the fetus were carried to term;

(13) Inpatient psychiatric hospital services for individuals under age twenty-one as defined in Title XIX of the federal Social Security Act (42 U.S.C. Section 1396d, et seq.);

(14) Outpatient surgical procedures, including presurgical diagnostic services performed in ambulatory surgical facilities which are licensed by the department of health and senior services of the state of Missouri; except, that such outpatient surgical services shall not include persons who are eligible for coverage under Part B of Title XVIII, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended, if exclusion of such persons is permitted under Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended;

(15) Personal care services which are medically oriented tasks having to do with a person's physical requirements, as opposed to housekeeping requirements, which enable a person to be treated by his or her

physician on an outpatient rather than on an inpatient or residential basis in a hospital, intermediate care facility, or skilled nursing facility. Personal care services shall be rendered by an individual not a member of the participant's family who is qualified to provide such services where the services are prescribed by a physician in accordance with a plan of treatment and are supervised by a licensed nurse. Persons eligible to receive personal care services shall be those persons who would otherwise require placement in a hospital, intermediate care facility, or skilled nursing facility. Benefits payable for personal care services shall not exceed for any one participant one hundred percent of the average statewide charge for care and treatment in an intermediate care facility for a comparable period of time. Such services, when delivered in a residential care facility or assisted living facility licensed under chapter 198 shall be authorized on a tier level based on the services the resident requires and the frequency of the services. A resident of such facility who qualifies for assistance under section 208.030 shall, at a minimum, if prescribed by a physician, qualify for the tier level with the fewest services. The rate paid to providers for each tier of service shall be set subject to appropriations. Subject to appropriations, each resident of such facility who qualifies for assistance under section 208.030 and meets the level of care required in this section shall, at a minimum, if prescribed by a physician, be authorized up to one hour of personal care services per day. Authorized units of personal care services shall not be reduced or tier level lowered unless an order approving such reduction or lowering is obtained from the resident's personal physician. Such authorized units of personal care services or tier level shall be transferred with such resident if he or she transfers to another such facility. Such provision shall terminate upon receipt of relevant waivers from the federal Department of Health and Human Services. If the Centers for Medicare and Medicaid Services determines that such provision does not comply with the state plan, this provision shall be null and void. The MO HealthNet division shall notify the revisor of statutes as to whether the relevant waivers are approved or a determination of noncompliance is made;

(16) Mental health services. The state plan for providing medical assistance under Title XIX of the Social Security Act, 42 U.S.C. Section 301, as amended, shall include the following mental health services when such services are provided by community mental health facilities operated by the department of mental health or designated by the department of mental health as a community mental health facility or as an alcohol and drug abuse facility or as a child-serving agency within the comprehensive children's mental health service system established in section 630.097. The department of mental health shall establish by administrative rule the definition and criteria for designation as a community mental health facility and for designation as an alcohol and drug abuse facility. Such mental health services shall include:

(a) Outpatient mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(b) Clinic mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(c) Rehabilitative mental health and alcohol and drug abuse services including home and community-based preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health or alcohol and drug abuse professional in accordance

with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management. As used in this section, mental health professional and alcohol and drug abuse professional shall be defined by the department of mental health pursuant to duly promulgated rules. With respect to services established by this subdivision, the department of social services, MO HealthNet division, shall enter into an agreement with the department of mental health. Matching funds for outpatient mental health services, clinic mental health services, and rehabilitation services for mental health and alcohol and drug abuse shall be certified by the department of mental health to the MO HealthNet division. The agreement shall establish a mechanism for the joint implementation of the provisions of this subdivision. In addition, the agreement shall establish a mechanism by which rates for services may be jointly developed;

(17) Such additional services as defined by the MO HealthNet division to be furnished under waivers of federal statutory requirements as provided for and authorized by the federal Social Security Act (42 U.S.C. Section 301, et seq.) subject to appropriation by the general assembly;

(18) The services of an advanced practice registered nurse with a collaborative practice agreement to the extent that such services are provided in accordance with chapters 334 and 335, and regulations promulgated thereunder;

(19) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection to reserve a bed for the participant in the nursing home during the time that the participant is absent due to admission to a hospital for services which cannot be performed on an outpatient basis, subject to the provisions of this subdivision:

(a) The provisions of this subdivision shall apply only if:

a. The occupancy rate of the nursing home is at or above ninety-seven percent of MO HealthNet certified licensed beds, according to the most recent quarterly census provided to the department of health and senior services which was taken prior to when the participant is admitted to the hospital; and

b. The patient is admitted to a hospital for a medical condition with an anticipated stay of three days or less;

(b) The payment to be made under this subdivision shall be provided for a maximum of three days per hospital stay;

(c) For each day that nursing home costs are paid on behalf of a participant under this subdivision during any period of six consecutive months such participant shall, during the same period of six consecutive months, be ineligible for payment of nursing home costs of two otherwise available temporary leave of absence days provided under subdivision (5) of this subsection; and

(d) The provisions of this subdivision shall not apply unless the nursing home receives notice from the participant or the participant's responsible party that the participant intends to return to the nursing home following the hospital stay. If the nursing home receives such notification and all other provisions of this subsection have been satisfied, the nursing home shall provide notice to the participant or the participant's responsible party prior to release of the reserved bed;

(20) Prescribed medically necessary durable medical equipment. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(21) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(22) Prescribed medically necessary dental services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(23) Prescribed medically necessary optometric services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(24) Blood clotting products-related services. For persons diagnosed with a bleeding disorder, as defined in section 338.400, reliant on blood clotting products, as defined in section 338.400, such services include:

(a) Home delivery of blood clotting products and ancillary infusion equipment and supplies, including the emergency deliveries of the product when medically necessary;

(b) Medically necessary ancillary infusion equipment and supplies required to administer the blood clotting products; and

(c) Assessments conducted in the participant's home by a pharmacist, nurse, or local home health care agency trained in bleeding disorders when deemed necessary by the participant's treating physician;

(25) The MO HealthNet division shall, by January 1, 2008, and annually thereafter, report the status of MO HealthNet provider reimbursement rates as compared to one hundred percent of the Medicare reimbursement rates and compared to the average dental reimbursement rates paid by third-party payors licensed by the state. The MO HealthNet division shall, by July 1, 2008, provide to the general assembly a four-year plan to achieve parity with Medicare reimbursement rates and for third-party payor average dental reimbursement rates. Such plan shall be subject to appropriation and the division shall include in its annual budget request to the governor the necessary funding needed to complete the four-year plan developed under this subdivision.

2. Additional benefit payments for medical assistance shall be made on behalf of those eligible needy children, pregnant women and blind persons with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Dental services;

(2) Services of podiatrists as defined in section 330.010;

(3) Optometric services as described in section 336.010;

(4) Orthopedic devices or other prosthetics, including eye glasses, dentures, hearing aids, and wheelchairs;

(5) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(6) Comprehensive day rehabilitation services beginning early posttrauma as part of a coordinated system of care for individuals with disabling impairments. Rehabilitation services must be based on an individualized, goal-oriented, comprehensive and coordinated treatment plan developed, implemented, and monitored through an interdisciplinary assessment designed to restore an individual to optimal level of physical, cognitive, and behavioral function. The MO HealthNet division shall establish by administrative rule the definition and criteria for designation of a comprehensive day rehabilitation service facility, benefit limitations and payment mechanism. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subdivision shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

3. The MO HealthNet division may require any participant receiving MO HealthNet benefits to pay part of the charge or cost until July 1, 2008, and an additional payment after July 1, 2008, as defined by rule duly promulgated by the MO HealthNet division, for all covered services except for those services covered under subdivisions (15) and (16) of subsection 1 of this section and sections 208.631 to 208.657 to the extent and in the manner authorized by Title XIX of the federal Social Security Act (42 U.S.C. Section 1396, et seq.) and regulations thereunder. When substitution of a generic drug is permitted by the prescriber according to section 338.056, and a generic drug is substituted for a name-brand drug, the MO HealthNet division may not lower or delete the requirement to make a co-payment pursuant to regulations of Title XIX of the federal Social Security Act. A provider of goods or services described under this section must collect from all participants the additional payment that may be required by the MO HealthNet division under authority granted herein, if the division exercises that authority, to remain eligible as a provider. Any payments made by participants under this section shall be in addition to and not in lieu of payments made by the state for goods or services described herein except the participant portion of the pharmacy professional dispensing fee shall be in addition to and not in lieu of payments to pharmacists. A provider may collect the co-payment at the time a service is provided or at a later date. A provider shall not refuse to provide a service if a participant is unable to pay a required payment. If it is the routine business practice of a provider to terminate future services to an individual with an unclaimed debt, the provider may include uncollected co-

payments under this practice. Providers who elect not to undertake the provision of services based on a history of bad debt shall give participants advance notice and a reasonable opportunity for payment. A provider, representative, employee, independent contractor, or agent of a pharmaceutical manufacturer shall not make co-payment for a participant. This subsection shall not apply to other qualified children, pregnant women, or blind persons. If the Centers for Medicare and Medicaid Services does not approve the MO HealthNet state plan amendment submitted by the department of social services that would allow a provider to deny future services to an individual with uncollected co-payments, the denial of services shall not be allowed. The department of social services shall inform providers regarding the acceptability of denying services as the result of unpaid co-payments.

4. The MO HealthNet division shall have the right to collect medication samples from participants in order to maintain program integrity.

5. Reimbursement for obstetrical and pediatric services under subdivision (6) of subsection 1 of this section shall be timely and sufficient to enlist enough health care providers so that care and services are available under the state plan for MO HealthNet benefits at least to the extent that such care and services are available to the general population in the geographic area, as required under subparagraph (a)(30)(A) of 42 U.S.C. Section 1396a and federal regulations promulgated thereunder.

6. Beginning July 1, 1990, reimbursement for services rendered in federally funded health centers shall be in accordance with the provisions of subsection 6402(c) and Section 6404 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) and federal regulations promulgated thereunder.

7. Beginning July 1, 1990, the department of social services shall provide notification and referral of children below age five, and pregnant, breast-feeding, or postpartum women who are determined to be eligible for MO HealthNet benefits under section 208.151 to the special supplemental food programs for women, infants and children administered by the department of health and senior services. Such notification and referral shall conform to the requirements of Section 6406 of P.L. 101-239 and regulations promulgated thereunder.

8. Providers of long-term care services shall be reimbursed for their costs in accordance with the provisions of Section 1902 (a)(13)(A) of the Social Security Act, 42 U.S.C. Section 1396a, as amended, and regulations promulgated thereunder.

9. Reimbursement rates to long-term care providers with respect to a total change in ownership, at arm's length, for any facility previously licensed and certified for participation in the MO HealthNet program shall not increase payments in excess of the increase that would result from the application of Section 1902 (a)(13)(C) of the Social Security Act, 42 U.S.C. Section 1396a (a)(13)(C).

10. The MO HealthNet division may enroll qualified residential care facilities and assisted living facilities, as defined in chapter 198, as MO HealthNet personal care providers.

11. Any income earned by individuals eligible for certified extended employment at a sheltered workshop under chapter 178 shall not be considered as income for purposes of determining eligibility under this section.

12. If the Missouri Medicaid audit and compliance unit changes any interpretation or application of the requirements for reimbursement for MO HealthNet services from the interpretation or application that has been applied previously by the state in any audit of a MO HealthNet provider, the Missouri Medicaid audit and compliance unit shall notify all affected MO HealthNet providers five business days before such change

shall take effect. Failure of the Missouri Medicaid audit and compliance unit to notify a provider of such change shall entitle the provider to continue to receive and retain reimbursement until such notification is provided and shall waive any liability of such provider for recoupment or other loss of any payments previously made prior to the five business days after such notice has been sent. Each provider shall provide the Missouri Medicaid audit and compliance unit a valid email address and shall agree to receive communications electronically. The notification required under this section shall be delivered in writing by the United States Postal Service or electronic mail to each provider.

13. Nothing in this section shall be construed to abrogate or limit the department's statutory requirement to promulgate rules under chapter 536.

14. Beginning July 1, 2016, and subject to appropriations, providers of behavioral, social, and psychophysiological services for the prevention, treatment, or management of physical health problems shall be reimbursed utilizing the behavior assessment and intervention reimbursement codes 96150 to 96154 or their successor codes under the Current Procedural Terminology (CPT) coding system. Providers eligible for such reimbursement shall include psychologists.

208.153. 1. Pursuant to and not inconsistent with the provisions of sections 208.151 and 208.152, the MO HealthNet division shall by rule and regulation define the reasonable costs, manner, extent, quantity, quality, charges and fees of MO HealthNet benefits herein provided. The benefits available under these sections shall not replace those provided under other federal or state law or under other contractual or legal entitlements of the persons receiving them, and all persons shall be required to apply for and utilize all benefits available to them and to pursue all causes of action to which they are entitled. Any person entitled to MO HealthNet benefits may obtain it from any provider of services with which an agreement is in effect under this section and which undertakes to provide the services, as authorized by the MO HealthNet division**, provided, said provider shall not include any abortion facility, as defined in section 188.015, or any affiliate or associate thereof**. At the discretion of the director of the MO HealthNet division and with the approval of the governor, the MO HealthNet division is authorized to provide medical benefits for participants receiving public assistance by expending funds for the payment of federal medical insurance premiums, coinsurance and deductibles pursuant to the provisions of Title XVIII B and XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. 301, et seq.), as amended.

2. MO HealthNet shall include benefit payments on behalf of qualified Medicare beneficiaries as defined in 42 U.S.C. Section 1396d(p). The family support division shall by rule and regulation establish which qualified Medicare beneficiaries are eligible. The MO HealthNet division shall define the premiums, deductible and coinsurance provided for in 42 U.S.C. Section 1396d(p) to be provided on behalf of the qualified Medicare beneficiaries.

3. MO HealthNet shall include benefit payments for Medicare Part A cost sharing as defined in clause (p)(3)(A)(i) of 42 U.S.C. 1396d on behalf of qualified disabled and working individuals as defined in subsection (s) of Section 42 U.S.C. 1396d as required by subsection (d) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989). The MO HealthNet division may impose a premium for such benefit payments as authorized by paragraph (d)(3) of Section 6408 of P.L. 101-239.

4. MO HealthNet shall include benefit payments for Medicare Part B cost sharing described in 42 U.S.C. Section 1396(d)(p)(3)(A)(ii) for individuals described in subsection 2 of this section, but for the fact that their income exceeds the income level established by the state under 42 U.S.C. Section 1396(d)(p)(2) but is less than one hundred and ten percent beginning January 1, 1993, and less than one hundred and twenty

percent beginning January 1, 1995, of the official poverty line for a family of the size involved.

5. For an individual eligible for MO HealthNet under Title XIX of the Social Security Act, MO HealthNet shall include payment of enrollee premiums in a group health plan and all deductibles, coinsurance and other cost-sharing for items and services otherwise covered under the state Title XIX plan under Section 1906 of the federal Social Security Act and regulations established under the authority of Section 1906, as may be amended. Enrollment in a group health plan must be cost effective, as established by the Secretary of Health and Human Services, before enrollment in the group health plan is required. If all members of a family are not eligible for MO HealthNet and enrollment of the Title XIX eligible members in a group health plan is not possible unless all family members are enrolled, all premiums for noneligible members shall be treated as payment for MO HealthNet of eligible family members. Payment for noneligible family members must be cost effective, taking into account payment of all such premiums. Non-Title XIX eligible family members shall pay all deductible, coinsurance and other cost-sharing obligations. Each individual as a condition of eligibility for MO HealthNet benefits shall apply for enrollment in the group health plan.

6. Any Social Security cost-of-living increase at the beginning of any year shall be disregarded until the federal poverty level for such year is implemented.

7. If a MO HealthNet participant has paid the requested spenddown in cash for any month and subsequently pays an out-of-pocket valid medical expense for such month, such expense shall be allowed as a deduction to future required spenddown for up to three months from the date of such expense."; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

Senator Thompson Rehder assumed the Chair.

At request of Senator Hegeman, **SB 723**, with **SA 1** (pending), was placed on the Informal Calendar.

Senator Burlison moved that **SB 968**, with **SCS**, **SS** for **SCS** and **SA 3**, as amended (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Burlison, **SS** for **SCS** for **SB 968** was withdrawn, rendering **SA 3** moot.

Senator Burlison offered **SS No. 2** for **SCS** for **SB 968**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 968

An Act to repeal sections 44.032 and 431.202, RSMo, and to enact in lieu thereof five new sections relating to business entities.

Senator Burlison moved that **SS No. 2** for **SCS** for **SB 968** be adopted.

Senator May offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Page 13, Section 431.202, Line 167, by inserting after all of said line the following:

"454.1005. 1. To show cause why suspension of a license may not be appropriate, the obligor shall request a hearing from the court or division that issued the notice of intent to suspend the license. The request shall be made within sixty days of the date of service of notice.

2. If an obligor fails to respond, without good cause, to a notice of intent to suspend a license**[**,**]** **or to** timely request a hearing or comply with a payment plan, **[**the obligor's defenses and objections shall be considered to be without merit and**]** the court or director may enter an order suspending the obligor's license and ordering the obligor to refrain from engaging in the licensed activity.

3. Upon timely receipt of a request for hearing from an obligor, the court or director shall schedule a hearing **that complies with due process** to determine if suspension of the obligor's license is appropriate **considering all relevant factors, including those factors listed in subsection 4 of this section**. The court or director shall stay suspension of the license pending the outcome of the hearing.

4. **[**If the action involves an arrearage, the only issues that may be determined in a hearing pursuant to this section are**]** **In determining whether the license suspension is appropriate under the circumstances, the court or director shall consider and issue written findings of fact and conclusions of law within thirty days following the hearing regarding the following**:

(1) The identity of the obligor;

(2) Whether the arrearage is in an amount greater than or equal to three months of support payments or two thousand five hundred dollars, whichever is less, by the date of service of a notice of intent to suspend; **[**and**]**

(3) Whether the obligor has entered a payment plan. If the action involves a failure to comply with a subpoena or order, the only issues that may be determined are the identity of the obligor and whether the obligor has complied with the subpoena or order**;**

(4) Whether the obligor had the ability to make the payments that are in arrearage;

(5) Whether the obligor has the current ability to make the payments;

(6) The reasons the obligor needs the license, including, but not limited to:

(a) Transportation of family members to and from work, school, or medical treatment;

(b) Transportation of the obligor or family members to extra curricular activities; or

(c) A requirement for employment;

(7) Whether the obligor is unemployed or underemployed;

(8) Whether the obligor is actively seeking employment;

(9) Whether the obligor has engaged in job search and job readiness assistance, including utilization of the state employment database website;

(10) Whether the obligor has a physical or mental impairment affecting his or her capacity to work; and

(11) Any other relevant factors that affect the obligor's ability to make the child support payments.

5. **If the court or director, after the hearing, determines that the obligor has failed to comply with the child support payment obligation and an arrearage exists in excess of two thousand five hundred dollars for good cause, then the court or director shall not issue an order suspending the obligor's license and ordering the obligor to refrain from engaging in the licensed activity or, if an order is in place, shall stay such order. Good cause may include loss of employment, excluding voluntarily quitting or a dismissal due to poor job performance or failure to meet a condition of employment; catastrophic illness or accident of the obligor or a family member; severe inclement weather, including a natural disaster; or the obligor experiences a family emergency or other life-changing event, including divorce or domestic violence.**

6. If the court or director, after hearing, determines that the obligor has failed**, without good cause,** to comply with any of the requirements in subsection 4 of this section, the court or director shall issue an order suspending the obligor's license and ordering the obligor to refrain from engaging in the licensed activity.

[6.**]** **7.** The court or division shall send a copy of the order suspending a license to the licensing authority and the obligor by certified mail.

[7.**]** **8.** The determination of the director, after a hearing pursuant to this section, shall be a final agency decision and shall be subject to judicial review pursuant to chapter 536. Administrative hearings held pursuant to this section shall be conducted by hearing officers appointed by the director of the department pursuant to subsection 1 of section 454.475.

[8.**]** **9.** A determination made by the court or division pursuant to this section is independent of any proceeding of the licensing authority to suspend, revoke, deny, terminate or renew a license."; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Beck offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Page 13, Section 431.202, Line 167, by inserting after all of said line the following:

"**431.203. 1. For purposes of this section, "covenant not to compete" means an agreement, understanding, contract, or contractual term in which an employee or prospective employee agrees not to compete against an employer or prospective employer or agrees not to accept any positions with a competitor of an employer or prospective employer following the termination of a business or employment relationship between the employee or prospective employee and the employer or prospective employer. A covenant not to compete may, but need not, contain time-based or geographic limitations.**

2. Notwithstanding any provision of section 431.202 or any other provision of law to the contrary, a covenant not to compete shall be void and unenforceable to the extent that it applies to an employment arrangement wherein an employee is or would be paid hourly wages."; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Koenig offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Page 6, Section 44.032, Line 149, by inserting after all of said line the following:

"130.029. 1. Nothing herein contained shall be construed to prohibit any corporation organized under any general or special law of this state, or any other state or by an act of the Congress of the United States or any labor organization, cooperative association or mutual association from making any contributions or expenditures, provided:

(1) That the board of directors of any corporation by resolution has authorized contributions or expenditures, or by resolution has authorized a designated officer to make such contributions or expenditures; or

(2) That the members of any labor organization, cooperative association or mutual association have authorized contributions or expenditures by a majority vote of the members present at a duly called meeting of any such labor organization, cooperative association or mutual association or by such vote has authorized a designated officer to make such contributions or expenditures.

2. No provision of this section shall be construed to authorize contributions or expenditures otherwise prohibited by, or to change any necessary percentage of vote otherwise required by, the articles of incorporation or association or bylaws of such labor organization, corporation, cooperative or mutual association.

3. Authority to make contributions or expenditures as authorized by this section shall be adopted by general or specific resolution. This resolution shall state the total amount of contributions or expenditures authorized, the purposes of such contributions or expenditures and the time period within which such authority shall exist.

4. (1) Any limited liability company that is duly registered pursuant to chapter 347 and that has not elected to be classified as a corporation under the federal tax code may make contributions to any committee if the limited liability company has:

(a) Been in existence for at least one year prior to such contribution; and

(b) Submitted to the Missouri ethics commission a form indicating that the limited liability company is a legitimate business with a legitimate business interest and is not created for the sole purpose of making campaign contributions.

(2) The Missouri ethics commission shall develop a form for limited liability companies to use for purposes of paragraph (b) of subdivision (1) of this subsection. The commission shall post all forms submitted pursuant to this subdivision on its website on a public page in a searchable format.

143.081. 1. A resident individual, resident estate, and resident trust shall be allowed a credit against the tax otherwise due pursuant to sections 143.005 to 143.998 for the amount of any income tax imposed for the taxable year by another state of the United States (or a political subdivision thereof) or the District of Columbia on income derived from sources therein and which is also subject to tax pursuant to sections 143.005 to 143.998. For purposes of this subsection, the phrase "income tax imposed" shall be that amount

of tax before any income tax credit allowed by such other state or the District of Columbia if the other state or the District of Columbia authorizes a reciprocal benefit for residents of this state.

2. The credit provided pursuant to this section shall not exceed an amount which bears the same ratio to the tax otherwise due pursuant to sections 143.005 to 143.998 as the amount of the taxpayer's Missouri adjusted gross income derived from sources in the other taxing jurisdiction bears to the taxpayer's Missouri adjusted gross income derived from all sources. In applying the limitation of the previous sentence to an estate or trust, Missouri taxable income shall be substituted for Missouri adjusted gross income. If the tax of more than one other taxing jurisdiction is imposed on the same item of income, the credit shall not exceed the limitation that would result if the taxes of all the other jurisdictions applicable to the item were deemed to be of a single jurisdiction.

3. **(1)** For the purposes of this section, in the case of an S corporation, each resident S shareholder shall be considered to have paid a tax imposed on the shareholder in an amount equal to the shareholder's pro rata share of any net income tax paid by the S corporation to a state which does not measure the income of shareholders on an S corporation by reference to the income of the S corporation or where a composite return and composite payments are made in such state on behalf of the S shareholders by the S corporation.

(2) A resident S shareholder shall be eligible for a credit issued pursuant to this section in an amount equal to the shareholder's pro rata share of any income tax imposed pursuant to chapter 143 on income derived from sources in another state of the United States, or a political subdivision thereof, or the District of Columbia, and which is subject to tax pursuant to chapter 143 but is not subject to tax in such other jurisdiction.

4. For purposes of subsection 3 of this section, in the case of an S corporation that is a bank chartered by a state, the Office of Thrift Supervision, or the comptroller of currency, each Missouri resident S shareholder of such out-of-state bank shall qualify for the shareholder's pro rata share of any net tax paid, including a bank franchise tax based on the income of the bank, by such S corporation where bank payment of taxes are made in such state on behalf of the S shareholders by the S bank to the extent of the tax paid.

143.436. 1. This section shall be known and may be cited as the "SALT Parity Act".

2. For the purposes of this section, the following terms shall mean:

(1) "Affected business entity", any partnership or S corporation that elects to be subject to tax pursuant to subsection 10 of this section;

(2) "Direct member", a member that holds an interest directly in an affected business entity;

(3) "Indirect member", a member that itself holds an interest, through a direct or indirect member that is a partnership or an S corporation, in an affected business entity;

(4) "Member":

(a) A shareholder of an S corporation;

(b) A partner in a general partnership, a limited partnership, or a limited liability partnership; or

(c) A member of a limited liability company that is treated as a partnership or S corporation for federal income tax purposes;

(5) "Partnership", the same meaning as provided in 26 U.S.C. Section 7701(a)(2). The term "partnership" shall include a limited liability company that is treated as a partnership for federal income tax purposes;

(6) "S corporation", a corporation or limited liability company that is treated as an S corporation for federal income tax purposes;

(7) "Tax year", the tax year of a partnership or S corporation for federal income tax purposes.

3. (1) Notwithstanding any provision of law to the contrary, a tax is hereby imposed on each affected business entity that is a partnership and that is doing business in this state. Such affected business entity shall, at the time that the affected business entity's return is due, pay a tax in an amount equal to the sum of the separately and nonseparately computed items, as described in 26 U.S.C. Section 702(a), of the affected business entity, to the extent derived from or connected with sources within this state, as determined pursuant to section 143.455, decreased by the deduction allowed under 26 U.S.C. Section 199A computed as if such deduction was allowed to be taken by the affected business entity for federal tax purposes, and increased or decreased by any modification made pursuant to section 143.471 that relates to an item of the affected business entity's income, gain, loss, or deduction, to the extent derived from or connected with sources within this state, as determined pursuant to section 143.455, with such sum multiplied by the highest rate of tax used to determine a Missouri income tax liability for an individual pursuant to section 143.011. An affected entity paying the tax pursuant to this subsection shall include with the payment of such taxes each report provided to a member pursuant to subsection 7 of this section.

(2) If the amount calculated pursuant to subdivision (1) of this section results in a net loss, such net loss may be carried forward to succeeding tax years for which the affected business entity elects to be subject to tax pursuant to subsection 11 of this section until fully used.

4. (1) Notwithstanding any provision of law to the contrary, a tax is hereby imposed on each affected business entity that is an S corporation and that is doing business in this state. Such affected business entity shall, at the time that the affected business entity's return is due, pay a tax in an amount equal to the sum of the separately and nonseparately computed items, as described in 26 U.S.C. Section 1366, of the affected business entity, to the extent derived from or connected with sources within this state, as determined pursuant to section 143.455, decreased by the deduction allowed under 26 U.S.C. Section 199A computed as if such deduction was allowed to be taken by the affected business entity for federal tax purposes, and increased or decreased by any modification made pursuant to section 143.471 that relates to an item of the affected business entity's income, gain, loss, or deduction, to the extent derived from or connected with sources within this state, as determined pursuant to section 143.455, with such sum multiplied by the highest rate of tax used to determine a Missouri income tax liability for an individual pursuant to section 143.011. An affected entity paying the tax pursuant to this subsection shall include with the payment of such taxes each report provided to a member pursuant to subsection 7 of this section.

(2) If the amount calculated pursuant to subdivision (1) of this section results in a net loss, such net loss may be carried forward to succeeding tax years for which the affected business entity elects to be subject to tax pursuant to subsection 11 of this section until fully used.

5. If an affected business entity is a direct or indirect member of another affected business entity, the member affected business entity shall, when calculating its net income or loss pursuant to

subsections 3 or 4 of this section, subtract its distributive share of income or add its distributive share of loss from the affected business entity in which it is a direct or indirect member to the extent that the income or loss was derived from or connected with sources within this state, as determined pursuant to section 143.455.

6. A nonresident individual who is a member shall not be required to file an income tax return pursuant to this chapter for a tax year if, for such tax year, the only source of income derived from or connected with sources within the state for such member, or the member and the member's spouse if a joint federal income tax return is or shall be filed, is from one or more affected business entities and such affected business entity or entities file and pay the tax due under this section.

7. Each partnership and S corporation shall report to each of its members, for each tax year, such member's direct pro rata share of the tax imposed pursuant to this section on such partnership or S corporation if it is an affected business entity and its indirect pro rata share of the tax imposed on any affected business entity in which such affected business entity is a direct or indirect member.

8. (1) Each member that is subject to the tax imposed pursuant to section 143.011 shall be entitled to a credit against the tax imposed pursuant to section 143.011. Such credit shall be in an amount equal to such member's direct and indirect pro rata share of the tax paid pursuant to this section by any affected business entity of which such member is directly or indirectly a member.

(2) If the amount of the credit authorized by this subsection exceeds such member's tax liability for the tax imposed pursuant to section 143.011, the excess amount shall not be refunded but may be carried forward to each succeeding tax year until such credit is fully taken.

9. (1) Each member that is subject to the tax imposed pursuant to section 143.011 as a resident or part-year resident of this state shall be entitled to a credit against the tax imposed pursuant to section 143.011 for such member's direct and indirect pro rata share of taxes paid to another state of the United States or to the District of Columbia, on income of any partnership or S corporation of which such person is a member that is derived therefrom, provided the taxes paid to another state of the United States or to the District of Columbia results from a tax that the director of revenue determines is substantially similar to the tax imposed pursuant to this section. Any such credit shall be calculated in a manner to be prescribed by the director of revenue, provided such calculation is consistent with the provisions of this section, and further provided that the limitations provided in subsection 2 of section 143.081 shall apply to the credit authorized by this subsection.

(2) If the amount of the credit authorized by this subsection exceeds such member's tax liability for the tax imposed pursuant to section 143.011, the excess amount shall not be refunded and shall not be carried forward.

10. (1) Each corporation that is subject to the tax imposed pursuant to section 143.071 and that is a member shall be entitled to a credit against the tax imposed pursuant to section 143.071. Such credit shall be in an amount equal to such corporation's direct and indirect pro rata share of the tax paid pursuant to this section by any affected business entity of which such corporation is directly or indirectly a member. Such credit shall be applied after all other credits.

(2) If the amount of the credit authorized by this subsection exceeds such corporation's tax liability for the tax imposed pursuant to section 143.071, the excess amount shall not be refunded but may be carried forward to each succeeding tax year until such credit is fully taken.

11. A partnership or an S corporation may elect to become an affected business entity that is required to pay the tax pursuant to this section in any tax year. A separate election shall be made for each taxable year. Such election shall be made on such form and in such manner as the director of revenue may prescribe by rule. An election made pursuant to this subsection shall be signed by:

(1) Each member of the electing entity who is a member at the time the election is filed; or

(2) Any officer, manager, or member of the electing entity who is authorized to make the election and who attests to having such authorization under penalty of perjury.

12. The provisions of sections 143.425 and 143.601 shall apply to any modifications made to an affected business entity's federal return, and such affected business entity shall pay any resulting underpayment of tax to the extent not already paid pursuant to section 143.425.

13. (1) With respect to an action required or permitted to be taken by an affected business entity pursuant to this section, a proceeding under section 143.631 for reconsideration by the director of revenue, an appeal to the administrative hearing commission, or a review by the judiciary with respect to such action, the affected business entity shall designate an affected business entity representative for the tax year, and such affected business entity representative shall have the sole authority to act on behalf of the affected business entity, and the affected business entity's members shall be bound by those actions.

(2) The department of revenue may establish reasonable qualifications and procedures for designating a person to be the affected business entity representative.

(3) The affected business entity representative shall be considered an authorized representative of the affected business entity and its members under section 32.057 for the purposes of compliance with this section, or participating in a proceeding described in subdivision (1) of this subsection.

14. The provisions of this section shall only apply to tax years ending on or after December 31, 2022.

15. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Burlison moved that **SS No. 2** for **SCS** for **SB 968**, as amended, be adopted, which motion prevailed.

On motion of Senator Burlison, **SS No. 2** for **SCS** for **SB 968**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SB 997** and **SS** for **SCS** for **SB 683**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Roberts moved that **SJR 41** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Roberts offered **SS** for **SJR 41**, entitled:

SENATE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 41

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, by adding thereto one new section relating to property tax assessments for certain seniors.

Senator Roberts moved that **SS** for **SJR 41** be adopted, which motion prevailed.

On motion of Senator Roberts, **SS** for **SJR 41** was declared perfected and ordered printed.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
April 13, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

J. Allen Rowland, Republican, 18880 State Highway D, Dexter, Stoddard County, Missouri 63841, as a member of the Clean Water Commission of the State of Missouri, for a term ending April 12, 2026, and until his successor is duly appointed and qualified; vice, J. Allen Rowland, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 13, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Mark Pierce as a member of the Clean Water Commission, submitted to you on February 23, 2022. Line 1 should be amended to read:

Mark Pierce, Republican, 4345 Southwest State Route HH, DeKalb, Buchanan County,

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 13, 2022

To the Senate of the 101st General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Neal Bredehoeft, Republican, 10924 Highway 23, Alma, Lafayette County, Missouri 64001, as a member of the Clean Water Commission, for a term ending April 12, 2026, and until his successor is duly appointed and qualified; vice, Neal Bredehoeft, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Schatz referred the above reappointments and addendum to the Committee on Gubernatorial Appointments.

REFERRALS

President Pro Tem Schatz referred **SJR 39** and **SS** for **SCS** for **SB 683** to the Committee on Governmental Accountability and Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator White moved that **SB 938**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator White, **SS** for **SCS** for **SB 938** was withdrawn.

Senator White offered **SS No. 2** for **SCS** for **SB 938**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 938

An Act to repeal section 334.036, RSMo, and to enact in lieu thereof one new section relating to licensing of assistant physicians.

Senator White moved that **SS No. 2** for **SCS** for **SB 938** be adopted.

Senator White offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 938, Page 1, Section 334.036, Line 5, by striking the comma "," and inserting in lieu thereof the following: "**or**"; and further amend line 6 by inserting after the word "or" the following: "**any graduate of a foreign medical school who has received certification from**".

Senator White moved that the above amendment be adopted.

At the request of Senator White, **SB 938**, with **SCS**, **SS No. 2** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Brown moved that **SB 761**, with **SS** and **SA 2** (pending), be called from the Informal Calendar

and again taken up for perfection, which motion prevailed.

At request of Senator Brown, **SS** for **SB 761** was withdrawn, rendering **SA 2** moot.

Senator Rowden assumed the Chair.

Senator Brown offered **SS No. 2** for **SB 761**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 761

An Act to repeal sections 476.055 and 610.021, RSMo, and to enact in lieu thereof three new sections relating to access to public records, with penalty provisions.

Senator Brown moved that **SS No. 2** for **SB 761** be adopted.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Bill No. 761, Page 1, Section 43.253, Line 16, by inserting after all of said line the following:

"**161.841. 1. This section shall be known and may be cited as the "Parents' Access to Public School Records Act".**

2. As used in this section, the term "parent" means a child's parent, guardian, or other person having control or custody of the child.

3. This section shall be construed to empower parents to enforce the following rights to access public records maintained by school districts and public schools in which their children are enrolled that receive any federal or state moneys:

(1) The right to know what their minor child is being taught in school including, but not limited to, curricula, books, and other instructional materials;

(2) The right to receive information about who is teaching their minor child including, but not limited to, guest lecturers and outside presenters;

(3) The right to receive information about individuals and organizations receiving school contracts and funding;

(4) The right to view or receive all school records, medical or otherwise, concerning their minor child;

(5) The right to receive information about the collection and transmission of their minor child's data;

(6) The right to have sufficient accountability and transparency regarding school board records; and

(7) The right to know about records regarding situations affecting their minor child's safety in school.

4. No school district or public school shall require nondisclosure agreements or similar forms for

a parent's review of curricula. Each public school or school district shall allow parents to make copies of curriculum documents.

5. No school district or public school shall collect any biometric data or other sensitive personal information about a minor child without obtaining written parental consent before collecting such data or information.

6. Each school board meeting pertaining to curricula, safety, or other student issues shall be held in public and allow for public comments.

7. Each school district and public school shall notify parents in a timely manner of all reported incidents pertaining to student safety including, but not limited to, any felony or misdemeanor committed by teachers or other school employees."; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Brown moved that **SS No. 2** for **SB 761**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown, **SS No. 2** for **SB 761**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, Senator Schatz submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SJR 41**, begs leave to report that it has examined the same and finds that the joint resolution has been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Hough offered Senate Resolution No. 793, regarding Steven D. Edwards, Springfield, which was adopted.

Senators Rowden and Crawford offered Senate Resolution No. 794, regarding Monarch Title Company Inc., which was adopted.

Senator Riddle offered Senate Resolution No. 795, regarding Darren Cassaday, Vandalia, which was adopted.

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Claudia Kehoe, Jefferson City.

Senator Cierpiot introduced to the Senate, Kansas City Area American Field Service program students; and Frank Russo; Marlaine Boyd; Roy Boyd; and Conswelia McCourt.

Senator Burlison introduced to the Senate, Justin Gabossi, Nixa.

Senator Eigel introduced to the Senate, Shawna Erter; and her daughter Morgan.

Senator Bean introduced to the Senate, Neelyville Lady Tigers Basketball team, coach, Becky Hale;

principal, Justin Dobbins; and counselor, Holly Dobbins.

Senator Washington introduced to the Senate, Metropolitan Community College, Kansas City.

Senator Rizzo introduced to the Senate, Patrick Rowland; Evaline Rose Rowland, Independence.

On motion of Senator White, the Senate adjourned under the rules.

SENATE CALENDAR

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FORTY-NINTH DAY–THURSDAY, APRIL 14, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2120
HCS for HB 2012
HJR 116-Schnelting
HCS for HJR 131
HCS for HB 1597
HCS for HB 1472
HCS for HB 2587
HCS for HB 2289
HCS for HB 1682
HB 2697-Shaul
HB 2607-Rone
HCS for HB 1562
HB 2143-Kalberloh
HCS for HB 2032
HB 1954-Henderson
HB 1684-Black (137)
HB 2088-Grier
HB 1637-Schwadron

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SCS for SB 931-Koenig
(In Fiscal Oversight)
SJR 39-Luetkemeyer
(In Fiscal Oversight)
SS for SCS for SB 756-White
(In Fiscal Oversight)
SS#2 for SB 997-Bernskoetter
SS for SCS for SB 683-O'Laughlin
(In Fiscal Oversight)
SS for SJR 41-Roberts

SENATE BILLS FOR PERFECTION

1. SB 1153-Eslinger, with SCS
2. SB 864-Hoskins, with SCS
3. SB 867-Koenig, with SCS
4. SB 654-Crawford, with SCS

5. SB 812-Eigel
6. SB 742-Crawford
7. SB 918-Burlison, with SCS
8. SB 984-Hegeman
9. SB 671-White, with SCS
10. SB 741-Crawford, with SCS
11. SB 674-Hough, with SCS
12. SB 987-Bean
13. SB 713-Razer, with SCS
14. SB 781-Moon, with SCS
15. SB 1179-Hough
16. SB 994-Washington
17. SBs 961 &733-Beck, with SCS
18. SB 739-Eigel
19. SB 874-Arthur
20. SB 1040-Burlison
21. SB 1143-Brown
22. SB 685-May
23. SB 833-Luetkemeyer
24. SB 1023-Gannon
25. SB 809-Koenig, with SCS
26. SB 800-Hegeman
27. SB 958-Bean, with SCS
28. SB 694-Brattin
29. SB 1063-Crawford
30. SB 963-Brown, with SCS
31. SB 978-Eslinger, with SCS
32. SB 843-Moon, with SCS
33. SB 1178-White and Cierpiot, with SCS
34. SB 1133-White, with SCS
35. SB 684-May
36. SB 923-Brattin

HOUSE BILLS ON THIRD READING

HCS for HB 1686 (Brown)
(In Fiscal Oversight)

HB 1697-Baker (Burlison)
HCS for HB 2005 (Bean)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS#2 for SCS (pending)

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1552 (Koenig)
(In Fiscal Oversight)

CONSENT CALENDAR

House Bills

Reported 4/12

HB 1600-Chipman (Bernskoetter)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 25-Burlison
SCR 35-Washington
SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-NINTH DAY—THURSDAY, APRIL 14, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Therefore, my heart is glad, and my soul rejoices; my body also rests secure." (Psalm 16:9)

Wondrous God, we are grateful that our spirit is strengthened by our commitment to You and what is important in our life and the values we hold. We truly are and have reason to rejoice and pray that we see this extended weekend is more than an extra day thrown in but a time that permits us to know and rejoice in the gift of Your love for each of us and the life beyond life You have in store for us. Grant each of us to understand and accept the promise of new life You provide us daily and its meaning so we might celebrate living without fear but trusting in You always. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator White announced photographers from KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Hegeman	Hough	Koenig	Luetkemeyer
May	Moon	Mosley	O'Laughlin	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Eigel	Gannon	Hoskins	Onder—4

Vacancies—None

The Lieutenant Governor was present.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator Razer offered Senate Resolution No. 796, regarding Jeffrey J. Bentley, Kansas City, which was adopted.

Senator Razer offered Senate Resolution No. 797, regarding Laura Shultz, Kansas City, which was adopted.

Senator Schupp offered Senate Resolution No. 798, regarding Carmen Sofia Dence, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 799, regarding Eagle Scout Scott C. Buchanan, St. Louis, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SS** for **SCS** for **SB 756**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SCS** for **SB 968** and **SS No. 2** for **SB 761**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SB 756**, introduced by Senator White, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 756

An Act to repeal sections 34.045, 44.032, 144.010, 144.011, 144.030, 386.266, 386.890, 393.1400, 393.1640, 393.1655, 393.1700, 442.404, and 610.021, RSMo, and to enact in lieu thereof seventeen new sections relating to public utilities, with an effective date for a certain section.

Was taken up.

Pursuant to Senate Rule 91, Senator Hegeman excused himself from voting on the 3rd reading of **SS** for **SCS** for **SB 756**.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

On motion of Senator White, **SS** for **SCS** for **SB 756** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eslinger	Hough	Koenig	Luetkemeyer	May	Moon
O'Laughlin	Razer	Roberts	Rowden	Schatz	Washington	White
Wieland	Williams—23					

NAYS—Senators

Arthur	Mosley	Rizzo	Schupp	Thompson Rehder—5

Absent—Senator Riddle—1

Absent with leave—Senators

Eigel	Gannon	Hoskins	Onder—4

Excused from voting—Senator Hegeman—1

Vacancies—None

The President declared the bill passed.

On motion of Senator White, title to the bill was agreed to.

Senator White moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SB 997**, introduced by Senator Bernskoetter, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 997

An Act to repeal section 33.100, RSMo, and to enact in lieu thereof one new section relating to the payment of salaries out of the state treasury.

Was taken up.

On motion of Senator Bernskoetter, **SS No. 2** for **SB 997** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Hegeman	Hough	Koenig	Luetkemeyer
May	Moon	Mosley	O'Laughlin	Razer	Riddle	Rizzo

Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eigel	Gannon	Hoskins	Onder—4

Vacancies—None

The President declared the bill passed.

On motion of Senator Bernskoetter, title to the bill was agreed to.

Senator Bernskoetter moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

CONCURRENT RESOLUTIONS

SCR 25, introduced by Senator Burlison, entitled:

Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

Was taken up.

On motion of Senator Burlison, **SCR 25** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eslinger	Hegeman	Hough	Koenig	Luetkemeyer	Moon	O'Laughlin
Riddle	Rowden	Schatz	Thompson Rehder	White	Wieland—20	

NAYS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

Absent—Senators—None

Absent with leave—Senators

Eigel	Gannon	Hoskins	Onder—4

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Burlison, title to the concurrent resolution was agreed to.

Senator Burlison moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SCR 35, introduced by Senator Washington, entitled:

Relating to sickle cell awareness week.

Was taken up.

On motion of Senator Washington, **SCR 35** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Hegeman	Hough	Koenig	Luetkemeyer
May	Moon	Mosley	O'Laughlin	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eigel	Gannon	Hoskins	Onder—4

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Washington, title to the concurrent resolution was agreed to.

Senator Washington moved that the vote by which the concurrent resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Schupp, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **HCS** for **HB 2627**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Burlison, Chairman of the Committee on Small Business and Industry, submitted the following report:

Mr. President: Your Committee on Small Business and Industry, to which was referred **HB 1725**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety,

submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 2416**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

President Kehoe assumed the Chair.

REFERRALS

President Pro Tem Schatz referred **SS No. 2** for **SCS** for **SB 968** and **SS** for **SJR 41** to the Committee on Governmental Accountability and Fiscal Oversight.

HOUSE BILLS ON SECOND READING

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

HCS for **HB 2120**—Governmental Accountability and Fiscal Oversight.

HCS for **HB 2012**—Seniors, Families, Veterans & Military Affairs.

HJR 116—Seniors, Families, Veterans & Military Affairs.

HCS for **HJR 131**—Local Government and Elections.

HCS for **HB 1597**—General Laws.

HCS for **HB 1472**—Insurance and Banking.

HCS for **HB 2587**—Economic Development.

HCS for **HB 2289**—General Laws.

HCS for **HB 1682**—Local Government and Elections.

HB 2697—Judiciary and Civil and Criminal Jurisprudence.

HB 2607—Governmental Accountability and Fiscal Oversight.

HCS for **HB 1562**—Economic Development.

HB 2143—Local Government and Elections.

HCS for **HB 2032**—Judiciary and Civil and Criminal Jurisprudence.

HB 1954—Seniors, Families, Veterans & Military Affairs.

HB 1684—Commerce, Consumer Protection, Energy and the Environment.

HB 2088—Judiciary and Civil and Criminal Jurisprudence.

HB 1637—Judiciary and Civil and Criminal Jurisprudence.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Christian Fellowship students, Columbia.

Senator Arthur introduced to the Senate, Youth with Vison, Clay, Platte and Ray counties.

Senator Rowden introduced to the Senate, 3M Plant managers, Grant Miller, Columbia; Keith Durk, Columbia; Lynn DeWeese, Nevada; and Christopher Bryan, Springfield; and President of the Missouri Chapter of the American Academy of Pediatrics, Dr. Sohl; and fellow pediatricians.

Senator Roberts introduced to the Senate, Lydia Murphy, Columbia.

Senator Schupp introduced to the Senate, MO Chapter of the American Academy of Pediatrics.

Senator O'Laughlin introduced to the Senate, MO Chapter of the American Academy of Pediatrics, Dr. Maya Moody; and Dr. Deborah Baumann, Hannibal.

Senator Eslinger introduced to the Senate, Ozark Christian Academy 5th grade, West Plains.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Tuesday, April 19, 2022.

SENATE CALENDAR

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FIFTIETH DAY–TUESDAY, APRIL 19, 2022

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FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SCS for SB 931-Koenig
(In Fiscal Oversight)
SJR 39-Luetkemeyer
(In Fiscal Oversight)
SS for SCS for SB 683-O'Laughlin
(In Fiscal Oversight)
SS for SJR 41-Roberts
(In Fiscal Oversight)
SS#2 for SCS for SB 968-Burlison
(In Fiscal Oversight)
SS#2 for SB 761-Brown

SENATE BILLS FOR PERFECTION

1. SB 1153-Eslinger, with SCS
2. SB 864-Hoskins, with SCS
3. SB 867-Koenig, with SCS
4. SB 654-Crawford, with SCS
5. SB 812-Eigel
6. SB 742-Crawford

7. SB 918-Burlison, with SCS
8. SB 984-Hegeman
9. SB 671-White, with SCS
10. SB 741-Crawford, with SCS
11. SB 674-Hough, with SCS
12. SB 987-Bean
13. SB 713-Razer, with SCS
14. SB 781-Moon, with SCS
15. SB 1179-Hough
16. SB 994-Washington
17. SBs 961 &733-Beck, with SCS
18. SB 739-Eigel
19. SB 874-Arthur
20. SB 1040-Burlison
21. SB 1143-Brown
22. SB 685-May
23. SB 833-Luetkemeyer
24. SB 1023-Gannon
25. SB 809-Koenig, with SCS
26. SB 800-Hegeman
27. SB 958-Bean, with SCS
28. SB 694-Brattin
29. SB 1063-Crawford
30. SB 963-Brown, with SCS
31. SB 978-Eslinger, with SCS
32. SB 843-Moon, with SCS
33. SB 1178-White and Cierpiot, with SCS
34. SB 1133-White, with SCS
35. SB 684-May
36. SB 923-Brattin

HOUSE BILLS ON THIRD READING

HCS for HB 1686 (Brown)
(In Fiscal Oversight)

HB 1697-Baker (Burlison)
HCS for HB 2005 (Bean)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1552 (Koenig)
(In Fiscal Oversight)

CONSENT CALENDAR

House Bills

Reported 4/12

HB 1600-Chipman (Bernskoetter)

Reported 4/14

HCS for HB 2627, with SCS (Williams)
HB 1725-Hudson (Burlison)
HB 2416-Porter (Brown)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

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Journal of the Senate

SECOND REGULAR SESSION

FIFTIETH DAY—TUESDAY, APRIL 19, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Give thanks to the Lord, for He is good; His mercy endures forever." (Psalm 118:1)

Gracious God, we give You thanks for all that comes from Your gracious hand, time to have been with loved ones and the celebration of the gift of new life. We see the signs of new life in budding trees and newborn creatures. We thank You for fertile soil, ample sunlight, nourishing rain for the growth we see around us. We thank You for safe travel today and pray for Your presence with us this week. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 14, 2022, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Roberts	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Brattin	Hoskins	Rizzo	Rowden—4

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Koenig offered Senate Resolution No. 800, regarding Annika Haas, Chesterfield, which was adopted.

Senator Koenig offered Senate Resolution No. 801, regarding Lauren Mary Catherine King, Ellisville, which was adopted.

Senator Koenig offered Senate Resolution No. 802, regarding Mira Iyer, Fenton, which was adopted.

Senator Koenig offered Senate Resolution No. 803, regarding Anushka Rawat, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 804, regarding Samantha Hepburn, Saint Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 805, regarding Rebekah Kaiser Thompson, Chesterfield, which was adopted.

Senator Koenig offered Senate Resolution No. 806, regarding Richa Kulkarni, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 807, regarding Hailey Roberts, Valley Park, which was adopted.

On behalf of Senator Hoskins, Senator White offered Senate Resolution No. 808, regarding the 2021-22 Leeton Bulldogs varsity girls basketball team, which was adopted.

Senator Wieland offered Senate Resolution No. 809, regarding Hanna Lenz, Imperial, which was adopted.

Senator Hegeman offered Senate Resolution No. 810, regarding the James family log house, Clay County, which was adopted.

Senator Hegeman offered Senate Resolution No. 811, regarding Sonya and Kevin Morgan, Excelsior Springs, which was adopted.

On behalf of Senator Rowden, Senator White offered Senate Resolution No. 812, regarding Gary Pinkel, which was adopted.

Senator Williams offered Senate Resolution No. 813, regarding Emma Grace Scharff, Saint Louis, which was adopted.

On behalf of Senator Hoskins, Senator White offered Senate Resolution No. 814, regarding the Twentieth Anniversary of the Johnson County Ambulance District, Warrensburg, which was adopted.

Senator Bean offered Senate Resolution No. 815, regarding Bob Hancock, Kennett, which was adopted.

Senator Cierpiot offered Senate Resolution No. 816, regarding Ben Martin, Lee's Summit, which was adopted.

Senator May offered Senate Resolution No. 817, regarding Zeta Phi Beta Sorority, Inc. Midwestern Region, which was adopted.

Senator May offered Senate Resolution No. 818, regarding Kathie and Richard Winter, St. Louis, which was adopted.

Senator May offered Senate Resolution No. 819, regarding the Upsilon Omega Chapter of Omega Psi Phi Fraternity, Incorporated, which was adopted.

Senator May offered Senate Resolution No. 820, regarding Penelope Ann Peck, St. Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 821, regarding Anna Liese Rawlings, Kirkwood, which was adopted.

Senator Koenig offered Senate Resolution No. 822, regarding Grace Steinmeyer, Fenton, which was adopted.

Senator Crawford offered Senate Resolution No. 823, regarding Arden Marie Schupp, Sedalia, which was adopted.

Senator Bean offered Senate Resolution No. 824, regarding Allyson "Ally" Grace Johnson, East Prairie, which was adopted.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, Senator Schatz submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **HCS** for **HB 2627**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS** for **SCS** for **HCS** for **HB 1552**, **SS** for **SCS** for **SB 683**, **SJR 39**, **SS** for **SJR 41**, **SS No. 2** for **SCS** for **SB 968**, and **SS** for **SCS** for **SB 931** begs leave to report that it has considered the same and recommends that the bills and joint resolutions do pass.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2307**, entitled:

An Act to repeal sections 566.203, 566.206, 566.209, 566.210, 566.211, and 566.215, RSMo, and to enact in lieu thereof seven new sections relating to human trafficking, with penalty provisions and a contingent effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1757**, entitled:

An Act to amend chapter 8, RSMo, by adding thereto one new section relating to the state building usage task force.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2593**, entitled:

An Act to repeal sections 196.298 and 442.404, RSMo, and to enact in lieu thereof six new sections relating to the use of private property.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1860**, entitled:

An Act to repeal section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof one new section relating to employment security.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1583**, entitled:

An Act to repeal section 137.073, RSMo, and to enact in lieu thereof three new sections relating to property taxes.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2623**, entitled:

An Act to repeal sections 195.815 and 210.493, RSMo, and to enact in lieu thereof two new sections relating to certain required background checks.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1705**, entitled:

An Act to repeal section 43.650, RSMo, and to enact in lieu thereof two new sections relating to offender registries.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2218**, entitled:

An Act to repeal sections 59.310, 92.720, 92.740, 92.750, 92.760, 92.765, 92.770, 92.775, 92.810, 92.815, 92.825, 92.835, 92.840, 92.852, 92.855, 442.130, and 442.404, RSMo, and to enact in lieu thereof twenty new sections relating to property regulations, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2331**, entitled:

An Act to repeal sections 191.500, 191.515, 191.520, 191.525, 191.743, 192.2225, 194.210, 194.255, 194.265, 194.285, 194.290, 194.297, 194.299, 194.300, 194.304, 196.866, 196.868, 197.100, 197.256, 197.258, 197.400, 197.405, 197.415, 197.445, 198.006, 198.022, 198.026, 198.036, 198.525, 198.526, 198.545, 251.070, 301.020, 302.171, 334.100, 334.104, 334.506, 334.613, 335.011, 335.016, 335.036, 335.046, 335.051, 335.056, 335.061, 335.066, 335.071, 335.076, 335.081, 335.086, 335.175, 335.221, 335.230, 335.257, 338.010, 338.165, and 660.010, RSMo, and to enact in lieu thereof fifty-seven new sections relating to public health, with an emergency clause for certain sections.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2376**, entitled:

An Act to repeal sections 161.217, 162.720, 208.044, 208.046, 208.053, 210.027, 210.102, 210.199, 210.201, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.254, 210.255, 210.256, 210.258, 210.275, 210.278, 210.493, 210.1007, and 210.1080, RSMo, and to enact in lieu thereof

twenty-seven new sections relating to youth services, with an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2152**, entitled:

An Act to repeal section 161.210, RSMo, and to enact in lieu thereof one new section relating to school innovation waivers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2090**, entitled:

An Act to repeal section 33.100, RSMo, and to enact in lieu thereof one new section relating to state employee pay periods.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1683**, entitled:

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to advanced placement examinations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2372**, entitled:

An Act to repeal section 8.175, RSMo, and to enact in lieu thereof one new section relating to state capitol parking garages.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2625**, entitled:

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to an exemption from licensure requirements for certain persons, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1696**, entitled:

An Act to repeal sections 571.030, 571.107, and 571.215, RSMo, and to enact in lieu thereof three new sections relating to the illegal discharge of a firearm, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HS** for **HCS** for **HBs 2574, 1929** & **1456**, entitled:

An Act to repeal sections 407.300 and 570.030, RSMo, and to enact in lieu thereof two new sections relating to detached catalytic converters, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1709**, entitled:

An Act to repeal section 213.111, RSMo, and to enact in lieu thereof two new sections relating to certain experimental or investigational medical treatments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1629**, entitled:

An Act to repeal sections 9.010, 9.339, 10.095, 227.785, and 227.787, RSMo, and to enact in lieu thereof thirty-six new sections relating to state designations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2566**, entitled:

An Act to repeal section 375.159, RSMo, and to enact in lieu thereof one new section relating to travel insurance, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2493**, entitled:

An Act to repeal sections 163.016, 168.500, 168.515, and 513.430, RSMo, and to enact in lieu thereof four new sections relating to public school finances.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2365**, entitled:

An Act to repeal section 161.217, RSMo, and to enact in lieu thereof one new section relating to the early learning quality assurance report program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2571**, entitled:

An Act to repeal sections 361.020, 361.098, 361.160, 361.260, 361.262, 361.715, 364.030, 364.105, 365.030, 367.140, 407.640, 408.500, 513.430, 569.010, 569.100, 570.010, 570.030, and 574.105, RSMo, and to enact in lieu thereof thirty-three new sections relating to financial services, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HB 2325**, entitled:

An Act to repeal sections 160.2700 and 160.2705, RSMo, and to enact in lieu thereof four new sections relating to professional development.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1858**, entitled:

An Act to repeal sections 37.850 and 170.231, RSMo, and to enact in lieu thereof six new sections relating to transparency in public education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 1720**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

On motion of Senator White, the Senate adjourned until 11:00 a.m., Wednesday, April 20, 2022.

SENATE CALENDAR

FIFTY-FIRST DAY–WEDNESDAY, APRIL 20, 2022

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2307-Coleman (32)
HCS for HB 1757
HB 2593-Lovasco
HB 1860-Eggleston
HCS for HB 1583
HB 2623-Veit
HB 1705-Roberts
HCS for HB 2218
HB 2331-Baker
HCS for HB 2376
HCS for HB 2152
HB 2090-Griffith
HCS for HB 1683
HB 2372-Chipman

HB 2625-Burger
HCS for HB 1696
HS for HCS for HBs 2574, 1929 & 1456
HCS for HB 1709
HB 1629-Morse
HB 2566-Porter
HB 2493-Black (7)
HB 2365-Shields
HB 2571-Owen
HB 2325-Patterson
HCS for HB 1858

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS for SCS for SB 931-Koenig
SJR 39-Luetkemeyer
SS for SCS for SB 683-O'Laughlin
SS for SJR 41-Roberts
SS#2 for SCS for SB 968-Burlison
SS#2 for SB 761-Brown

SENATE BILLS FOR PERFECTION

1. SB 1153-Eslinger, with SCS
2. SB 864-Hoskins, with SCS
3. SB 867-Koenig, with SCS
4. SB 654-Crawford, with SCS
5. SB 812-Eigel
6. SB 742-Crawford
7. SB 918-Burlison, with SCS
8. SB 984-Hegeman
9. SB 671-White, with SCS
10. SB 741-Crawford, with SCS
11. SB 674-Hough, with SCS
12. SB 987-Bean
13. SB 713-Razer, with SCS
14. SB 781-Moon, with SCS
15. SB 1179-Hough
16. SB 994-Washington
17. SBs 961 &733-Beck, with SCS
18. SB 739-Eigel
19. SB 874-Arthur
20. SB 1040-Burlison
21. SB 1143-Brown
22. SB 685-May
23. SB 833-Luetkemeyer
24. SB 1023-Gannon
25. SB 809-Koenig, with SCS
26. SB 800-Hegeman
27. SB 958-Bean, with SCS
28. SB 694-Brattin
29. SB 1063-Crawford
30. SB 963-Brown, with SCS
31. SB 978-Eslinger, with SCS
32. SB 843-Moon, with SCS
33. SB 1178-White and Cierpiot, with SCS
34. SB 1133-White, with SCS
35. SB 684-May
36. SB 923-Brattin

HOUSE BILLS ON THIRD READING

HCS for HB 1686 (Brown)
(In Fiscal Oversight)

HB 1697-Baker (Burlison)
HCS for HB 2005 (Bean)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 869-Koenig, with SS (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)

HOUSE BILLS ON THIRD READING

HCS for HB 1552, with SS for SCS (Koenig)

CONSENT CALENDAR

House Bills

Reported 4/12

HB 1600-Chipman (Bernskoetter)

Reported 4/14

HB 1725-Hudson (Burlison)

HB 2416-Porter (Brown)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 1720, with SS for SCS, as amended (Bean) (House requests Senate recede or grant conference)

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FIRST DAY—WEDNESDAY, APRIL 20, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

Surprising God, You continue to offer us endless ways for us to delight in Your grace. We pray that this body may have a sense of joy and wonder in exploring new ways to improve the lives of the people of this state. Empower us to work together so that we have a sense of ownership in all that comes forth from this body and ask that we may be inspired to make helpful and needed decisions together. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 825, regarding Sophia Liu, Creve Coeur, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 826, regarding Megan Olivia Buchheit, Perryville, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 827, regarding Sara Montalbano, Parkville, which was adopted.

Senator Crawford offered Senate Resolution No. 828, regarding Carol Ann Johnson, Elkland, which was adopted.

Senator Hoskins offered Senate Resolution No. 829, regarding the Wellington-Napoleon Lady Tigers basketball team, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 830, regarding Anthony "Tony" Stephen Forck, Taos, which was adopted.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HBs 2502** and **2556**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HJR 117**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Senator Schupp, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **HCS** for **HB 2627**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HCS** for **HB 1606**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1878**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following reports:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SJR 52** and **SJR 53**, begs leave to report that it has considered the same and recommends that the

joint resolutions do pass. Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 839**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 2304**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **HB 1856**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Eigel, Chairman of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **HCS** for **HB 1462**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **HB 1667**, begs leave to report that it has considered the same and recommends that the bill do pass.

HOUSE BILLS ON THIRD READING

Senator Koenig moved that **SS** for **SCS** for **HCS** for **HB 1552** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HCS** for **HB 1552** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	O'Laughlin	Onder
Razer	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	White
Wieland—29						

NAYS—Senators

Mosley	Riddle	Schupp	Washington	Williams—5

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that the motion lay on the table, which motion prevailed.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SB 931**, introduced by Senator Koenig, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 931

An Act to repeal sections 44.032, 130.029, 143.081, 143.121, 347.020, 347.143, 347.179, 347.183, 347.186, 358.460, 358.470, 431.202, and 620.1039, RSMo, and to enact in lieu thereof nineteen new sections relating to corporations, with penalty provisions.

Was taken up.

On motion of Senator Koenig, **SS** for **SCS** for **SB 931** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Moon	O'Laughlin	Onder	Riddle	Rowden	Schatz
Thompson Rehder	White	Wieland—24				

NAYS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SJR 39, introduced by Senator Luetkemeyer, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 4(b) of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property

tax assessments.

Was taken up.

On motion of Senator Luetkemeyer, **SJR 39** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Moon	O'Laughlin	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Thompson Rehder	White	Wieland—27	

NAYS—Senators

Beck	Eslinger	May	Mosley	Schupp	Washington	Williams—7

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Luetkemeyer, title to the joint resolution was agreed to.

Senator Luetkemeyer moved that the vote by which the joint resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SB 683**, introduced by Senator O'Laughlin, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 683

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.127, 210.199, 210.201, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.278, 210.305, 210.565, 210.1007, and 210.1080, RSMo, and to enact in lieu there of thirty-four new sections relating to child care, with penalty provisions and an emergency clause for a certain section.

Was taken up.

On motion of Senator O'Laughlin, **SS** for **SCS** for **SB 683** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder

Washington White Wieland Williams—32

NAYS—Senator Moon—1

Absent—Senator Hoskins—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer
Riddle	Roberts	Rowden	Schatz	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators

Moon Rizzo Schupp—3

Absent—Senator Hoskins—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator O'Laughlin, title to the bill was agreed to.

Senator O'Laughlin moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that the motion lay on the table, which motion prevailed.

SS for **SJR 41**, introduced by Senator Roberts, entitled:

SENATE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 41

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, by adding thereto one new section relating to property tax assessments for certain seniors.

Was taken up.

On motion of Senator Roberts, **SS** for **SJR 41** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hough	Koenig	Luetkemeyer

May Moon Mosley O'Laughlin Onder Razer Rizzo
Roberts Rowden Schatz Thompson Rehder Washington White Wieland
Williams—29

NAYS—Senators
Hegeman Schupp—2

Absent—Senators
Beck Hoskins Riddle—3

Absent with leave—Senators—None

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Roberts, title to the joint resolution was agreed to.

Senator Roberts moved that the vote by which the joint resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hough assumed the Chair.

SS No. 2 for **SCS** for **SB 968**, introduced by Senator Burlison, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 968

An Act to repeal sections 44.032, 130.029, 143.081, 431.202, and 454.1005, RSMo, and to enact in lieu thereof ten new sections relating to business entities.

Was taken up.

On motion of Senator Burlison, **SS No. 2** for **SCS** for **SB 968** was read the 3rd time and passed by the following vote:

YEAS—Senators
Bean Bernskoetter Brown Burlison Cierpiot Crawford Eigel
Eslinger Gannon Hegeman Hough Koenig Luetkemeyer May
O'Laughlin Onder Riddle Roberts Rowden Schatz Thompson Rehder
White Wieland—23

NAYS—Senators
Arthur Beck Moon Mosley Razer Rizzo Schupp
Washington Williams—9

Absent—Senators
Brattin Hoskins—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Burlison, title to the bill was agreed to.

Senator Burlison moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SB 761**, introduced by Senator Brown, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 761

An Act to repeal sections 476.055 and 610.021, RSMo, and to enact in lieu thereof four new sections relating to access to public records, with penalty provisions.

Was taken up.

On motion of Senator Brown, **SS No. 2** for **SB 761** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hough	Koenig
Luetkemeyer	May	O'Laughlin	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Thompson Rehder	White	Wieland—27	

NAYS—Senators

Moon	Mosley	Schupp	Washington	Williams—5

Absent—Senators

Brattin	Hoskins—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

HB 1697, introduced by Representative Baker, entitled:

An Act to repeal section 196.298, RSMo, and to enact in lieu thereof one new section relating to cottage

foods production operations.

Was taken up by Senator Burlison.

On motion of Senator Burlison, **HB 1697** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	May	Moon	Mosley	O'Laughlin	Onder	Riddle
Rizzo	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White

Wieland—29

NAYS—Senator Razer—1

Absent—Senators

Crawford	Luetkemeyer	Roberts	Williams—4

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Burlison, title to the bill was agreed to.

Senator Burlison moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

At the request of Senator Eslinger, **SB 1153**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Hoskins, **SB 864**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Koenig, **SB 867**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Crawford, **SB 654**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Eigel, **SB 812** was placed on the Informal Calendar.

Senator Crawford moved that **SB 742** be taken up for perfection, which motion prevailed.

Senator Crawford offered **SS** for **SB 742**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 742

An Act to repeal sections 288.132, 303.025, 303.041, 319.129, 375.159, 376.380, and 379.011, RSMo, and to enact in lieu thereof thirteen new sections relating to insurance, with penalty provisions.

Senator Crawford moved that **SS** for **SB 742** be adopted, which motion prevailed.

Senator Eslinger assumed the Chair.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 742, Page 78, Section 376.380, Line 1233, by inserting after all of said line the following:

"**376.1240. 1. For purposes of this section, terms shall have the same meanings as ascribed to them in section 376.1350, and the term "prescription contraceptive" shall mean a drug or device that requires a prescription and is approved by the Food and Drug Administration to prevent pregnancy.**

2. Any health benefit plan delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2023, that provides coverage for prescription contraceptives shall provide coverage to reimburse a health care provider or dispensing entity for the dispensing of a supply of prescription contraceptives intended to last up to one year.

3. The coverage required under this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Crawford moved that **SS** for **SB 742** be adopted, which motion prevailed.

On motion of Senator Crawford, **SS** for **SB 742** was declared perfected and ordered printed.

Senator Burlison moved that **SB 918**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 918**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 918

An Act to repeal sections 260.373, 260.437, and 260.520, RSMo, and to enact in lieu thereof four new sections relating to the department of natural resources.

Was taken up.

Senator Burlison moved that **SCS** for **SB 918** be adopted.

Senator Bernskoetter assumed the Chair.

President Pro Tem Schatz assumed the Chair.

Senator Burlison offered **SS** for **SCS** for **SB 918**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 918

An Act to repeal sections 260.373, 260.437, and 260.520, RSMo, and to enact in lieu thereof seven new sections relating to environmental regulation.

Senator Burlison moved that **SS** for **SCS** for **SB 918** be adopted.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 2, Section 260.221, Line 22, by striking "one" and inserting in lieu thereof the following: "**three**"; and

Further amend said bill, section 644.060, page 8, line 9, by striking "one" and inserting in lieu thereof the following: "**three**".

Senator Beck moved that the above amendment be adopted.

President Kehoe assumed the Chair.

At request of Senator Burlison **SB 918**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Hegeman moved that **SB 984** be taken up for perfection, which motion prevailed.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 984, Page 1, Section A, Line 3, by inserting after all of said line the following:

"99.847. 1. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, for all years ending on or before December 31, 2021, no new tax increment financing project shall be authorized in any area which is within an area designated as flood plain by the Federal Emergency Management Agency and which is located in or partly within a county with a charter form of government with greater than two hundred fifty thousand inhabitants but fewer than three hundred thousand inhabitants, unless the redevelopment area actually abuts a river or a major waterway and is substantially surrounded by contiguous properties with residential, industrial, or commercial zoning classifications. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, for all years beginning on or after January 1, 2022, no new tax increment financing project shall be authorized in any area which is within an area designated as flood plain by the Federal Emergency Management Agency**, or was designated as flood plain by the Federal Emergency Management Agency but due to flood resiliency measures and flood resiliency projects under section 256.800 such area is no longer designated as flood plain by the Federal Emergency Management Agency,** unless such project is located in:

(1) A county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants;

(2) A county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants;

(3) A county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat;

(4) A county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants and with a home rule city with more than forty-one thousand but fewer than forty-seven thousand inhabitants as the county seat;

(5) A home rule city with more than seventy-one thousand but fewer than seventy-nine thousand inhabitants;

(6) A home rule city with more than one hundred fifty-five thousand but fewer than two hundred thousand inhabitants;

(7) A home rule city with more than seventeen thousand but fewer than nineteen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than twenty-six thousand but fewer than twenty-nine thousand inhabitants;

(8) A home rule city with more than forty-one thousand but fewer than forty-seven thousand inhabitants and partially located in any county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants;

(9) A port district created under the provisions of chapter 68, provided that such financing is exclusively utilized to fund a port infrastructure project that is approved by the port authority; or

(10) A levee district created pursuant to chapter 245 or a drainage district created pursuant to chapter 242 or 243 prior to August 28, 2021.

2. This section shall not apply to tax increment financing projects or districts approved prior to July 1, 2003, and shall allow such tax increment financing projects to modify, amend, or expand such projects, including redevelopment project costs, by not more than forty percent of such project original projected cost, including redevelopment project costs, as such projects, including redevelopment project costs , existed as of June 30, 2003, and shall allow such tax increment financing district to modify, amend, or expand such districts by not more than five percent as such districts existed as of June 30, 2003.

3. The provisions of subsections 1 and 2 of this section notwithstanding, no new tax increment financing project shall be authorized in any area which is within an area designated as flood plain by the Federal Emergency Management Agency and which is located in or partly within a county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants, unless the redevelopment area actually abuts a river or a major waterway and is substantially surrounded by contiguous properties with residential, industrial, or commercial zoning classifications."; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 984, Page 1, In the Title, Line 2, by striking "flood resiliency" and inserting in lieu thereof the following: "environmental protection"; and

Further amend said bill, page 4, section 256.800, line 90, by inserting after all of said line the following:

"**260.221. 1. As used in this section, the following terms mean:**

(1) "Processed recycled asphalt shingles", recycled asphalt shingles that do not contain extraneous metals, glass, rubber, nails, soil, brick, tars, paper, wood, and plastics and that have been reduced in size to produce a commercially reasonable usable product. "Processed recycled asphalt shingles" shall also be considered clean fill, as such term is defined in section 260.200;

(2) "Recycled asphalt shingles", manufacture waste scrap shingles and post-consumer, tear-off scrap shingles that are accumulated as products for commercial purposes related to recycling or reuse as processed recycled asphalt shingles.

2. Processed recycled asphalt shingles may be used for fill, reclamation, and other beneficial purposes without a permit under sections 260.200 to 260.345 if such processed recycled asphalt shingles are inspected for toxic and hazardous substances in accordance with requirements established by the department of natural resources, provided that processed recycled asphalt shingles shall not be used for such purposes within five hundred feet of any lake, river, sink hole, perennial stream, or ephemeral stream, and shall not be used for such purposes below surface level and closer than fifty feet above the water table.

3. This section shall not be construed to authorize the abandonment, accumulation, placement, or storage of recycled asphalt shingles or processed recycled asphalt shingles on any real property without the consent of the real property owner.

644.060. 1. Processed recycled asphalt shingles, as defined in section 260.221, may be used for fill, reclamation, and other beneficial purposes without a permit under sections 644.006 to 644.141 if such processed recycled asphalt shingles are inspected for toxic and hazardous substances in accordance with requirements established by the department of natural resources, provided that processed recycled asphalt shingles shall not be used for such purposes within five hundred feet of any lake, river, sink hole, perennial stream, or ephemeral stream, and shall not be used for such purposes below surface level and closer than fifty feet above the water table.

2. This section shall not be construed to authorize the abandonment, accumulation, placement, or storage of recycled asphalt shingles or processed recycled asphalt shingles on any real property without the consent of the real property owner."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Schupp offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Bill No. 984, Page 1, Section A, Line 3, by inserting after all of said line the following:

"**160.077. 1. This section shall be known and may be cited as the "Get the Lead Out of School Drinking Water Act".**

2. As used in this section, the following terms mean:

(1) "Commission", the safe drinking water commission established under section 640.105;

(2) "Disadvantaged school district", any school district that serves students from a county in which at least twenty-five percent of the households in such county are below the federal poverty guidelines updated periodically in the Federal Register by the U.S. Department of Health and Human Services under the authority of 42 U.S.C. Section 9902(2), as amended, or any school district in which more than seventy percent of students in the district qualify for a free or reduced price lunch under the federal Richard B. Russell National School Lunch Act, 42 U.S.C. Section 1751 et seq.;

(3) "Drinking water outlet", a potable water fixture that is used for drinking or food preparation. "Drinking water outlet" includes, but is not limited to:

(a) A water fountain, faucet, or tap that is used or potentially used for drinking or food preparation; and

(b) Ice–making and hot drink machines;

(4) "First draw", a two-hundred-fifty-milliliter sample immediately collected from a drinking water outlet that has been turned on after a stagnation period of at least eight hours;

(5) "NSF/ANSI 53-2017", the standard for drinking water treatment systems that are designed to reduce specific health-related contaminants in water supplies that is published by NSF International/ANSI with the title "Drinking Water Treatment Units - Health Effects", or any more stringent subsequent standard;

(6) "Parent", a parent, guardian, or other person having control or custody of a child;

(7) "Private school", the same definition as in section 166.700;

(8) "Public school", the same definition as in section 160.011;

(9) "Remediation", decreasing the lead concentration in water from a drinking water outlet to less than one part per billion without relying solely on flushing practices, or using methods such as the replacement of lead-containing pipes, solder, fittings, or fixtures with lead-free components. Flushing as a stand alone action shall not be considered remediation;

(10) "School", any public school, private school, or provider of an early childhood education program that receives state funding.

3. Beginning in the 2023-2024 school year and for each subsequent school year, each school shall provide drinking water with a lead concentration level below the American Academy of Pediatrics' recommended maximum level for schools of one part per billion in sufficient amounts to meet the drinking water needs of all students and staff as provided in this section.

4. (1) Before January 1, 2024, each school shall:

(a) Conduct an inventory of all drinking water outlets and nonpotable water fixtures in each of the school's buildings;

(b) Remove any drinking watercoolers that the United States Environmental Protection Agency has determined are not lead-free under the federal Lead Contamination Control Act of 1988, as amended;

(c) Install a filter that reduces lead in drinking water on each drinking water outlet, maintain such filters to ensure that lead concentration levels are below one part per billion, and replace such filters at least as frequently as provided for in the manufacturer's instructions. This paragraph shall apply only to schools with drinking water determined to have a lead concentration level above the American Academy of Pediatrics' recommended maximum level for schools of one part per billion; and

(d) Upon request, provide general information on the health effects of lead contamination and additional informational resources for employees and parents of children at each school.

(2) Each school shall make buildings housing early childhood education programs, kindergartens, and elementary schools the priority when complying with paragraphs (a) to (c) of subdivision (1) of this subsection.

(3) Filters described in paragraph (c) of subdivision (1) of this subsection and any replacement filters shall be certified as compliant with NSF/ANSI 53-2017 and shall incorporate an integral performance indication device as specified in section 6.1 of NSF/ANSI 53-2017.

(4) Each school shall provide sufficient filtered water to meet the drinking water needs of all students and staff.

(5) Within sixty days after filters are installed as required under paragraph (c) of subdivision (1) of this subsection and annually thereafter, each school shall conduct testing for lead by first-draw and follow-up flush samples of a random sampling of at least twenty-five percent of remediated drinking water outlets until all remediated sources have been tested as recommended by the 2018 version of the United States Environmental Protection Agency's "Training, Testing, and Taking Action" program. The testing shall be conducted and the results analyzed for both types of tests by an entity or entities approved by the department.

(6) Within two weeks after receiving test results, each school shall make all testing results and any lead remediation plans available on the school's website.

(7) School districts shall submit such annual testing results to the commission.

(8) This subsection shall not be construed to prevent a school from conducting more frequent testing than required under this section.

5. (1) If a first draw sample shows a lead concentration of one part per billion or greater, the affected school shall:

(a) Within one business day after receiving the test result, shut off the drinking water outlet;

(b) Provide bottled water if there is not enough water to meet the drinking water needs of the students, teachers, and staff; and

(c) Within thirty days after receiving the test result, determine interim remediation steps to implement to address the elevated lead concentration level. Such steps shall be posted to the school website.

(2) If a pipe, solder, fitting, or fixture is replaced as part of remediation, the replacement shall be lead-free, as such term is defined in 40 CFR 143.12, as amended.

(3) If a test result exceeds one part per billion, the affected school shall contact parents and staff via written notification within seven business days after receiving the test result. The notification shall include at least:

(a) The test results and a summary that explains such results;

(b) A description of any remedial steps taken; and

(c) A description of general health effects of lead contamination and community specific resources.

(4) If, in the ten years prior to the 2023-2024 school year a fixture tested above one part per billion for lead, such fixture does not need to be repeat tested for lead, but instead remediation shall begin on such fixture.

6. (1) In addition to the apportionments payable to a school district under chapter 163, the department of natural resources is hereby authorized to apportion to any school additional funding for the filtration, testing, and other remediation of drinking water systems required under this section, subject to appropriation.

(2) To the extent permitted by federal law, a school district may seek reimbursement or other funds for compliance incurred under this section under any applicable federal law including, but not limited to, America's Water Infrastructure Act of 2018 and the Water Infrastructure Finance and Innovation Act of 2014, 33 U.S.C. Section 3901 et seq.

(3) Disadvantaged school districts shall receive funding priority under this subsection.

7. The commission, in conjunction with the department of elementary and secondary education, shall publish a report biennially based on the findings from the water testing conducted under this section. Such report shall be sent to the governor and the joint committee on education and shall be made available on the website of the commission.

8. The commission shall:

(1) On or before July 1, 2023, provide guidance to schools regarding the maintenance of filters and filtration systems and the development and implementation of flushing plans. Such guidance shall include recommendations for flushing after stagnant times including, but not limited to, the morning of each school day and after weekends, school holidays, and summer break. Flushing plans shall include details for flushing the incoming water line and the filter; and

(2) On or before July 1, 2023, create an online program to provide training for custodial staff on the maintenance of filters and filtration systems and on the implementation of flushing plans, emphasizing that proper maintenance is critical to improved drinking water quality and safety.

9. (1) For public schools, the commission shall ensure compliance with this section. Each school district shall be responsible for ensuring compliance within each school within the school district's jurisdiction.

(2) The commission shall have the authority to enter a school building governed by this section to determine compliance with this section.

10. No school building constructed after January 4, 2014, as provided in the federal Reduction of Lead in Drinking Water Act (42 U.S.C. Section 300g-6), as amended, shall be required to install, maintain, or replace filters under paragraph (c) of subdivision (1) of subsection 4 of this section.

11. A school that tests and does not find a drinking water source with a lead concentration above the acceptable level as defined in subsection 3 of this section shall be required to test only every five years.

12. The commission may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is

subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Moon raised the point of order that the above amendments are out of order as they go beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

On motion of Senator Hegeman, **SB 984**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 742**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

Senator O'Laughlin assumed the Chair.

REFERRALS

President Pro Tem Schatz referred **SS** for **SB 742** to the Committee on Governmental Accountability and Fiscal Oversight.

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 831, regarding the One Hundredth Anniversary of the Cape Girardeau Public Library, which was adopted.

Senator White offered Senate Resolution No. 832, regarding the Ninetieth Anniversary of the Carthage Chamber of Commerce, which was adopted.

Senator White offered Senate Resolution No. 833, regarding Thomas Booker, Rolla, which was adopted.

INTRODUCTION OF GUESTS

Senator Beck introduced to the Senate, his wife, Marilyn; his granddaughter, Isla Dirnberger; Jeanette Schoenberg; and Otto Schoenberg; and Isla and Otto were made honorary pages.

Senator Brown introduced to the Senate, his mother, Kathy Brown; and Joyce Calhoun, Rolla.

Senator Bernskoetter introduced to the Senate, Lincoln University president, Dr. John Moseley; Mark Schleer; Dr. Ithaca Bryant; and Dr. Kevin Wilson.

Senator White introduced to the Senate, Diamond and Neosho school district FFA; Mauri Renfor; Brian Nelson; and Jennifer Thogmartin, Newton County.

Senator Crawford introduced to the Senate, Lebanon High School Lady Jackets wrestling team.

Senator Moon introduced to the Senate, Patrick Holt; Hannah Gailey; and Chris Paget, Forsyth.

Senator Arthur introduced to the Senate, Bill Skaggs, Kansas City.

Senator Burlison introduced to the Senate, Barry Watts; and Kelly Watts, Rogersville; and Ozark High School FFA.

Senator Bean introduced to the Senate, Sherry Maxwell, Charleston; and East Prairie FFA.

Senator May introduced to the Senate, Nicolas Vescovo; Peter Vescovo; Jillian Vescovo, Robert Vescovo; and William Vescovo.

Senator Roberts introduced to the Senate, Sigma Phi Epsilon Faternity, Jack Shimanek; Kyle Baker; Jayden Reyes; Daniel Austin; Nick Roehm; Jacob Rush; Grant Green; Greg Pierson; and Alex Boren.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FIFTY-SECOND DAY–THURSDAY, APRIL 21, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2307-Coleman (32)
HCS for HB 1757
HB 2593-Lovasco
HB 1860-Eggleston
HCS for HB 1583
HB 2623-Veit
HB 1705-Roberts
HCS for HB 2218
HB 2331-Baker
HCS for HB 2376
HCS for HB 2152
HB 2090-Griffith
HCS for HB 1683
HB 2372-Chipman
HB 2625-Burger
HCS for HB 1696
HS for HCS for HBs 2574, 1929 & 1456
HCS for HB 1709
HB 1629-Morse
HB 2566-Porter
HB 2493-Black (7)
HB 2365-Shields
HB 2571-Owen
HB 2325-Patterson
HCS for HB 1858

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 742-Crawford
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 671-White, with SCS
2. SB 741-Crawford, with SCS
3. SB 674-Hough, with SCS
4. SB 987-Bean
5. SB 713-Razer, with SCS
6. SB 781-Moon, with SCS
7. SB 1179-Hough
8. SB 994-Washington
9. SBs 961 &733-Beck, with SCS
10. SB 739-Eigel
11. SB 874-Arthur
12. SB 1040-Burlison
13. SB 1143-Brown
14. SB 685-May
15. SB 833-Luetkemeyer
16. SB 1023-Gannon
17. SB 809-Koenig, with SCS
18. SB 800-Hegeman
19. SB 958-Bean, with SCS
20. SB 694-Brattin
21. SB 1063-Crawford
22. SB 963-Brown, with SCS
23. SB 978-Eslinger, with SCS
24. SB 843-Moon, with SCS
25. SB 1178-White and Cierpiot, with SCS
26. SB 1133-White, with SCS
27. SB 684-May
28. SB 923-Brattin
29. SJRs 52 & 53-Koenig, with SCS
30. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HB 2005 (Bean)
3. HCS for HBs 2502 & 2556 (Hegeman)
4. HCS for HJR 117 (Hegeman)
5. HCS for HB 2627, with SCS (Williams)
6. HCS for HB 1606, with SCS (Eslinger)
7. HB 1878-Simmons, with SCS (Crawford)
8. HCS for HB 2304, with SCS (O'Laughlin)
9. HB 1856-Baker, with SCS (O'Laughlin)
10. HCS for HB 1462, with SCS (Onder)
11. HB 1667-Christofanelli (Thompson Rehder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)

SB 648-Rowden

SB 650-Eigel

SB 654-Crawford, with SCS

SB 657-Cierpiot, with SS (pending)

SB 663-Bernskoetter, with SCS

SB 664-Bernskoetter

SB 665-Bernskoetter, with SS (pending)

SB 667-Burlison, with SS (pending)

SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)

SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 812-Eigel
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

CONSENT CALENDAR

House Bills

Reported 4/12

HB 1600-Chipman (Bernskoetter)

Reported 4/14

HB 1725-Hudson (Burlison)
HB 2416-Porter (Brown)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 1720, with SS for SCS, as amended (Bean) (House requests Senate recede or grant conference)
HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel

SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SECOND DAY—THURSDAY, APRIL 21, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"And now, O Lord, what do I wait for? My hope is in You." (Psalm 39:7)

Merciful God, we thank You for Your great love that allows us to have a taste of heaven every day with godly, loving families. We pray that You will be with us throughout this day as we complete our work here for this week and travel home ready for a weekend with those who love us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from Mizzou Athletics were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senators Razer and Washington offered Senate Resolution No. 834, regarding Hakima "Mama Hakima" Tafunzi Payne, Kansas City, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Brian Bender and Dennis R. Knipmeyer, as members of the Safe Drinking Water Commission;

Also,

Rodney J. Campbell, Republican, as a member of the Labor and Industrial Relations Commission;

Also,

Nicholas S. Gerth, Republican, as a member of the State Lottery Commission;

Also,

Janet Rodriguez Judd, as a member of the Missouri Real Estate Commission;

Also,

Jim Arnott, as a member of the Peace Officer Standards and Training Commission;

Also,

Shelia Solon, as Director of the Division of Professional Registration for the Department of Commerce and Insurance;

Also,

Antonio "Tony" Maldonado, Independent, as a member of the Missouri Commission on Human Rights;

Also,

Greta M. Bax, Celeste Cramer and Jill Williams, as members of the Missouri Workforce Development Board;

Also,

Neal Bredehoeft, Republican, and J. Allen Rowland, Republican, as members of the Clean Water Commission;

Also,

Nancy A. Gibler, Republican, as a member of the State Environmental Improvement and Energy Resources Authority;

Also,

Sharon J. Kissinger, as a member of the Public School Retirement System of Missouri Board of Trustees;

Also,

Mary Meyer Keyes, as a member of the Children's Trust Fund Board; and

Amy Diane Strauss, as a member of the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects.

Senator Schatz requested unanimous consent of the Senate to vote on the above report in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

REFERRALS

President Pro Tem Schatz referred **HCS** for **HBs 2502** and **2556** and **HCS** for **HJR 117** to the Committee on Governmental Accountability and Fiscal Oversight.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 984**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator White moved that **SB 671**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 671**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 671

An Act to repeal sections 191.900, 191.905, 208.909, 565.184, and 630.155, RSMo, and to enact in lieu thereof seven new sections relating to protection of vulnerable persons, with penalty provisions.

Was taken up.

Senator White moved that **SCS** for **SB 671** be adopted.

Senator White offered **SS** for **SCS** for **SB 671**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 671

An Act to repeal sections 191.900, 191.905, 208.909, 565.184, and 630.155, RSMo, and to enact in lieu thereof eight new sections relating to protection of vulnerable persons, with penalty provisions.

Senator White moved that **SS** for **SCS** for **SB 671** be adopted.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 671, Page 20, Section 208.909, Line 124, by inserting after all of said line the following:

"**407.1600. 1. This section shall be known and may be cited as the "Protect Young Minds Online Act".**

2. For the purposes of this section, the following terms shall mean:

(1) "Authentication", the means by which a subscriber or user designated by the subscriber enters verification to access obscene websites, either by password or other account verification through the internet service provider;

(2) "Internet service provider", a business or a person engaged in the business of providing access to the internet with the intent of making a profit;

(3) "Obscene", material or internet content which is or contains child pornography, explicit sexual material, sadomasochistic abuse, sexual conduct, sexually explicit conduct, or sexual performance as those terms are defined in section 573.010. "Obscene" shall also have the same meaning as used in section 573.010;

(4) "Subscriber", a person or business that has entered into an agreement with an internet service provider to gain access to the internet, including wirelessly, for residential access or to provide public access through a business or if the business employs persons under the age of eighteen who have access to the internet.

3. An internet service provider, when entering into an agreement with subscribers, as defined in subsection 2 of this section, residing in Missouri, for residential use or for business use with the intent to use the service to provide public or private access, shall authenticate access to obscene websites as set forth in subsections 4 to 8 of this section.

4. An internet service provider shall redirect an obscene website to a web page that:

(1) Notifies the subscriber that the website has been delayed for authentication pursuant to this section; and

(2) Provides the subscriber the ability to enter authentication in order to gain access to the obscene website.

5. An internet service provider shall allow a subscriber to gain access to an obscene website only by the use of authentication.

(1) An internet service provider shall provide subscribers eighteen years of age or older a mechanism to create a secure authentication in accordance with industry standards for the purpose of allowing the subscriber to access obscene websites.

(2) Any information collected from the use of authentication shall be used only for the implementation of this section.

6. Authentication shall be required at each attempt to access an obscene website, and an internet service provider shall not provide a mechanism for the authentication to be remembered beyond a

time out value of five minutes. The authentication shall be changed every three months.

7. An internet service provider shall provide to their subscribers who are eighteen years of age or older, either in writing or electronically, information about this section and how to create an authentication. Such communication shall be done upon the effective date of this section or when a person enters into an agreement with the internet service provider for internet service. Information shall include, but is not limited to, a brief description of the law requiring authentication to access obscene websites, the procedure for creating, recovering, and updating the authentication requiring multi-factor authentication for the account holder, and the penalty for individuals who knowingly share the authentication with minors under the age of eighteen which results in the exposure of minors to pornographic material pursuant to section 573.040.

8. The internet service provider shall use a DNS-based system that may be used through an independent third party such as: Open DNS, Cisco Umbrella, or other current industry standard of website filtering as the method of redirecting obscene websites for adult access only, and this service shall also stay updated according to industry standards in order to maintain the current listing of websites deemed obscene. The DNS-based system shall also include the ability to update or correct mischaracterized websites.

9. An internet service provider is not liable for any penalty in this section if the provider makes a good faith effort to apply a generally accepted and commercially reasonable method of compliance in accordance with subsection 3 of this section and that such method or technology has the ability to discover and authenticate new obscene websites and fulfills the requirements of this section.

10. A subscriber that knowingly provides a minor with his or her authentication in order to access an obscene website shall be guilty of a class A misdemeanor.

11. The attorney general may seek injunctive and other equitable relief against an internet service provider that fails to comply with the provisions of this section."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Beck raised the point of order that **SA 1** is out of order as it is not germane to the underlying bill.

The point of order was referred to the President Pro Tem, who took it under advisement, which placed **SB 671**, with **SCS**, **SS** for **SCS**, **SA 1** and the point of order (pending), on the Informal Calendar.

Senator Crawford moved that **SB 741**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 741**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 741

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to the disclosure of personal information to public agencies, with penalty provisions.

Was taken up.

Senator Crawford moved that **SCS** for **SB 741** be adopted.

Senator Crawford offered **SS** for **SCS** for **SB 741**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 741

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to the disclosure of personal information to public agencies, with penalty provisions.

Senator Crawford moved that **SS** for **SCS** for **SB 741** be adopted.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 741, Page 1, In the Title, Lines 3-4, by striking "the disclosure of personal information to public agencies" and inserting in lieu thereof the following: "involvement of public agencies in the disclosure of information"; and

Further amend said bill, page 4, Section 105.1500, line 90, by inserting after all of said line the following:

"610.010. As used in this chapter, unless the context otherwise indicates, the following terms mean:

(1) "Closed meeting", "closed record", or "closed vote", any meeting, record or vote closed to the public;

(2) "Copying", if requested by a member of the public, copies provided as detailed in section 610.026, if duplication equipment is available;

(3) "Public business", **[**all matters which relate in any way to the performance of the public governmental body's functions or the conduct of its business**] the deliberations of at least the number of individual public governmental body members required to take action on behalf of the public governmental body where such deliberations determine or result in the joint conduct or disposition of official public governmental body business**;

(4) "Public governmental body", any legislative, administrative or governmental entity created by the Constitution or statutes of this state, by order or ordinance of any political subdivision or district, judicial entities when operating in an administrative capacity, or by executive order, including:

(a) Any body, agency, board, bureau, council, commission, committee, board of regents or board of curators or any other governing body of any institution of higher education, including a community college, which is supported in whole or in part from state funds, including but not limited to the administrative entity known as "The Curators of the University of Missouri" as established by section 172.020;

(b) Any advisory committee or commission appointed by the governor by executive order;

(c) Any department or division of the state, of any political subdivision of the state, of any county or of any municipal government, school district or special purpose district including but not limited to sewer districts, water districts, and other subdistricts of any political subdivision;

(d) Any other legislative or administrative governmental deliberative body under the direction of three or more elected or appointed members having rulemaking or quasi-judicial power;

(e) Any committee appointed by or at the direction of any of the entities and which is authorized to report to any of the above-named entities, any advisory committee appointed by or at the direction of any of the named entities for the specific purpose of recommending, directly to the public governmental body's governing board or its chief administrative officer, policy or policy revisions or expenditures of public funds including, but not limited to, entities created to advise bi-state taxing districts regarding the expenditure of public funds, or any policy advisory body, policy advisory committee or policy advisory group appointed by a president, chancellor or chief executive officer of any college or university system or individual institution at the direction of the governing body of such institution which is supported in whole or in part with state funds for the specific purpose of recommending directly to the public governmental body's governing board or the president, chancellor or chief executive officer policy, policy revisions or expenditures of public funds provided, however, the staff of the college or university president, chancellor or chief executive officer shall not constitute such a policy advisory committee. The custodian of the records of any public governmental body shall maintain a list of the policy advisory committees described in this subdivision;

(f) Any quasi-public governmental body. The term "quasi-public governmental body" means any person, corporation or partnership organized or authorized to do business in this state pursuant to the provisions of chapter 352, 353, or 355, or unincorporated association which either:

a. Has as its primary purpose to enter into contracts with public governmental bodies, or to engage primarily in activities carried out pursuant to an agreement or agreements with public governmental bodies; or

b. Performs a public function as evidenced by a statutorily based capacity to confer or otherwise advance, through approval, recommendation or other means, the allocation or issuance of tax credits, tax abatement, public debt, tax-exempt debt, rights of eminent domain, or the contracting of leaseback agreements on structures whose annualized payments commit public tax revenues; or any association that directly accepts the appropriation of money from a public governmental body, but only to the extent that a meeting, record, or vote relates to such appropriation; and

(g) Any bi-state development agency established pursuant to section 70.370;

(5) "Public meeting", any meeting of a public governmental body subject to sections 610.010 to 610.030 at which any public business is discussed, decided, or public policy formulated, whether such meeting is conducted in person or by means of communication equipment, including, but not limited to, conference call, video conference, internet chat, or internet message board. The term "public meeting" shall not include an informal gathering of members of a public governmental body for ministerial or social purposes when there is no intent to avoid the purposes of this chapter **or any meeting of a group of members of a public governmental body who are not acting on behalf of the entire public governmental body or when a public governmental body is an individually elected or appointed official who is meeting with members of his or her staff in the ordinary course of business**, but the term shall include a public vote of all or a majority of the members of a public governmental body **or a group of members of a public governmental body voting to advance an item to a vote of another group of members or the entire public governmental body**, by electronic communication or any other means, conducted in lieu of holding a public meeting with the members of the public governmental body gathered at one location in order to conduct public business;

(6) "Public record", any record, whether written or electronically stored, retained by or of any public

governmental body including any report, survey, memorandum, or other document or study prepared for the public governmental body by a consultant or other professional service paid for in whole or in part by public funds, including records created or maintained by private contractors under an agreement with a public governmental body or on behalf of a public governmental body; provided, however, that personally identifiable student records maintained by **a** public **[**educational institutions**] governmental body** shall be open for inspection **only** by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years. The term "public record" shall not include any internal memorandum or letter received or prepared by or on behalf of a member of a public governmental body consisting of advice, opinions and recommendations in connection with the deliberative decision-making process of said body, unless such records are **[**retained by the public governmental body or**]** presented at a public meeting. Any document or study prepared for a public governmental body by a consultant or other professional service as described in this subdivision shall be retained by the public governmental body in the same manner as any other public record**. The term "public record" shall not include transitory records**;

(7) "Public vote", any vote, whether conducted in person, by telephone, or by any other electronic means, cast at any public meeting of any public governmental body**;**

(8) "Transitory record", includes draft versions of final documents, non-decision making materials, materials that are not required to sustain administrative or operational function of the agency, materials that are only recorded for the time required for completion of the action, or materials that do not have substantial administrative or operational value.

610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final

decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including **all records or portions of records relating to** medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered

open records pursuant to this chapter;

(18) **(a) Security measures, global positioning system (GPS) data, and investigative or surveillance techniques of any public agency responsible for law enforcement or public safety which, if disclosed, has the potential to endanger individual or public safety or health.**

(b) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to **[**be terrorist in nature and which has the potential to**]** endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems**, security protocols,** and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys,

access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business; **[**and**]**

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498**;**

(25) Email addresses and telephone numbers submitted to a public governmental body by individuals or entities for the sole purpose of receiving electronic or other communications limited to newsletters, notifications, advisories, alerts, and periodic reports;

(26) Individually identifiable customer usage and billing records for customers of a municipally owned utility unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account;

(27) Any record retained by a public governmental body that is related to a constituent of the public governmental body, a dignitary, or a foreign leader. The provisions of this subdivision shall authorize the closure of any health or mental health record of a constituent in its entirety and shall authorize the redaction of any portion of a record that may be used to individually identify a constituent of the public governmental body. As used in this subdivision, "constituent" shall mean any person who is a resident within the boundaries of the public governmental body, any person who owns real property within the boundaries of the public governmental body, or any person who owns an interest in a business entity operating within the boundaries of the public governmental body. The term "constituent" shall not include a person who is registered as a lobbyist or a lobbyist principal, as such terms are defined in section 105.470, or a public official, regardless of whether such person otherwise meets the definition of "constituent". As used in this subdivision, the term "public official" shall mean any statewide elected official or any person holding elective office of any political subdivision as well as an employee of such elected official when such employee is acting in an official capacity. Nothing in this subdivision shall authorize the closure of a record that has been offered in a public meeting of the public governmental body, or any committee thereof;

(28) Inter-agency or intra-agency memoranda or letters that would not be available by state or federal law to a party other than an agency in litigation with the agency, provided that the deliberative process privilege shall not apply to records created twenty-five years or more before the date on which the records were requested and shall not apply to any record to or from a person who is registered as a lobbyist or a lobbyist principal, as such terms are defined in section 105.470; and

(29) Any record retained in the office of a member of the general assembly, an employee of either house of the general assembly, or an employee of a caucus of either the majority or minority party of either house that contains information regarding proposed legislation or the legislative process;

however, nothing in this subdivision shall allow the closure of a record that has been offered in a public meeting of a house of the general assembly, or any committee thereof, nor any record addressed to, or from, in whole or in part, a lobbyist or a lobbyist principal, as such terms are defined in section 105.470.

610.023. 1. Each public governmental body is to appoint a custodian who is to be responsible for the maintenance of that body's records. The identity and location of a public governmental body's custodian is to be made available upon request.

2. Each public governmental body shall make available for inspection and copying by the public of that body's public records. No person shall remove original public records from the office of a public governmental body or its custodian without written permission of the designated custodian. No public governmental body shall, after August 28, 1998, grant to any person or entity, whether by contract, license or otherwise, the exclusive right to access and disseminate any public record unless the granting of such right is necessary to facilitate coordination with, or uniformity among, industry regulators having similar authority.

3. Each request for access to a public record shall be acted upon as soon as possible, but in no event later than the end of the **[**third**]** **fifth** business day following the date the request is received by the custodian of records of a public governmental body. If records are requested in a certain format, the public body shall provide the records in the requested format, if such format is available. If access to the public record is not granted immediately, the custodian shall give a detailed explanation of the cause for further delay and the place and earliest time and date that the record will be available for inspection. **Access to and the production of the records may be conditioned upon receipt of payment pursuant to section 610.026.** This period for document production may exceed **[**three**]** **five** days for reasonable cause.

4. If a request for access is denied, the custodian shall provide, upon request, a written statement of the grounds for such denial. Such statement shall cite the specific provision of law under which access is denied and shall be furnished to the requester no later than the end of the **[**third**]** **fifth** business day following the date that the request for the statement is received.

610.024. 1. If a public record contains material which is not exempt from disclosure as well as material which is exempt from disclosure, the public governmental body shall separate the exempt and nonexempt material and make the nonexempt material available for examination and copying. **Where a single record or document contains both open and closed records, the public governmental body shall make a redacted version of such record or document available in order to protect the information that would otherwise make the record or document a closed record.**

2. When designing a public record, a public governmental body shall, to the extent practicable, facilitate a separation of exempt from nonexempt information. If the separation is readily apparent to a person requesting to inspect or receive copies of the form, the public governmental body shall generally describe the material exempted unless that description would reveal the contents of the exempt information and thus defeat the purpose of the exemption.

610.026. 1. Except as otherwise provided by law, each public governmental body shall provide access to and, upon request, furnish copies of public records subject to the following:

(1) Fees for copying public records, except those records restricted under section 32.091, shall not exceed ten cents per page for a paper copy not larger than nine by fourteen inches, with the hourly fee for

duplicating time not to exceed the average hourly rate of pay for clerical staff of the public governmental body. Research time required for fulfilling records requests may be charged at the actual cost of research time. Based on the scope of the request, the public governmental body shall produce the copies using employees of the body that result in the lowest amount of charges for search, research, **redaction,** and duplication time. Prior to producing copies of the requested records, the person requesting the records may request the public governmental body to provide an estimate of the cost to the person requesting the records. Documents may be furnished without charge or at a reduced charge when the public governmental body determines that waiver or reduction of the fee is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the public governmental body and is not primarily in the commercial interest of the requester;

(2) Fees for providing access to public records maintained on computer facilities, recording tapes or disks, videotapes or films, pictures, maps, slides, graphics, illustrations or similar audio or visual items or devices, and for paper copies larger than nine by fourteen inches shall include only the cost of copies, staff time, which shall not exceed the average hourly rate of pay for staff of the public governmental body required for making copies and programming, if necessary, and the cost of the disk, tape, or other medium used for the duplication. Fees for maps, blueprints, or plats that require special expertise to duplicate may include the actual rate of compensation for the trained personnel required to duplicate such maps, blueprints, or plats. If programming is required beyond the customary and usual level to comply with a request for records or information, the fees for compliance may include the actual costs of such programming.

2. **(1)** Payment of **[**such copying**]** fees may be requested prior to **[**the making of copies**]** **fulfilling the request**.

(2) A request for public records to a public governmental body shall be considered withdrawn if the requester fails to remit all fees within thirty days of a request for payment of the fees by the public governmental body, prior to fulfilling the request. The public governmental body shall include notice to the requester that if the requester fails to remit payment of the fees within thirty days, then the request for public records shall be considered withdrawn. If the public governmental body responds to a request for public records in order to seek a clarification of the request and no response to the request for clarification is received by the public governmental body within thirty days of sending the request for clarification, then such request for public records shall be considered withdrawn. The request for clarification by the public governmental body shall include notice to the requester that if the requester fails to respond within thirty days, then the request shall be considered withdrawn. If the same or a substantially similar request for public records is made within six months after the expiration of the thirty day period and no fee was remitted for such request or no response was received to the request for clarification, then the public governmental body may request payment of the same fees made for the original request that has expired in addition to any allowable fees necessary to fulfill the subsequent request. The provisions of this subdivision shall not apply if a lawsuit has been filed against the public governmental body with regard to the records that are the subject of the request under this subdivision.

3. Except as otherwise provided by law, each public governmental body of the state shall remit all moneys received by or for it from fees charged pursuant to this section to the director of revenue for deposit to the general revenue fund of the state.

4. Except as otherwise provided by law, each public governmental body of a political subdivision of the

state shall remit all moneys received by it or for it from fees charged pursuant to sections 610.010 to 610.028 to the appropriate fiscal officer of such political subdivision for deposit to the governmental body's accounts.

5. The term "tax, license or fees" as used in Section 22 of Article X of the Constitution of the State of Missouri does not include copying charges and related fees that do not exceed the level necessary to pay or to continue to pay the costs for providing a service, program, or activity which was in existence on November 4, 1980, or which was approved by a vote of the people subsequent to November 4, 1980."; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Onder offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 741, Page 1, In the Title, Lines 3-4, by striking "the disclosure of personal information to public agencies" and inserting in lieu thereof the following: "involvement of public agencies in the disclosure of information"; and

Further amend said bill, page 4, section 105.1500, line 90, by inserting after all of said line the following:

"**161.841. 1. This section shall be known and may be cited as the "Parents' Access to Public School Records Act".**

2. As used in this section, the term "parent" means a child's parent, guardian, or other person having control or custody of the child.

3. This section shall be construed to empower parents to enforce the following rights to access public records maintained by school districts and public schools in which their children are enrolled that receive any federal or state moneys:

(1) The right to know what their minor child is being taught in school including, but not limited to, curricula, books, and other instructional materials;

(2) The right to receive information about who is teaching their minor child including, but not limited to, guest lecturers and outside presenters;

(3) The right to receive information about individuals and organizations receiving school contracts and funding;

(4) The right to view or receive all school records, medical or otherwise, concerning their minor child;

(5) The right to receive information about the collection and transmission of their minor child's data;

(6) The right to have sufficient accountability and transparency regarding school board records; and

(7) The right to know about records regarding situations affecting their minor child's safety in school.

4. No school district or public school shall require nondisclosure agreements or similar forms for a parent's review of curricula. Each public school or school district shall allow parents to make copies of curriculum documents.

5. No school district or public school shall collect any biometric data or other sensitive personal information about a minor child without obtaining written parental consent before collecting such data or information.

6. Each school board meeting pertaining to curricula, safety, or other student issues shall be held in public and allow for public comments.

7. Each school district and public school shall notify parents in a timely manner of all reported incidents pertaining to student safety including, but not limited to, any felony or misdemeanor committed by teachers or other school employees."; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Burlison offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 741, Page 4, Section 105.1500, Line 90, by inserting after all of said line the following:

"**407.475. 1. Except when specifically required or authorized by federal law, no state agency or state official shall impose any additional annual filing or reporting requirements on an organization regulated or specifically exempted from regulation under sections 407.450 to 407.478 that are more stringent, restrictive, or expansive than the requirements authorized under section 407.462.**

2. This section shall not apply to state grants or contracts, nor investigations under section 407.472 and shall not restrict enforcement actions against specific charitable organizations. This section shall not apply to labor organizations, as that term is defined in section 105.500.

3. This section shall not apply when an organization regulated or specifically exempted from regulation under sections 407.450 to 407.475 is providing any report or disclosure required by state law to be filed with the secretary of state."; and

Further amend the title and enacting clause accordingly.

Senator Burlison moved that the above amendment be adopted, which motion prevailed.

Senator Bean assumed the Chair.

Senator Eslinger offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 741, Page 1, Section A, Line 3, by inserting after all of said line the following:

"50.815. 1. On or before **[**the first Monday in March**]** **June thirtieth** of each year, the county commission of each county of the first **[**class not having a charter form of government**], second, third, or**

fourth classification shall, with the assistance of the county clerk **or other officer responsible for the preparation of the financial statement**, prepare and publish in some newspaper of general circulation published in the county**, as provided under section 493.050,** a financial statement of the county for the year ending the preceding December thirty-first.

2. The financial statement shall show at least the following:

(1) A summary of the receipts of each fund of the county for the year;

(2) A summary of the disbursements and transfers of each fund of the county for the year;

(3) A statement of the cash balance at the beginning and at the end of the year for each fund of the county;

(4) A summary of delinquent taxes and other due bills for each fund of the county;

(5) A summary of warrants of each fund of the county outstanding at the end of the year;

(6) A statement of bonded indebtedness, if any, at the beginning and at the end of the year for each fund of the county; **[**and**]**

(7) A statement of the tax levies of each fund of the county for the year**; and**

(8) The name, office, and current gross annual salary of each elected or appointed county official.

3. The financial statement need not show specific disbursements, warrants issued, or the names of specific payees **except to comply with subdivision (8) of subsection 2 of this section**, but every individual warrant, voucher, receipt, court order and all other items, records, documents and other information which are not specifically required to be retained by the officer having initial charge thereof **[**and which would be required to be included in or to construct a financial statement in the form prescribed for other counties by section 50.800**]** shall be filed on or before the date of publication of the financial statement prescribed by subsection 1 **of this section** in the office of the county clerk**[**, and**].** The county clerk **or other officer responsible for the preparation of the financial statement** shall preserve the same, **shall provide an electronic copy of the data used to create the financial statement without charge to any newspaper requesting a copy of such data,** and shall cause the same to be available for inspection during normal business hours on the request of any person, for a period of five years following the date of filing in his **or her** office, after which five-year period these records may be disposed of according to law unless they are the subject of a legal suit pending at the expiration of that period.

4. At the end of the financial statement, each commissioner of the county commission and the county clerk shall sign and append the following certificate:

> We, _____ , _____ , and _____ , duly elected commissioners of the county commission of _____ County, Missouri, and I, _____ _____ , county clerk of that county, certify that the above and foregoing is a complete and correct statement of every item of information required in section 50.815 for the year ending December 31, **[**19**]** **20**_____ , and we have checked every receipt from every source and every disbursement of every kind and to whom and for what each disbursement was made, and each receipt and disbursement is

accurately included in the above and foregoing totals. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: the above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following officer or officers _____ .

Date _____

_____

_____

_____

Commissioners, County Commission

_____

County Clerk

5. Any person falsely certifying to any fact covered by the certificate is liable on his **or her** bond and is guilty of a misdemeanor and, on conviction thereof, shall be punished by a fine of not less than two hundred dollars or more than one thousand dollars, or by confinement in the county jail for a period of not less than thirty days nor more than six months, or by both such fine and confinement. Any person charged with preparing the financial report who willfully or knowingly makes a false report of any record is, in addition to the penalties otherwise provided for in this section, guilty of a felony, and upon conviction thereof shall be sentenced to imprisonment by the division of corrections for a term of not less than two years nor more than five years.

[6. The provisions of sections 50.800 and 50.810 do not apply to counties of the first class not having a charter form of government, except as provided in subsection 3 of this section.**]**

50.820. 1. The statement required by section 50.815 shall be set in the standard column width measure which will take the least space and the publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. **As required under section 493.025, a newspaper publishing the statement shall charge and receive no more than its regular local classified advertising rate, which shall be the rate on the newspaper's rate schedule that was offered to the public thirty days before the publication of the statement.** The county commission shall **[**not**]** pay the publisher **[**until**] upon the filing of** proof of publication **[**is filed**]** with the commission **[**and**]. After verification,** the state auditor **[**notifies**] shall notify** the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement which may be **[**pasted on**] placed in** the record.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first day of **[**April**]** **July** of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any of the county commission until notice is received from the state auditor that the required proof of publication has been filed. **[**Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable therefor on his official bond.**]**

4. The state auditor shall prepare sample forms for financial statements required by section 50.815 and shall **[**mail**]** **provide** the same to the county clerk of each county of the first **[**class not having a charter form of government**], second, third, or fourth classification** in this state, but failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section or by section 50.815. If any county officer fails, neglects, or refuses to comply with the provisions of this section or section 50.815 **[**he**], the county officer** shall, in addition to other penalties provided by law, be liable on his **or her** official bond for dereliction of duty."; and

Further amend said bill, page 4, section 105.1500, line 90, by inserting after all of said line the following:

"**[**50.800. 1. On or before the first Monday in March of each year, the county commission of each county of the second, third, or fourth class shall prepare and publish in some newspaper as provided for in section 493.050, if there is one, and if not by notices posted in at least ten places in the county, a detailed financial statement of the county for the year ending December thirty-first, preceding.

2. The statement shall show the bonded debt of the county, if any, kind of bonds, date of maturity, interest rate, rate of taxation levied for interest and sinking fund and authority for the levy, the total amount of interest and sinking fund that has been collected and interest and sinking fund on hand in cash.

3. The statement shall also show separately the total amount of the county and township school funds on hand and loaned out, the amount of penalties, fines, levies, utilities, forfeitures, and any other taxes collected and disbursed or expended during the year and turned into the permanent school fund, the name of each person who has a loan from the permanent school fund, whether county or township, the amount of the loan, date loan was made and date of maturity, description of the security for the loan, amount, if any, of delinquent interest on each loan.

4. The statement shall show the total valuation of the county for purposes of taxation, the highest rate of taxation the constitution permits the county commission to levy for purposes of county revenue, the rate levied by the county commission for the year covered by the statement, division of the rate levied among the several funds and total amount of delinquent taxes for all years as of December thirty-first.

5. The statement shall show receipts or revenues into each and every fund separately. Each fund shall show the beginning balance of each fund; each source of revenue; the total amount received from each source of revenue; the total amount available in each fund; the total amount of disbursements or expenditures from each fund and the ending balance of each fund as of December thirty-first. The total receipts or revenues for the year into all funds shall be shown in the recapitulation. In counties with the township form of government, each township shall be considered a fund pursuant to this subsection.

6. Total disbursements or expenditures shall be shown for warrants issued in each category contained in the forms developed or approved by the state auditor pursuant to section 50.745. Total amount of warrants, person or vendor to whom issued and purpose for which issued shall be shown except as herein provided. Under a separate heading in each fund the statements shall show what warrants are outstanding and unpaid for the lack of funds on that date with appropriate balance or overdraft in each fund as the case may be.

7. Warrants issued to pay for the service of election judges and clerks of elections shall be in the following form:

Names of judges and clerks of elections at _____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election services).

8. Warrants issued to pay for the service of jurors shall be in the following form:

Names of jurors at _____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election service).

9. Warrants to Internal Revenue Service for Social Security and withholding taxes shall be brought into one call.

10. Warrants to the director of revenue of Missouri for withholding taxes shall be brought into one call.

11. Warrants to the division of employment security shall be brought into one call.

12. Warrants to Missouri local government employees' retirement system or other retirement funds for each office shall be brought into one call.

13. Warrants for utilities such as gas, water, lights and power shall be brought into one call except that the total shall be shown for each vendor.

14. Warrants issued to each telephone company shall be brought into one call for each office in the following form:

(Name of Telephone Company for _____ office and total amount of warrants issued).

15. Warrants issued to the postmaster for postage shall be brought into one call for each office in the following form:

(Postmaster for _____ office and total amount of warrants issued).

16. Disbursements or expenditures by road districts shall show the warrants, if warrants have been issued in the same manner as provided for in subsection 5 of this section. If money has been disbursed or expended by overseers the financial statement shall show the total paid by the overseer to each person for the year, and the purpose of each payment. Receipts or revenues into the county distributive school fund shall be listed in detail, disbursements or expenditures shall be listed and the amount of each disbursement or expenditure. If any taxes have been levied by virtue of Section 12(a) of Article X of the Constitution of Missouri the financial statement shall contain the following:

By virtue and authority of the discretionary power conferred upon the county commissions

of the several counties of this state to levy a tax of not to exceed 35 cents on the 100 assessed valuation the county commission of _____ County did for the year covered by this report levy a tax rate of _____ cents on the 100 assessed valuation which said tax amounted to _____ and was disbursed or expended as follows:

The statement shall show how the money was disbursed or expended and if any part of the sum has not been accounted for in detail under some previous appropriate heading the portion not previously accounted for shall be shown in detail.

17. At the end of the statement the person designated by the county commission to prepare the financial statement herein required shall append the following certificate:

> I, _____, the duly authorized agent appointed by the county commission of _____ County, state of Missouri, to prepare for publication the financial statement as required by section 50.800, RSMo, hereby certify that I have diligently checked the records of the county and that the above and foregoing is a complete and correct statement of every item of information required in section 50.800, RSMo, for the year ending December 31, _____, and especially have I checked every receipt from every source whatsoever and every disbursement or expenditure of every kind and to whom and for what each such disbursement or expenditure was made and that each receipt or revenue and disbursement or expenditure is accurately shown. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: The above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following officer or officers. The person designated to prepare the financial statement shall give in detail any incomplete data called for by this section.
>
> Date _____
>
> Officer designated by county commission to prepare financial statement required by section 50.800, RSMo.

Or if no one has been designated said statement having been prepared by the county clerk, signature shall be in the following form:

Clerk of the county commission and ex officio officer designated to prepare financial statement required by section 50.800, RSMo.

18. Any person falsely certifying to any fact covered by the certificate is liable on his bond and upon conviction of falsely certifying to any fact covered by the certificate is guilty of a misdemeanor and punishable by a fine of not less than two hundred dollars or more than one thousand dollars or by imprisonment in the county jail for not less than thirty days nor more than six months or by both fine and imprisonment. Any person charged with the responsibility of preparing the financial report who willfully or knowingly makes a false report of any record, is, in

addition to the penalty otherwise provided for in this law, deemed guilty of a felony and upon conviction shall be sentenced to the penitentiary for not less than two years nor more than five years.**]**

[50.810. 1. The statement shall be printed in not less than 8-point type, but not more than the smallest point type over 8-point type available and in the standard column width measure that will take the least space. The publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. The county commission shall not pay the publisher until proof of publication is filed with the commission and shall not pay the person designated to prepare the statement for the preparation of the copy for the statement until the state auditor notifies the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement that may be pasted on the record. The publisher shall itemize the cost of publishing said statement by column inch as properly chargeable to the several funds and shall submit such costs for payment to the county commission. The county commission shall pay out of each fund in the proportion that each item bears to the total cost of publishing said statement and shall issue warrants therefor; provided any part not properly chargeable to any specific fund shall be paid from the county general revenue fund.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first of April of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any commissioner of any county commission until notice is received from the state auditor that the required proof of publication has been filed. Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable on his official bond therefor.

4. The state auditor shall prepare sample forms for financial statements and shall mail the same to the county clerks of the several counties in this state. If the county commission employs any person other than a bonded county officer to prepare the financial statement the county commission shall require such person to give bond with good and sufficient sureties in the penal sum of one thousand dollars for the faithful performance of his duty. If any county officer or other person employed to prepare the financial statement herein provided for shall fail, neglect, or refuse to, in any manner, comply with the provisions of this law he shall, in addition to other penalties herein provided, be liable on his official bond for dereliction of duty.**]**"; and

Further amend the title and enacting clause accordingly.

Senator Eslinger moved that the above amendment be adopted, which motion prevailed.

Senator Crawford moved that **SS** for **SCS** for **SB 741**, as amended, be adopted, which motion prevailed.

On motion of Senator Crawford, **SS** for **SCS** for **SB 741**, as amended, was declared perfected and printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3017**, entitled:

An Act to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3018**, entitled:

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3019**, entitled:

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3021**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of

Revenue, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REFERRALS

President Pro Tem Schatz referred **SB 984**, **HCS** for **HB 2304**, with **SCS**, and **HCS** for **HB 1462**, with **SCS**, to the Committee on Governmental Accountability and Fiscal Oversight.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HB 2307—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1757**—Governmental Accountability and Fiscal Oversight.

HB 2593—Small Business and Industry.

HB 1860—Small Business and Industry.

HCS for **HB 1583**—Ways and Means.

HB 2623—Seniors, Families, Veterans & Military Affairs.

HB 1705—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 2218**—Local Government and Elections.

HB 2331—Professional Registration.

HCS for **HB 2376**—Seniors, Families, Veterans & Military Affairs.

HCS for **HB 2152**—Education.

HB 2090—Governmental Accountability and Fiscal Oversight.

HCS for **HB 1683**—Education.

HB 2372—Governmental Accountability and Fiscal Oversight.

HB 2625—Seniors, Families, Veterans & Military Affairs.

HCS for **HB 1696**—General Laws.

HS for **HCS** for **HBs 2574**, **1929** & **1456**—Small Business and Industry.

HCS for **HB 1709**—Commerce, Consumer Protection, Energy and the Environment.

HB 1629—Health and Pensions.

HB 2566—Insurance and Banking.

HB 2493—Education.

HB 2365—Education.

HB 2571—Insurance and Banking.

HB 2325—Education.

HCS for **HB 1858**—Education.

RESOLUTIONS

Senator Williams offered Senate Resolution No. 835, regarding Emma Grace Scharff, Saint Louis, which was adopted.

Senator Cierpiot offered Senate Resolution No. 836, regarding Dr. Kimberlee Gill, Lee's Summit, which was adopted.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Director of Athletics University of Missouri, Desiree Reed-Francois; and men's Basketball head coach, Dennis Gates, Columbia.

Senator Onder introduced to the Senate, Paige Pieper, Wentzville.

Senator Bean introduced to the Senate, his mother, Janet, Peach Orchard.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, April 25, 2022.

SENATE CALENDAR

———

FIFTY-THIRD DAY–MONDAY, APRIL 25, 2022

———

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 3017
HCS for HB 3018
HCS for HB 3019
HCS for HB 3021

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS for SB 742-Crawford (In Fiscal Oversight)
SB 984-Hegeman (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 674-Hough, with SCS
2. SB 987-Bean
3. SB 713-Razer, with SCS
4. SB 781-Moon, with SCS
5. SB 1179-Hough
6. SB 994-Washington
7. SBs 961 &733-Beck, with SCS
8. SB 739-Eigel
9. SB 874-Arthur
10. SB 1040-Burlison
11. SB 1143-Brown
12. SB 685-May
13. SB 833-Luetkemeyer
14. SB 1023-Gannon
15. SB 809-Koenig, with SCS
16. SB 800-Hegeman
17. SB 958-Bean, with SCS
18. SB 694-Brattin
19. SB 1063-Crawford
20. SB 963-Brown, with SCS
21. SB 978-Eslinger, with SCS
22. SB 843-Moon, with SCS
23. SB 1178-White and Cierpiot, with SCS
24. SB 1133-White, with SCS
25. SB 684-May
26. SB 923-Brattin
27. SJRs 52 & 53-Koenig, with SCS
28. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown)
   (In Fiscal Oversight)
2. HCS for HB 2005 (Bean)
3. HCS for HBs 2502 & 2556 (Hegeman)
   (In Fiscal Oversight)
4. HCS for HJR 117 (Hegeman)
   (In Fiscal Oversight)
5. HCS for HB 2627, with SCS (Williams)
6. HCS for HB 1606, with SCS (Eslinger)
7. HB 1878-Simmons, with SCS (Crawford)
8. HCS for HB 2304, with SCS (O'Laughlin)
   (In Fiscal Oversight)
9. HB 1856-Baker, with SCS (O'Laughlin)
10. HCS for HB 1462, with SCS (Burlison)
    (In Fiscal Oversight)
11. HB 1667-Christofanelli (Thompson Rehder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter

SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 798-Mosley, with SA 1 & SA 1 to SA 1 (pending)
SB 812-Eigel
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

CONSENT CALENDAR

House Bills

Reported 4/12

HB 1600-Chipman (Bernskoetter)

Reported 4/14

HB 1725-Hudson (Burlison)
HB 2416-Porter (Brown)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 1720, with SS for SCS, as amended (Bean) (House requests Senate recede or grant conference)
HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-THIRD DAY—MONDAY, APRIL 25, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"This is the day the Lord has made; let us rejoice and be glad in it." (Psalm 118:24)

Creator God, this is a beautiful day You have made for Your people of the earth and it is a joy to drive in the wonders that are springing forth for which we give You thanks. We are thankful for our safe arrival and the work that we have to do. Be with us and guide our minds down the path that produces the most benefits for our people and may all that we do and say be a witness unto You. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 21, 2022, was read and approved.

Senator White announced photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

RESOLUTIONS

Senator Eigel offered Senate Resolution No. 837, regarding the Olde Town Spice Shoppe, Saint Charles, which was adopted.

Senator Beck offered Senate Resolution No. 838, regarding Amelia Dorsey, St. Louis, which was adopted.

Senator Wieland offered Senate Resolution No. 839, regarding the One Hundredth Anniversary of Saint Anthony of Padua Catholic Church, High Ridge, which was adopted.

Senator Washington offered Senate Resolution No. 840, regarding William Chaney, which was adopted.

Senator Arthur offered Senate Resolution No. 841, regarding Lucia AnnaMaria Umbreit, Kansas City, which was adopted.

Senator Arthur offered Senate Resolution No. 842, regarding Graceline "Gracie" Rose Cates, Kansas City, which was adopted.

Senator Bean offered Senate Resolution No. 843, regarding Matthews Elementary School, New Madrid County, which was adopted.

Senators Hegeman and Luetkemeyer offered Senate Resolution No. 844, regarding the death of Robert "Bob" Norton, St. Joseph, which was adopted.

Senator Rizzo offered Senate Resolution No. 845, regarding the death of Karen M. DeLuccie, Independence, which was adopted.

On behalf of Senator Eslinger, Senator Rowden offered Senate Resolution No. 846, regarding the Norwood High School Pirates basketball team, which was adopted.

On behalf of Senator Eslinger, Senator Rowden offered Senate Resolution No. 847, regarding the West Plains High School Lady Zizzers basketball team, which was adopted.

Senator Wieland offered Senate Resolution No. 848, regarding Arielle Prince, Pevely, which was adopted.

Senators Luetkemeyer and Hegeman offered Senate Resolution No. 849, regarding the One Hundred and Fiftieth Anniversary of Shriners International and the One Hundredth Anniversary of Shriners Children's hospital system, which was adopted.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3001**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3002**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3003**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3004**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3005**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3006**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3007**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3008**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3009**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3010**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3011**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3012**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3013**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3015**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HCS** for **HJR 79**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **HCS** for **HBs 2502** and **2556** and **SB 984**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SB 741**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

Senator Hough assumed the Chair.

HOUSE BILLS ON THIRD READING

HB 1600, introduced by Representative Chipman, entitled:

An Act to repeal section 21.155, RSMo, and to enact in lieu thereof one new section relating to employees of the general assembly.

Was called from the Consent Calendar and taken up by Senator Bernskoetter.

On motion of Senator Bernskoetter, **HB 1600** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough

Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senator Washington—1

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Bernskoetter, title to the bill was agreed to.

Senator Bernskoetter moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HB 1725, introduced by Representative Hudson, entitled:

An Act to repeal sections 419.020 and 419.040, RSMo, and to enact in lieu thereof two new sections relating to lodging establishments.

Was called from the Consent Calendar and taken up by Senator Burlison.

On motion of Senator Burlison, **HB 1725** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senators

Beck	Washington—2

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Burlison, title to the bill was agreed to.

Senator Burlison moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HB 2416, introduced by Representative Porter, entitled:

An Act to repeal section 301.566, RSMo, and to enact in lieu thereof one new section relating to motor vehicle dealers.

Was called from the Consent Calendar and taken up by Senator Brown.

On motion of Senator Brown, **HB 2416** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senators

Hegeman Washington—2

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Brown, title to the bill was agreed to.

Senator Brown moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

THIRD READING OF SENATE BILLS

SB 984, introduced by Senator Hegeman, entitled:

An Act to repeal section 99.847, RSMo, and to enact in lieu thereof five new sections relating to environmental protection.

Was taken up.

On motion of Senator Hegeman, **SB 984** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON THIRD READING

At the request of Senator Bean, **HCS** for **HB 2005** was placed on the Informal Calendar.

At the request of Senator Hegeman, **HCS** for **HBs 2502** and **2556** was placed on the Informal Calendar.

HCS for **HB 2627**, with **SCS**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto two new sections relating to public holidays.

Was taken up by Senator Williams.

SCS for **HCS** for **HB 2627**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2627

An Act to amend chapter 9, RSMo, by adding thereto four new sections relating to public holidays.

Was taken up.

Senator Williams moved that **SCS** for **HCS** for **HB 2627** be adopted.

Senator Williams offered **SS** for **SCS** for **HCS** for **HB 2627**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2627

An Act to amend chapters 9 and 227, RSMo, by adding thereto ten new sections relating to state designations.

Senator Williams moved that **SS** for **SCS** for **HCS** for **HB 2627** be adopted.

Senator Hoskins offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House

Bill No. 2627, Page 3, Section 9.356, Line 5, by inserting after all of said line the following:

"**9.366. The month of March is hereby designated as "Problem Gambling Awareness Month" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to increase public awareness of problem gambling and the availability of prevention, treatment, and recovery services.**"; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted, which motion prevailed.

Senator Roberts offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2627, Page 3, Section 9.356, Line 5, by inserting after all of said line the following:

"227.787. The portion of Interstate 70 from Shreve Road continuing to Kingshighway Boulevard shall be designated as "**Captain** David Dorn Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations."; and

Further amend said bill, page 3, Section 227.807, line 6, by inserting after all of said line the following:

"**227.816. The bridge on Interstate 44 crossing over Hampton Avenue in St. Louis City shall be designated as "Police Officer Tamarris Bohannon Memorial Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid by private donations.**"; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator May offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2627, Page 3, Section 227.807, Line 6, by inserting after all of said line the following:

"**Section 1. The first week of October shall be known as "Phi Mu Alpha Week" in Missouri. The citizens of this state are encouraged to observe the week with appropriate events and activities recognizing the contributions made by members of Phi Mu Alpha in Missouri.**"; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Brattin offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2627, Page 3, Section 227.807, Line 6, by inserting after all of said line the following:

"**Section 1. The month of September is hereby designated as "Hydrocephalus Awareness Month" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities so that Missourians can become more familiar with hydrocephalus and the individuals dedicated to finding its cure.**"; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 5**, which was read:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2627, Page 3, Section 9.356, Line 5, by inserting after all of said line the following:

"**227.775. The portion of State Highway F from State Highway 94 continuing west to Femme Osage Creek Road in St. Charles County shall be designated as "Daniel Boone Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**"; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Washington offered **SA 6**, which was read:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2627, Page 3, Section 227.807, Line 6, by inserting after all of said line the following:

"**Section 1. January fifteenth of every year is herby designated as "Alpha Kappa Alpha Sorority Day" in Missouri. Founded on January 15, 1908, at the historically black Howard University in Washington, D.C., Alpha Kappa Alpha is the first intercollegiate historically African-American sorority. Citizens of this state are encouraged to participate in appropriate events and activities in recognition of the contributions of Alpha Kappa Alpha.**

Section 2. February tenth of every year is hereby designated as "Ethel Hedgeman Lyle Day" in Missouri. Born in St. Louis, Missouri, Ethel Hedgeman Lyle founded Alpha Kappa Alpha, the first intercollegiate historically African-American sorority. Citizens of this state are encouraged to participate in appropriate events and activities in recognition of the contributions of Ethel Hedgeman Lyle."

Senator Washington moved that the above amendment be adopted, which motion prevailed.

Senator White offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2627, Page 3, Section 227.807, Line 6, by inserting after all of said line the following:

"**227.809. The portion of State Highway 171 from State Highway Z continuing to State Highway 43 in Jasper County shall be designated the "Atomic Veterans Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donation.**"; and

Further amend the title and enacting clause accordingly.

Senator White moved that the above amendment be adopted, which motion prevailed.

Senator Williams moved that **SS** for **SCS** for **HCS** for **HB 2627**, as amended, be adopted, which motion prevailed.

On motion of Senator Williams, **SS** for **SCS** for **HCS** for **HB 2627**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Brattin	Brown	Burlison	Crawford
Eigel	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Moon	Mosley	O'Laughlin	Onder	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senators

Bernskoetter Cierpiot—2

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Williams, title to the bill was agreed to.

Senator Williams moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 1606**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Crawford, **HB 1878**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator O'Laughlin, **HB 1856**, with **SCS**, was placed on the Informal Calendar.

HB 1667, introduced by Representative Christofanelli, entitled:

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to kratom products, with penalty provisions.

Was taken up by Senator Thompson Rehder.

Senator Thompson Rehder offered **SS** for **HB 1667**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1667

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to kratom products, with penalty provisions.

Senator Thompson Rehder moved that **SS** for **HB 1667** be adopted, which motion prevailed.

On motion of Senator Thompson Rehder, **SS** for **HB 1667** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Williams—30					

NAYS—Senators

Riddle	Wieland—2

Absent—Senator Bernskoetter—1

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Thompson Rehder, title to the bill was agreed to.

Senator Thompson Rehder moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Eigel moved that **SB 812** be taken up for perfection, which motion prevailed.

Senator Eigel offered **SS** for **SB 812**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 812

An Act to repeal sections 115.277, 115.283, 115.285, 115.291, 115.302, 115.652, and 116.160, RSMo, and to enact in lieu thereof six new sections relating to elections.

Senator Eigel moved that **SS** for **SB 812** be adopted.

Senator Thompson Rehder assumed the Chair.

Senator Hough assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 812, Page 1, Section 115.277, Line 4, by striking "would be" and inserting in lieu thereof the following: "**is**"; and further amend said bill and page, line 5, by inserting an opening bracket "**[**" immediately before "if"; and further amend line 19, by striking "or"; and

Further amend said bill and section, page 2, line 22, by striking the opening bracket "**[**"; and

Further amend said bill and section, page 3, line 70, by inserting after all of said line the following:

"115.279. 1. Application for an absentee ballot may be made by the applicant in person, or by mail, or for the applicant, in person, by his or her guardian or a relative within the second degree by consanguinity or affinity. The election authority shall accept applications by facsimile transmission and by electronic mail within the limits of its telecommunications capacity.

2. Each application shall be made to the election authority of the jurisdiction in which the person is or would be registered. Each application shall be in writing and shall state the applicant's name, address at which he or she is or would be registered, **[**his or her reason for voting an absentee ballot**]** **whether the applicant is incapacitated or confined due to illness or physical disability or is a person who is primarily responsible for the physical care of a person who is incapacitated or confined due to illness or physical disability**, the address to which the ballot is to be mailed, if mailing is requested, and for absent uniformed services and overseas applicants, the applicant's email address if electronic transmission is requested. If the **[**reason for the applicant voting absentee is due to the reasons established under subdivision (6) of subsection 1 of section 115.277**]** **applicant is a certified participant in the address confidentiality program established under sections 589.660 to 589.681**, the applicant shall state the voter's identification information provided by the address confidentiality program in lieu of the applicant's name, address at which he or she is or would be registered, and address to which the ballot is to be mailed, if mailing is requested. Each application to vote in a primary election shall also state which ballot the applicant wishes to receive. If any application fails to designate a ballot, the election authority shall, within three working days after receiving the application, notify the applicant by mail that it will be unable to deliver an absentee ballot until the applicant designates which political party ballot he or she wishes to receive. If the applicant does not respond to the request for political party designation, the election authority is authorized to provide the voter with that part of the ballot for which no political party designation is required.

3. **[**Except as provided in subsection 3 of section 115.281,**]** All applications for absentee ballots received prior to the sixth Tuesday before an election shall be stored at the office of the election authority until such time as the applications are processed in accordance with section 115.281. No application for an absentee ballot received in the office of the election authority by mail, by facsimile transmission, by electronic mail, or by a guardian or relative after 5:00 p.m. on the second Wednesday immediately prior to the election shall be accepted by any election authority. No application for an absentee ballot submitted by the applicant in person after 5:00 p.m. on the day before the election shall be accepted by any election authority, except as provided in subsections 6, 8 and 9 of this section.

4. Each application for an absentee ballot shall be signed by the applicant or, if the application is made by a guardian or relative pursuant to this section, the application shall be signed by the guardian or relative, who shall note on the application his or her relationship to the applicant. If an applicant, guardian or relative

is blind, unable to read or write the English language or physically incapable of signing the application, he or she shall sign by mark, witnessed by the signature of an election official or person of his or her own choosing. Any person who knowingly makes, delivers or mails a fraudulent absentee ballot application shall be guilty of a class one election offense.

5. (1) Notwithstanding any law to the contrary, any resident of the state of Missouri who resides outside the boundaries of the United States or who is on active duty with the Armed Forces of the United States or members of their immediate family living with them may request an absentee ballot for both the primary and subsequent general election with one application.

(2) The election authority shall provide each absent uniformed services voter and each overseas voter who submits a voter registration application or an absentee ballot request, if the election authority rejects the application or request, with the reasons for the rejection.

(3) Notwithstanding any other law to the contrary, if a standard oath regarding material misstatements of fact is adopted for uniformed and overseas voters pursuant to the Help America Vote Act of 2002, the election authority shall accept such oath for voter registration, absentee ballot, or other election-related materials.

(4) Not later than sixty days after the date of each regularly scheduled general election for federal office, each election authority which administered the election shall submit to the secretary of state in a format prescribed by the secretary a report on the combined number of absentee ballots transmitted to, and returned by, absent uniformed services voters and overseas voters for the election. The secretary shall submit to the Election Assistance Commission a combined report of such information not later than ninety days after the date of each regularly scheduled general election for federal office and in a standardized format developed by the commission pursuant to the Help America Vote Act of 2002. The secretary shall make the report available to the general public.

(5) As used in this section, the terms "absent uniformed services voter" and "overseas voter" shall have the meaning prescribed in 52 U.S.C. Section 20310.

6. An application for an absentee ballot by a new resident shall be submitted in person by the applicant in the office of the election authority in the election jurisdiction in which such applicant resides. The application shall be received by the election authority no later than 7:00 p.m. on the day of the election. Such application shall be in the form of an affidavit, executed in duplicate in the presence of the election authority or any authorized officer of the election authority, and in substantially the following form:

"STATE OF _____

COUNTY OF _____ , ss.

I, _____, do solemnly swear that:

(1) Before becoming a resident of this state, I resided at _____ (residence address) in _____ (town, township, village or city) of _____ County in the state of _____;

(2) I moved to this state after the last day to register to vote in such general presidential election and I am now residing in the county of _____, state of Missouri;

(3) I believe I am entitled pursuant to the laws of this state to vote in the presidential

election to be held November _____, _____ (year);

(4) I hereby make application for a presidential and vice presidential ballot. I have not voted and shall not vote other than by this ballot at such election.

Signed _____

(Applicant)

_____

(Residence Address)

Subscribed and sworn to before me this _____ day of _____, _____

Signed _____

(Title and name of officer authorized to administer oaths)"

7. The election authority in whose office an application is filed pursuant to subsection 6 of this section shall immediately send a duplicate of such application to the appropriate official of the state in which the new resident applicant last resided and shall file the original of such application in its office.

8. An application for an absentee ballot by an intrastate new resident shall be made in person by the applicant in the office of the election authority in the election jurisdiction in which such applicant resides. The application shall be received by the election authority no later than 7:00 p.m. on the day of the election. Such application shall be in the form of an affidavit, executed in duplicate in the presence of the election authority or an authorized officer of the election authority, and in substantially the following form:

"STATE OF _____

COUNTY OF _____, ss.

I, _____, do solemnly swear that:

(1) Before becoming a resident of this election jurisdiction, I resided at _____ (residence address) in _____ (town, township, village or city) of _____ county in the state of _____;

(2) I moved to this election jurisdiction after the last day to register to vote in such election;

(3) I believe I am entitled pursuant to the laws of this state to vote in the election to be held _____ (date);

(4) I hereby make application for an absentee ballot for candidates and issues on which I am entitled to vote pursuant to the laws of this state. I have not voted and shall not vote other than by this ballot at such election.

Signed _____

(Applicant)

_____

(Residence Address)

Subscribed and sworn to before me this _____ day of _____, _____

Signed _____

(Title and name of officer authorized to administer oaths)"

9. An application for an absentee ballot by an interstate former resident shall be received in the office of the election authority where the applicant was formerly registered by 5:00 p.m. on the second Wednesday immediately prior to the election, unless the application is made in person by the applicant in the office of the election authority, in which case such application shall be made no later than 7:00 p.m. on the day of the election."; and

Further amend said bill, pages 3-10, section 115.283, by striking all of said section from the bill and inserting in lieu thereof the following:

"115.283. 1. Each ballot envelope shall bear a statement on which the voter shall state the voter's name, the voter's voting address, **and** the voter's mailing address **[**and the voter's reason for voting an absentee ballot**]**. If the **[**reason for the voter voting absentee is due to the reasons established under subdivision (6) of subsection 1 of section 115.277**] applicant is a certified participant in the address confidentiality program established under sections 589.660 to 589.681**, the voter shall state the voter's identification information provided by the address confidentiality program in lieu of the applicant's name, voting address, and mailing address. On the form, the voter shall also state under penalties of perjury that the voter is qualified to vote in the election, that the voter has not previously voted and will not vote again in the election, that the voter has personally marked the voter's ballot in secret or supervised the marking of the voter's ballot if the voter is unable to mark it, that the ballot has been placed in the ballot envelope and sealed by the voter or under the voter's supervision if the voter is unable to seal it, and that all information contained in the statement is true. In addition, any person providing assistance to the absentee voter shall include a statement on the envelope identifying the person providing assistance under penalties of perjury. Persons authorized to vote only for federal and statewide officers shall also state their former Missouri residence.

2. The statement for persons voting absentee ballots who are registered voters shall be in substantially the following form:

State of Missouri

County (City) of _____

I, _____ (print name), a registered voter of _____ County (City of St. Louis, Kansas City), declare under the penalties of perjury **[**that I expect to be prevented from going to the polls on election day due to (check one):

_____ absence on election day from the jurisdiction of the election authority in which I am registered;

_____ incapacity or confinement due to illness or physical disability, including caring for a person who is incapacitated or confined due to illness or disability;

_____ religious belief or practice;

_____ employment as an election authority or by an election authority at a location other than my polling place;

_____ incarceration, although I have retained all the necessary qualifications for voting;

_____ certified participation in the address confidentiality program established under sections 589.660 to 589.681 because of safety concerns.

I hereby state under penalties of perjury**]** that I am qualified to vote at this election; I have not voted and will not vote other than by this ballot at this election. I further state that I marked the enclosed ballot in secret or that I am blind, unable to read or write English, or physically incapable of marking the ballot, and the person of my choosing indicated below marked the ballot at my direction; all of the information on this statement is, to the best of my knowledge and belief, true.

_____	_____
Signature of Voter	Signature of Person Assisting Voter (if applicable)
Signed _____	Subscribed and sworn
Signed _____	to before me this
Address of Voter	_____day of _____, _____
_____	_____
_____	_____
Mailing addresses (if different)	Signature of notary or other officer authorized to administer oaths

3. The statement for persons voting absentee ballots pursuant to the provisions of subsection 2, 3, 4, or 5 of section 115.277 without being registered shall be in substantially the following form:

State of Missouri

County (City) of _____

I, _____ (print name), declare under the penalties of perjury that I am a citizen of the United States and eighteen years of age or older. I am not adjudged incapacitated by any court of law, and if I have been convicted of a felony or of a misdemeanor connected with the right of suffrage, I have had the voting disabilities resulting from such conviction removed pursuant to law. I hereby state under penalties of perjury that I am qualified to vote at this election.

I am (check one):

_____ a resident of the state of Missouri and a registered voter in _____ County and moved from that county to _____ County, Missouri, after the last day to register to vote in this

election.

_____ an interstate former resident of Missouri and authorized to vote for presidential and vice presidential electors.

I further state under penalties of perjury that I have not voted and will not vote other than by this ballot at this election; I marked the enclosed ballot in secret or am blind, unable to read or write English, or physically incapable of marking the ballot, and the person of my choosing indicated below marked the ballot at my direction; all of the information on this statement is, to the best of my knowledge and belief, true.

_____ Subscribed to and

Signature of Voter sworn before me this

_____ day of

_____, _____

_____

_____ _____

Address of Voter Signature of notary

or other officer

authorized to

administer oaths

_____ _____

Mailing Address (if different) _____

_____

_____ _____

Signature of Person Address of Last

Assisting Voter Missouri Residence

(if applicable)

4. The statement for persons voting absentee ballots who are entitled to vote at the election pursuant to the provisions of subsection 2 of section 115.137 shall be in substantially the following form:

State of Missouri

County (City) of _____

I, _____ (print name), declare under the penalties of perjury **[**that I expect to be prevented from going to the polls on election day due to (check one):

_____ absence on election day from the jurisdiction of the election authority in which I am

directed to vote;

_____ incapacity or confinement due to illness or physical disability, including caring for a person who is incapacitated or confined due to illness or disability;

_____ religious belief or practice;

_____ employment as an election authority or by an election authority at a location other than my polling place;

_____ incarceration, although I have retained all the necessary qualifications of voting;

_____ certified participation in the address confidentiality program established under sections 589.660 to 589.681 because of safety concerns.

I hereby state under penalties of perjury**]** that I own property in the _____ district and am qualified to vote at this election; I have not voted and will not vote other than by this ballot at this election. I further state that I marked the enclosed ballot in secret or that I am blind, unable to read and write English, or physically incapable of marking the ballot, and the person of my choosing indicated below marked the ballot at my direction; all of the information on this statement is, to the best of my knowledge and belief, true.

_____ Subscribed and sworn

Signature of Voter to before me this

_____ day of

_____, _____

_____

_____ _____

Address Signature of notary

or other officer

authorized to

administer oaths

_____

Signature of Person

Assisting Voter

(if applicable)

5. The statement for persons providing assistance to absentee voters shall be in substantially the following form:

The voter needed assistance in marking the ballot and signing above, because of blindness, other physical disability, or inability to read or to read English. I marked the ballot enclosed in this envelope at the voter's direction, when I was alone with the voter, and I had no other communication

with the voter as to how he or she was to vote. The voter swore or affirmed the voter affidavit above and I then signed the voter's name and completed the other voter information above. Signed under the penalties of perjury.

Reason why voter needed assistance: _____

ASSISTING PERSON SIGN HERE

1. _____ (signature of assisting person)

2. _____ (assisting person's name printed)

3. _____ (assisting person's residence)

4. _____ (assisting person's home city or town).

6. **[**The election authority shall, for an election held during 2020, adjust the forms described in this section to account for voters voting absentee due to the reason established pursuant to subdivision (7) of subsection 1 of section 115.277.

7.**]** Notwithstanding any other provision of this section, any covered voter as defined in section 115.902 or persons who have declared themselves to be permanently disabled pursuant to section 115.284, otherwise entitled to vote, shall not be required to obtain a notary seal or signature on his or her absentee ballot.

[8.**]** **7.** Notwithstanding any other provision of this section or section 115.291 to the contrary, the subscription, signature and seal of a notary or other officer authorized to administer oaths shall not be required on any ballot, ballot envelope, or statement required by this section if the **[**reason for the**]** voter voting absentee is **[**due to the reasons established pursuant to subdivision (2) or (7) of subsection 1 of section 115.277**]** **incapacitated or confined due to illness or physical disability, including a person who is primarily responsible for the physical care of a person who is incapacitated or confined due to illness or physical disability**.

[9.**]** **8.** No notary shall charge or collect a fee for notarizing the signature on any absentee ballot or absentee voter registration.

[10.**]** **9.** A notary public who charges more than the maximum fee specified or who charges or collects a fee for notarizing the signature on any absentee ballot or absentee voter registration is guilty of official misconduct."; and

Further amend said bill, pages 10 to 12, section 115.291, by striking all of said section from the bill and inserting in lieu thereof the following:

"115.291. 1. Upon receiving an absentee ballot by mail, the voter shall mark the ballot in secret, place the ballot in the ballot envelope, seal the envelope and fill out the statement on the ballot envelope. The affidavit of each person voting an absentee ballot shall be subscribed and sworn to before the election official receiving the ballot, a notary public or other officer authorized by law to administer oaths, unless the voter is voting absentee due to incapacity or confinement due to the provisions of section 115.284, illness or physical disability, **[**for an election that occurs during the year 2020, the voter has contracted or is in an at-risk category for contracting or transmitting severe acute respiratory syndrome coronavirus 2, as defined in section 115.277,**]** or the voter is a covered voter as defined in section 115.902. If the voter is blind, unable to read or write the English language, or physically incapable of voting the ballot, the voter may be assisted by a person of the voter's own choosing. Any person assisting a voter who is not entitled

to such assistance, and any person who assists a voter and in any manner coerces or initiates a request or a suggestion that the voter vote for or against or refrain from voting on any question, ticket or candidate, shall be guilty of a class one election offense. If, upon counting, challenge or election contest, it is ascertained that any absentee ballot was voted with unlawful assistance, the ballot shall be rejected. **[**For purposes of this subsection, the voters who are in an at-risk category for contracting or transmitting severe acute respiratory syndrome coronavirus 2 are voters who:

(1) Sixty-five years of age or older;

(2) Live in a long-term care facility licensed under chapter 198;

(3) Have chronic lung disease or moderate to severe asthma;

(4) Have serious heart conditions;

(5) Are immunocompromised;

(6) Have diabetes;

(7) Have chronic kidney disease and are undergoing dialysis; or

(8) Have liver disease.**]**

2. Except as provided in subsection 4 of this section, each absentee ballot that is not cast by the voter in person in the office of the election authority shall be returned to the election authority in the ballot envelope and shall only be returned by the voter in person, or in person by a relative of the voter who is within the second degree of consanguinity or affinity, by mail or registered carrier or by a team of deputy election authorities; except that covered voters, when sent from a location determined by the secretary of state to be inaccessible on election day, shall be allowed to return their absentee ballots cast by use of facsimile transmission or under a program approved by the Department of Defense for electronic transmission of election materials.

3. In cases of an emergency declared by the President of the United States or the governor of this state where the conduct of an election may be affected, the secretary of state may provide for the delivery and return of absentee ballots by use of a facsimile transmission device or system. Any rule promulgated pursuant to this subsection shall apply to a class or classes of voters as provided for by the secretary of state.

4. No election authority shall refuse to accept and process any otherwise valid marked absentee ballot submitted in any manner by a covered voter solely on the basis of restrictions on envelope type.”; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

Senator Hough assumed the Chair.

Senator Eigel requested a roll call vote be taken and was joined in his request by Senators Brattin, O’Laughlin, Onder and White.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

NAYS—Senators

Bean	Bernskoetter	Brattin	Brown	Cierpiot	Crawford	Eigel
Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	Moon
O'Laughlin	Onder	Riddle	Rowden	Schatz	Thompson Rehder	White
Wieland—22						

Absent—Senator Burlison—1

Absent with leave—Senator Eslinger—1

Vacancies—None

Senator Brattin offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 812, Page 1, Section A, Line 5, by inserting after all of said line the following:

"115.151. 1. Each qualified applicant who appears before the election authority shall be deemed registered as of the time the applicant's completed, signed and sworn registration application is witnessed by the election authority or deputy registration official.

2. Each applicant who registers by mail shall be deemed to be registered as of the date the application is postmarked, if such application is accepted and not rejected by the election authority and the verification notice required pursuant to section 115.155 is not returned as undeliverable by the postal service.

3. Each applicant who registers at a voter registration agency or the division of motor vehicle and drivers licensing of the department of revenue shall be deemed to be registered as of the date the application is signed by the applicant, if such application is accepted and not rejected by the election authority and the verification notice required pursuant to section 115.155 is not returned as undeliverable by the postal service. Voter registration agencies **[**and the division of motor vehicle and drivers licensing of the department of revenue**]** shall transmit voter registration application forms to the appropriate election authority not later than five business days after the form is completed by the applicant.

115.160. 1. All Missouri driver's license applicants shall receive a voter registration application form as a simultaneous part of the application for a driver's license, renewal of driver's license, change of address, duplicate request and a nondriver's license.

2. If a single application form is used, the voter registration application portion of any application described in subsection 1 of this section may not require any information that duplicates information required in the driver's license portion of the form, except a second signature or other information required by law.

3. After conferring with the secretary of state as the chief state election official responsible for overseeing of the voter registration process, the director of revenue shall adopt rules and regulations pertaining to the format of the voter registration application used by the department. **The director of revenue shall utilize electronic voter registration application forms and provide for secure electronic transfer of voter registration information to election authorities. The secretary of state and the director of revenue shall ensure the confidentiality and integrity of the voter registration data**

collected, maintained, received, or transmitted under this section.

4. No information relating to the failure of an applicant for a driver's license or nondriver's license to sign a voter registration application may be used for any purpose other than voter registration.

5. Any voter registration application received pursuant to the provisions of this section shall be forwarded**, in a secure and electronic manner,** to the election authority located within that county or any city not within a county, or if there is more than one election authority within the county, then to the election authority located nearest to the location where the driver's license application was received. **Voter registration information, including an electronic image of the signature of the applicant, shall be transmitted in a format compatible with the Missouri voter registration system established in section 115.158 which allows for review by the election authority and does not require the election authority to manually reenter the information, provided that the election authority shall print out a paper copy of the information and retain such information in the manner required by section 115.145.** The election authority receiving the application forms shall review the applications and forward**, in a secure and electronic manner,** any applications pertaining to a different election authority to that election authority.

6. A completed voter registration application accepted in the driver's licensing process shall be transmitted to the election authority described in subsection 5 of this section not later than **[**five**]** **three** business days after the form is completed by the applicant.

7. Any person registering to vote when applying for or renewing a Missouri driver's license shall submit with the application form a copy of a birth certificate, a Native American tribal document, or other proof of United States citizenship, a valid Missouri driver's license, or other form of personal identification. **Any person who, at the time of a transaction with the division of motor vehicle and drivers licensing of the department of revenue, provides a document that establishes non-citizenship shall not be offered the opportunity to register to vote as part of the transaction.**"; and

Further amend said bill, page 13, section 115.652, line 23 by inserting after all of said line the following:

"115.960. 1. An election authority is authorized to accept voter registration applications with a signature submitted to the election authority under the provisions of sections 432.200 to 432.295 as provided in this section:

(1) Sections 432.200 to 432.295 shall only apply to transactions between parties that have agreed to conduct transactions by electronic means;

(2) **[**Except as provided in subsection 2 of this section,**]** As used in this section and sections 432.200 to 432.295, the parties who agree to conduct voter registration transactions by electronic means shall be the local election authority who is required to accept or reject a voter registration application and the prospective voter submitting the application;

(3) A local election authority is authorized to develop, maintain, and approve systems that transmit voter registration applications electronically under sections 432.200 to 432.295;

(4) Except as provided in **[**subsection 2 of this**]** section **115.160**, no officer, agency, or organization shall collect or submit a voter registration application with an electronic signature to an election authority without first obtaining approval of the data and signature format from the local election authority and the approval of the voter to collect and store the signature and data; and

(5) Local election authorities who maintain a voter registration application system shall direct voter

registration applicants from other jurisdictions to the system used by the local election authority for that jurisdiction to accept voter registration applications electronically.

2. **[**A system maintained by the secretary of state's office shall be used to accept voter registration applications electronically subsequent to approval from the committee formed as set forth in this subsection:

(1) Within thirty days of, but in no event prior to January 1, 2017, the president of the Missouri Association of County Clerks and Election Authorities shall appoint fourteen of its members to serve on a committee to approve and develop uniform standards, systems, and modifications that shall be used by the secretary of state in any electronic voter registration application system offered by that office. The committee may also make recommendations regarding the purchase, maintenance, integration, and operation of electronic databases, software, and hardware used by local election authorities and the secretary of state's office including, but not limited to, systems used for military and overseas voting and for building and conducting election operations. The committee shall have fourteen local election authorities, including representatives of each classification of counties, a representative from an election board, and at least one member who has experience processing online voter registration transactions. In addition, one representative appointed by the secretary of state's office shall serve on the committee;

(2) The committee shall immediately meet to approve electronic signature formats and a minimum set of data collection standards for use in a voter registration application system maintained by the secretary of state;

(3) Once the format and data collection standards are approved by the committee and implemented for the system maintained by the secretary of state, local election authorities shall accept the transmission of voter registration applications submitted to the approved system under the provisions of sections 432.200 to 432.295;

(4) The secretary of state's office shall direct eligible voters to a local election authority's system to accept voter registration applications electronically if the local election authority has a system in place as of August 28, 2016, or implements a system that meets the same standards and format that has been approved by the committee for the secretary of state's system;

(5) The committee shall meet not less than semiannually through June 30, 2019, to recommend and approve changes and enhancements proposed by the secretary of state or election authorities to the electronic voter registration application system. Vacancies that occur on the committee shall be filled by the president of the Missouri Association of County Clerks and Election Authorities at the time of the vacancy;

(6) To improve the accuracy of voter registration application data and reduce costs for local election authorities, the system maintained by the secretary of state shall, as soon as is practical, provide a method where the data entered by the voter registration applicant does not have to be re-entered by the election authority to the state voter registration database.

3.**]** Each applicant who registers using an approved electronic voter registration application system shall be deemed to be registered as of the date the signed application is submitted to the system, if such application is accepted and not rejected by the election authority and the verification notice required under section 115.155 is not returned as undeliverable by the postal service.

[4.**]** **3.** This section shall not apply to voter registration and absentee records submitted by voters authorized under federal law, section 115.291, or sections 115.900 to 115.936 to submit electronic records

and signatures.

[5.**] 4.** High quality copies, including electronic copies, of signatures made on paper documents may be used for petition signature verification purposes and retained as records.

[6.**] 5.** Any signature required for petition submission under chapter 116 shall be handwritten on a paper document.

[7. Notwithstanding the provisions of section 432.230**] 6. Except as provided under sections 115.160 and 432.230**, nothing in this section shall require the election authority to accept voter registration records or signatures created, generated, sent, communicated, received, stored, or otherwise processed, or used by electronic means or in electronic form from any officer, agency, or organization **[**not authorized under subsection 2 of this section**]** without prior approval from the election authority. **Election authorities shall accept and process voter registration records, including electronic images of applicant signatures, transmitted electronically by the division of motor vehicle and drivers licensing of the department of revenue under section 115.160.** Except as provided in **[**subsection 2 of this section**] section 115.160**, no officer, agency, or organization shall give the voter the opportunity to submit a voter registration application with an electronic signature without first obtaining the approval of the local election authority.

[8.**] 7.** An election authority that agrees to conduct a transaction by electronic means may refuse to conduct other transactions by electronic means.

[9.**] 8.** No election authority or the secretary of state shall furnish to any member of the public any data collected under a voter registration application system except as authorized in subsections 1 to 5 of section 115.157.

[10.**] 9.** Nothing in this section shall be construed to require the secretary of state to cease operating a voter registration application in place as of the effective date of this act."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Eigel moved that **SS** for **SB 812**, as amended, be adopted, which motion prevailed.

On motion of Senator Eigel, **SS** for **SB 812**, as amended, was declared perfected and ordered printed.

Senator Mosley moved that **SB 798**, with **SA 1** and **SA 1** to **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Onder, **SA 1** was withdrawn, rendering **SA 1** to **SA 1** moot.

Senator Mosley offered **SS** for **SB 798**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 798

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

Senator Mosley moved that **SS** for **SB 798** be adopted.

Senator Moon offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 798, Page 1, Section 208.031, Line 12, by inserting at the end of said line the following: "**The provisions of this section shall not be construed to expand the total amount of SNAP monthly benefits for which the recipient is otherwise eligible.**".

Senator Moon moved that the above amendment be adopted.

At the request of Senator Moon, **SA 1** was withdrawn.

Senator Onder requested a roll call vote be taken and was joined in his request by Senators Brattin, Eigel, Hoskins and Moon.

SS for **SB 798** was adopted by the following vote:

YEAS—Senators

Arthur	Beck	Hough	Luetkemeyer	May	Mosley	Razer
Rizzo	Roberts	Rowden	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—16					

NAYS—Senators

Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford	Eigel
Gannon	Hegeman	Hoskins	Koenig	Moon	Onder	Riddle—14

Absent—Senators

Bean	O'Laughlin	Schatz—3

Absent with leave—Senator Eslinger—1

Vacancies—None

On motion of Senator Mosley, **SS** for **SB 798** was declared perfected and ordered printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1859**, entitled:

An Act to repeal sections 115.225, 115.237, and 116.220, RSMo, and to enact in lieu thereof five new sections relating to ballots.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1692**, entitled:

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to liability for injuries from required immunizations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2381**, entitled:

An Act to repeal sections 67.145, 70.631, 170.310, 190.091, 190.100, 190.134, 650.320, 650.330, and 650.340, RSMo, and to enact in lieu thereof eight new sections relating to emergency medical dispatchers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1977**, entitled:

An Act to repeal sections 196.931 and 196.935, RSMo, and to enact in lieu thereof two new sections relating to the selling of raw milk or cream, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 114**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 7 of Article IX of the Constitution of Missouri, and adopting one new section in lieu thereof relating to human trafficking offenses.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1704**, entitled:

An Act to repeal section 575.080, RSMo, and to enact in lieu thereof one new section relating to the offense of making a false report, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 812**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for **HB 3017**—Appropriations.

HCS for **HB 3018**—Appropriations.

HCS for **HB 3019**—Appropriations.

HCS for **HB 3021**—Appropriations.

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, his wife, Jeannette; his daughter, Tina; his grandchildren, Trenton; Julia; and John; his daughter, Krista Castrop; grandson, Chase; his son and daughter-in-law, Kyle and Robin; grandchildren, Grace; Cody; and Alma.

Senator Schupp introduced to the Senate, her granddaughter, Sophia "Sophie" Mae Schupp.

Senator White introduced to the Senate, Keith and Carrie Sampson; and their children, Emma; Hunter; and Anna.

Senator Williams introduced to the Senate, Emma Scharff, University City.

On motion of Senator Rowden, the Senate adjourned until 11:00 a.m., Tuesday, April 26, 2022.

SENATE CALENDAR

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FIFTY-FOURTH DAY–TUESDAY, APRIL 26, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel (In Fiscal Oversight)
SS for SB 742-Crawford (In Fiscal Oversight)
SS for SCS for SB 741-Crawford
SS for SB 812-Eigel

SENATE BILLS FOR PERFECTION

1. SB 674-Hough, with SCS
2. SB 987-Bean
3. SB 713-Razer, with SCS
4. SB 781-Moon, with SCS
5. SB 1179-Hough
6. SB 994-Washington
7. SBs 961 &733-Beck, with SCS
8. SB 739-Eigel
9. SB 874-Arthur
10. SB 1040-Burlison
11. SB 1143-Brown
12. SB 685-May
13. SB 833-Luetkemeyer
14. SB 1023-Gannon
15. SB 809-Koenig, with SCS
16. SB 800-Hegeman
17. SB 958-Bean, with SCS
18. SB 694-Brattin
19. SB 1063-Crawford
20. SB 963-Brown, with SCS
21. SB 978-Eslinger, with SCS
22. SB 843-Moon, with SCS
23. SB 1178-White and Cierpiot, with SCS
24. SB 1133-White, with SCS
25. SB 684-May
26. SB 923-Brattin
27. SJRs 52 & 53-Koenig, with SCS
28. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HB 3001 (Hegeman)
6. HCS for HB 3002, with SCS (Hegeman)
7. HCS for HB 3003, with SCS (Hegeman)
8. HCS for HB 3004, with SCS (Hegeman)
. HCS for HB 3005, with SCS (Hegeman)
10. HCS for HB 3006, with SCS (Hegeman)
11. HCS for HB 3007, with SCS (Hegeman)
12. HCS for HB 3008, with SCS (Hegeman)
13. HCS for HB 3009, with SCS (Hegeman)
14. HCS for HB 3010, with SCS (Hegeman)
15. HCS for HB 3011, with SCS (Hegeman)
16. HCS for HB 3012, with SCS (Hegeman)
17. HCS for HB 3013, with SCS (Hegeman)
18. HCS for HB 3015, with SCS (Hegeman)
19. HCS for HJR 79, with SCS (Crawford)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1606, with SCS (Eslinger)
HB 1856-Baker, with SCS (O'Laughlin)
HB 1878-Simmons, with SCS (Crawford)
HCS for HB 2005 (Bean)
HCS for HBs 2502 & 2556 (Hegeman)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 1720, with SS for SCS, as amended (Bean) (House requests Senate recede or grant conference)
HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel

SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FOURTH DAY—TUESDAY, APRIL 26, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Let us not love in word or in speech but in deed and in truth." (I John 3:18)

We ask, O Lord, let us never forget You or how loving and gracious You are to us. You have blessed us with good work that must be done so we ask that our deed match our speech and word be true. May we rejoice and be proud of the actions we take this day and may we find completion in the efforts put forth. And may we never fail to show our appreciation for those who do so much to help us get through each week. Let us show in loving words and action how much they mean to us and treat them accordingly. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator White announced photographers from Nexstar Media Group, MissouriNet, and KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 850, regarding Cadet Master Sergeant Jenesis May, Sedalia, which was adopted.

Senator Washington offered Senate Resolution No. 851, regarding Alvin Brooks, Kansas City, which was adopted.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **HB 2149**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

HOUSE BILLS ON THIRD READING

HCS for **HB 3015**, with **SCS**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3015**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3015

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3015** be adopted, which motion prevailed.

Senator Luetkemeyer assumed the Chair.

Senator Hough assumed the Chair.

Senator Rowden assumed the Chair.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3015** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley

O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Moon	Onder—6

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3001**, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater ControlBond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up by Senator Hegeman.

On motion of Senator Hegeman, **HCS** for **HB 3001** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senator Beck—1

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3002**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3002**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3002

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3002** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 3002**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3002

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3002** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 3002** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Eigel	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3003**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3003**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3003

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3003** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 3003**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3003

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of

Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3003** be adopted, which motion prevailed.

Senator Luetkemeyer assumed the Chair.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 3003** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Cierpiot	Crawford	Gannon
Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Thompson Rehder	White	Wieland	Williams—25			

NAYS—Senators

Brattin	Burlison	Eigel	Moon	Onder	Schupp—6

Absent—Senators

Brown	Washington—2

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3004**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3004**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3004

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among

certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3004** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3004** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Cierpiot	Crawford	Gannon
Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley	O'Laughlin
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—26		

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Moon	Onder—6

Absent—Senator Brown—1

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3005**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3005**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3005

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended

only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3005** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3005** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Crawford	Gannon
Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley	O'Laughlin
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—26		

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Moon	Onder—6

Absent—Senator Cierpiot—1

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3006**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof, and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3006**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3006

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of

Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof, and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3006** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3006** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Moon	Onder—6

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Rowden assumed the Chair.

HCS for **HB 3007**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3007**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3007

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3007** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3007** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Moon	Onder—6

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3008**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3008**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3008

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3008** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 3008**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3008

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3008** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 3008** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Burlison	Eigel	Moon	Onder—4

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3009**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3009**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3009

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3009** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3009** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Eigel	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3010**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3010**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3010

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3010** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 3010**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3010

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3010** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 3010** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder
Washington	White	Wieland	Williams—25			

NAYS—Senators

Brattin Burlison Eigel Hoskins Moon Onder Schupp—7

Absent—Senator O'Laughlin—1

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3011**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3011**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3011

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3011** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 3011**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3011

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article

IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3011** be adopted, which motion prevailed.

President Kehoe assumed the Chair.

Pursuant to Senate Rule 91, Senator Washington excused herself from voting on the 3rd reading of **SS** for **SCS** for **HCS** for **HB 3011**.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 3011** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hough	Luetkemeyer	May	Mosley	O'Laughlin
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder
White	Wieland—23					

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Moon	Onder
Schupp	Williams—9					

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Excused from voting—Senator Washington—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3012**, with **SCS**, entitled:

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money

among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3012**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3012

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2022 and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3012** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 3012**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3012

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2022 and ending June 30, 2023.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3012** be adopted.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3012, Page 9, Section 12.245, Line 2, by striking: "$14,971,287" and inserting in lieu thereof the following: "$15,471,287";

and

Further amend said section, line 4 by striking: "14,974,287" and inserting in lieu thereof the following: "15,474,287";

and

Further amend section and bill totals accordingly.

Senator Brattin moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Eigel, Hoskins, Moon, and Onder.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Eigel	Hoskins	Luetkemeyer	Moon	O'Laughlin
Onder	Wieland—9					

NAYS—Senators

Arthur	Bean	Beck	Bernskoetter	Cierpiot	Gannon	Hegeman
Hough	Koenig	May	Mosley	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Williams—22						

Absent—Senators

Brown	Crawford—2

Absent with leave—Senator Eslinger—1

Vacancies—None

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3012** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 3012**, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Moon	Onder—6

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3013**, with **SCS**, entitled:

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3013**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3013

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3013** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3013** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Moon	Onder—6

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

REFERRALS

President Pro Tem Schatz referred **HB 1878**, with **SCS**, and **SS** for **SCS** for **SB 741** to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 1858**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 798**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

President Kehoe assumed the Chair.

REFERRALS

President Pro Tem Schatz referred **HCS** for **HJR 79**, with **SCS**, and **HCS** for **HB 1858** to the Committee on Governmental Accountability on Fiscal Oversight.

RESOLUTIONS

Senator Roberts offered Senate Resolution No. 852, regarding the death of Dr. Homer Erwin Nash Jr., St. Louis, which was adopted.

Senator Crawford offered Senate Resolution No. 853, regarding Dr. Joanna Anderson, Sedalia, which was adopted.

INTRODUCTION OF GUESTS

Senator Luetkemeyer introduced to the Senate, St. Therese Academy; and Anna Ashby, Nolan Fellows; and Grayson Vacanti were made honorary pages.

Senator Razer introduced to the Senate, Reginald Razer, Sylacanga, AL; Regina Reynolds, Wilson, AR;

and Sheri Harris, Melbourne, AR.

Senator Hoskins introduced to the Senate, Justin Harris; Travis DeShong; Jeneen DeShong; Michelle Hoskins; and Patrick Finnane, Warrensburg.

Senator Brattin introduced to the Senate, Cody Jenkins, Nevada.

Senator White introduced to the Senate, WWII Veterans, John Sellers; James Nolan; Harry Read; and Rodger Graves.

Senator Williams introduced to the Senate, St. Louis Realtors Association, Susan Fry, Lake St. Louis; Turon Blevins, Chesterfield; Terry Gannon, Normady; Janelle Stowers, Ferguson; and Jeff Farr, Washington.

On motion of Senator Rowden, the Senate adjourned until 11:00 a.m., Wednesday, April 27, 2022.

SENATE CALENDAR

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FIFTY-FIFTH DAY–WEDNESDAY, APRIL 27, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 742-Crawford
(In Fiscal Oversight)
SS for SCS for SB 741-Crawford
(In Fiscal Oversight)
SS for SB 812-Eigel
SS for SB 798-Mosley

SENATE BILLS FOR PERFECTION

1. SB 674-Hough, with SCS
2. SB 987-Bean
3. SB 713-Razer, with SCS
4. SB 781-Moon, with SCS

5. SB 1179-Hough
6. SB 994-Washington
7. SBs 961 &733-Beck, with SCS
8. SB 739-Eigel
9. SB 874-Arthur
10. SB 1040-Burlison
11. SB 1143-Brown
12. SB 685-May
13. SB 833-Luetkemeyer
14. SB 1023-Gannon
15. SB 809-Koenig, with SCS
16. SB 800-Hegeman
17. SB 958-Bean, with SCS
18. SB 694-Brattin
19. SB 1063-Crawford
20. SB 963-Brown, with SCS
21. SB 978-Eslinger, with SCS
22. SB 843-Moon, with SCS
23. SB 1178-White and Cierpiot, with SCS
24. SB 1133-White, with SCS
25. SB 684-May
26. SB 923-Brattin
27. SJRs 52 & 53-Koenig, with SCS
28. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1686 (Brown)
(In Fiscal Oversight)

HCS for HJR 117 (Hegeman)
(In Fiscal Oversight)

HCS for HB 2304, with SCS (O'Laughlin)
(In Fiscal Oversight)

HCS for HB 1462, with SCS (Burlison)
(In Fiscal Oversight)

HCS for HJR 79, with SCS (Crawford)
(In Fiscal Oversight)

HCS for HB 1858 (Koenig)
(In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)

SB 648-Rowden

SB 650-Eigel

SB 654-Crawford, with SCS

SB 657-Cierpiot, with SS (pending)

SB 663-Bernskoetter, with SCS

SB 664-Bernskoetter

SB 665-Bernskoetter, with SS (pending)

SB 667-Burlison, with SS (pending)

SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)

SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)

SBs 702, 636, 651, & 693-Eslinger, with SCS

SB 723-Hegeman, with SA 1 (pending)

SB 726-Onder, with SS & SA 6 (pending)

SB 732-Hoskins, with SCS

SB 762-Brown, with SS & SA 4 (pending)

SBs 777 & 808-Brattin, with SCS

SB 850-Bean, with SCS & SS for SCS (pending)

SB 864-Hoskins, with SCS

SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1606, with SCS (Eslinger)
HB 1856-Baker, with SCS (O'Laughlin)
HB 1878-Simmons, with SCS (Crawford) (In Fiscal Oversight)
HCS for HB 2005 (Bean)
HCS for HBs 2502 & 2556 (Hegeman)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

HCS for HB 1720, with SS for SCS, as amended (Bean) (House requests Senate recede or grant conference)
HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)
HB 2149-Shields, with SS, as amended (Eslinger) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz
SR 702-Rowden, with SCS

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Amended

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FIFTH DAY—WEDNESDAY, APRIL 27, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"...you who seek God, let your hearts revive." (Psalm 69:32b)

O Lord, we acknowledge that we see the heart as the seat of human emotion that often directs our behavior and words. So, we ask O Lord, that You weed out from our hearts that which threatens our undoing but fill it with faith, hope and love for You, our families and neighbors. Help us to be open vessels to receive Your blessings that we may bless others and be revived this day to do what You require of us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from KOMU 8, The New York Times, ABC-17 News, Nexstar Media Group, GP M.A.D.E. Foundation Media and LO Profile Magazine were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator O'Laughlin—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Koenig offered Senate Resolution No. 854, regarding Tanvi Kulkarni, Ballwin, which was adopted.

Senator Arthur offered Senate Resolution No. 855, regarding Eagle Scout Eric R. Lewczyk, Kansas City, which was adopted.

Senator Rowden moved that **SR 702**, with **SCS**, be taken up for adoption, which motion prevailed.

SCS for **SR 702** was taken up.

Senator Rowden moved that **SCS** for **SR 702** be adopted, which motion prevailed.

On motion of Senator Rowden, **SR 702**, as amended by the **SCS**, was adopted.

HOUSE BILLS ON THIRD READING

HCS for **HB 1606**, with **SCS**, entitled:

An Act to repeal sections 50.800, 50.810, 50.815, and 50.820, RSMo, and to enact in lieu thereof two new sections relating to county financial statements.

Was taken up by Senator Eslinger.

SCS for **HCS** for **HB 1606**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1606

An Act to repeal sections 50.327, 50.800, 50.810, 50.815, 50.820, 55.160, 58.095, 58.200, 140.170, 140.190, and 473.742, RSMo, and to enact in lieu thereof nine new sections relating to county officials, with penalty provisions.

Was taken up.

Senator Eslinger moved that **SCS** for **HCS** for **HB 1606** be adopted.

Senator Eslinger offered **SS** for **SCS** for **HCS** for **HB 1606**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1606

An Act to repeal sections 50.327, 50.800, 50.810, 50.815, 50.820, 55.160, 58.095, 58.200, 140.170, 140.190, 304.022, and 473.742, RSMo, and to enact in lieu thereof ten new sections relating to county officials, with penalty provisions.

Senator Eslinger moved that **SS** for **SCS** for **HCS** for **HB 1606** be adopted.

Senator Hough assumed the Chair.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 1, In the Title, Lines 5-6, by striking "county officials" and inserting in lieu thereof the following: "political subdivisions"; and

Further amend said bill, page 11, Section 58.200, line 17, by inserting after all of said line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. **Beginning January 1, 2023, in any county with more than four hundred thousand but fewer than five hundred thousand inhabitants, all personal property in such county shall be annually assessed at a percent of its true value in money as of January first of each calendar year as follows:**

(1) A political subdivision shall annually reduce the percentage of true value in money at which personal property is assessed pursuant to this subsection such that the amount by which the revenue generated by taxes levied on such personal property is substantially equal to one hundred percent of the growth in revenue generated by real property assessment growth. Annual reductions shall be made pursuant to this subdivision until December 31, 2073. Thereafter, the percentage of true value in money at which personal property is assessed shall be equal to the percentage in effect on December 31, 2073.

(2) The provisions of subdivision (1) of this subsection shall not be construed to relieve a political subdivision from adjustments to property tax levies as required by section 137.073.

(3) For the purposes of subdivision (1) of this subsection, "real property assessment growth" shall mean the growth in revenue from increases in the total assessed valuation of all real property in a political subdivision over the revenue generated from the assessed valuation of such real property from the previous calendar year. Real property assessment growth shall not include any revenue in excess of the percent increase in the consumer price index, as described in subsection 2 of section 137.073.

(4) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection to the contrary, for the purposes of the tax levied pursuant to Article III, Section 38(b) of the Missouri Constitution, all personal property shall be assessed at thirty-three and one-third percent of its true value in money as of January first of each calendar year.

2. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection **[**5**]** **6** of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than

the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

[2.**]** **3.** Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

[3.**]** **4.** The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages

of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

[4.**]** **5.** The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

[5.**]** **6.** (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

[6.**]** **7.** Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the

manufactured home owner may be considered real property.

[7.**] 8.** Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

[8.**] 9.** Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

[9.**] 10.** The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

[10.**] 11.** Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

[11.**] 12.** If a physical inspection is required, pursuant to subsection **[**10**] 11** of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

[12.**] 13.** A physical inspection, as required by subsection **[**10**] 11** of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection **[**11**] 12** of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

[13.**] 14.** A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

[14.**] 15.** Any county or city not within a county in this state may, by an affirmative vote of the

governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

[15.**]** **16.** The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection **[**14**]** **15** of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

[16.**]** **17.** Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, white motion prevailed.

The Senate observed a moment of silence in recognition of Holocaust Remembrance Day.

Senator Luetkemeyer offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 1, In the Title, Lines 5-6, by striking "county officials" and inserting in lieu thereof the

following: "local government"; and

Further amend said bill, page 15, section 140.190, line 55, by inserting after all of said line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year**, provided that no real residential property shall be assessed at a value that exceeds the previous assessed value for such property, exclusive of new construction and improvements, by more than the percentage increase in the consumer price index or ten percent, whichever is greater**. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain

such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

6. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection 11 of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

14. Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

15. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 14 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates

shall not exceed such city's tax rate ceiling.

16. Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444."; and

Further amend the title and enacting clause accordingly.

Senator Luetkemeyer moved that the above amendment be adopted, which motion prevailed.

Senator Onder offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 11, Section 58.200, Line 17, by inserting after all of said line the following:

"**115.062. No election authority shall take or accept funding from any source other than from the governing body of a political subdivision or the federal government.**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

Senator Onder offered **SA 1** to **SA 3**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 1, Lines 3-5, by striking all of said lines and inserting in lieu thereof the following:

"**115.062. No election authority shall take or accept funding, grants, or gifts of any kind from any source other than from the governing body of a political subdivision, the state of Missouri, or the federal government.**"; and".

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Bean assumed the Chair.

Senator Schupp offered **SA 2** to **SA 3**:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 1, Line 7, by inserting after the word "government."

the following: "**Notwithstanding any provisions of this section to the contrary, in-kind donations may be accepted by an election authority for preparing, administering, or conducting an election, including registering voters. If there is not sufficient appropriation of state funds to proportionally compensate counties pursuant to section 115.063 and 115.065, this section shall not be enforced.**".

Senator Schupp moved that the above amendment be adopted, which motion failed on a standing division vote.

President Kehoe assumed the Chair.

Senator Onder moved that **SA 3**, as amended, be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Eigel, Koenig and Moon.

SA 3, as amended, was adopted by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer
Moon	Onder	Riddle	Rowden	Schatz	Thompson Rehder	White
Wieland—22						

NAYS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

Absent—Senator Hough—1

Absent with leave—Senator O'Laughlin—1

Vacancies—None

Senator Hegeman offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 11, Section 58.200, Line 17, by inserting after all of said line the following:

"105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) "Governing body", the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) "Political subdivision", any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the

cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such

violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. Any **[**transportation development district organized under sections 238.200 to 238.275 having**]** **political subdivision that has** gross revenues of less than five thousand dollars **or that has not levied or collected sales or use taxes** in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after January 1, 2023, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Roberts offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 11, Section 58.200, Line 17, by inserting after all of said line the following:

"**137.103. 1. For the purposes of this section, the following terms shall mean:**

(1) "Eligible credit amount", the difference between an eligible taxpayer's real property tax liability on such taxpayer's homestead for a given tax year, minus the real property tax liability on such homestead in the year that the eligible taxpayer turned sixty-five years of age;

(2) "Eligible taxpayer", a Missouri resident who:

(a) Is at least sixty-five years of age;

(b) Is an owner of record of a homestead or has a legal or equitable interest in such property as evidenced by a written instrument; and

(c) Is liable for the payment of real property taxes on such homestead;

(3) "Homestead", real property actually occupied by an eligible taxpayer as a primary residence.

2. Pursuant to article X, section 6(a) of the Missouri Constitution, any taxing jurisdiction authorized to impose a property tax may grant a property tax credit to eligible taxpayers residing in such taxing jurisdiction, provided that such taxing jurisdiction authorizes such credit.

3. In addition to the requirements to receive an exemption pursuant to this section, a taxing jurisdiction may also require that a taxpayer meet certain income requirements.

4. A taxing jurisdiction granting an exemption pursuant to this section shall apply such exemption when calculating the eligible taxpayer's property tax liability for the tax year. The amount of the credit shall be noted on the statement of tax due sent to the eligible taxpayer by the county collector."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 16, Section 304.022, Line 34, by inserting after "county" the following: "**or municipal**".

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Sentor Brattin offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 140.190, Line 55, by inserting after all of said line the following:

"182.020. 1. If, from returns of the submission of the question, the majority of all the votes cast are in favor of establishing a county library district and for the tax for a free county library, the county governing body shall enter of record a brief recital of the returns and that there has been established "_____ county library district", and thereafter such "_____ county library district", shall be considered established; and the tax specified in the notice, subject to the provisions of this section, shall be levied and collected, from year to year.

2. At least once in every month the county collector in each county of the first and second classes, including such counties having a charter form of government, shall pay over to the treasurer of the county library district all moneys received and collected by him to which the district is entitled and take duplicate receipts from the treasurer, one of which he shall file with the secretary of the county library district and the other he shall file in his settlement with the county governing body. The county collector in the counties of the third and fourth classes shall pay over to the county treasurer at least once in every month all moneys

received and collected by him which are due the county library district and shall take duplicate receipts therefor, one of which he shall file in his settlement with the county governing body. The county treasurer in such counties shall pay over to the treasurer of the county library district, at least once in every month, all moneys so received by him to which the district is entitled. Upon payment he shall take duplicate receipts from the treasurer of the county library district, one of which he shall file with the secretary of the county library district, and the other he shall file in his settlement with the county governing body.

3. The tax may be reconsidered whenever the voters of any county library district shall so determine by a majority vote on such questions after petition, order, and notice of the election and of the purpose thereof, first having been made, filed, and given, as in the case of establishing such county library district. At least five years must elapse after the county library district has been established and a tax therefor has been levied before a question to reconsider the tax may be submitted under this subsection.

4. Whenever the county library board of trustees finds it appropriate, it may order an election on the question of increasing the tax established pursuant to subsection 2 of section 182.010 or increased pursuant to subsection 5 of section 182.010. **The county commission in any county with more than one hundred thousand but fewer than one hundred twenty thousand inhabitants and with a county seat with more than nine thousand but fewer than eleven thousand inhabitants may overrule and reject a county library board of trustees' decision to order an election on the question of increasing taxes.** Notice of the election shall be published in the same manner as is notice of an election to establish a county library district under section 182.010. The notice and order shall each recite the amount of the proposed increase. The question shall be submitted in substantially the following form:

Shall the _____ per hundred dollars assessed valuation tax for the county library be increased to _____ per hundred dollars assessed valuation?

If a majority of votes cast on the question are in favor of the increase, then the increased tax shall be levied and collected in the same manner as the tax was at its previous lower rate.

5. As used in sections 182.010 to 182.120, the words "county commission" or "county governing body" shall be construed to mean the proper commission or official in any county operating under a special charter.

182.050. For the purpose of carrying into effect sections 182.010 to 182.120, in case a county library district is established and a free county library authorized as provided in section 182.010, within sixty days after the establishment of the county library district, there shall be created a county library board of trustees, of five members, who shall be residents of the library district, none of whom shall be elected county officials. The members shall be appointed by the county commission for terms of four years each, except that as to the members of the first board, two shall be appointed for one year, and one each shall be appointed for two years, three years, and four years, respectively, from the first day of July following their appointment; and annually thereafter before the first day of July the county commission shall appoint successors. Vacancies in the board occasioned by removals, resignations or otherwise shall be reported to the county commission and shall be filled in like manner as original appointments; except that if the vacancy is in an unexpired term, the appointment shall be made for only the unexpired portion of that term. No member of the board shall receive compensation as such. No person shall be employed by the board of library trustees or by the librarian who is related within the third degree by blood or by marriage to any trustee of the board. **The county commission in any county with more than one hundred thousand but fewer than one hundred twenty thousand inhabitants and with a county seat with more than nine thousand but fewer than eleven thousand inhabitants may remove any member for conduct**

prejudicial to the good order and effective operation of the library, or for other good cause, stated in writing and after a public hearing."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Koenig offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 1, In the Title, Lines 5-6, by striking "county officials" and inserting in lieu thereof the following: "political subdivisions"; and

Further amend said bill, page 11, Section 58.200, line 17, by inserting after all of said line the following:

"67.457. 1. To establish a neighborhood improvement district, the governing body of any city or county shall comply with either of the procedures described in subsection 2 or 3 of this section.

2. The governing body of any city or county proposing to create a neighborhood improvement district may by resolution submit the question of creating such district to all qualified voters residing within such district at a general or special election called for that purpose. Such resolution shall set forth the project name for the proposed improvement, the general nature of the proposed improvement, the estimated cost of such improvement, the boundaries of the proposed neighborhood improvement district to be assessed, and the proposed method or methods of assessment of real property within the district, including any provision for the annual assessment of maintenance costs of the improvement in each year during the term of the bonds issued for the original improvement and after such bonds are paid in full. The governing body of the city or county may create a neighborhood improvement district when the question of creating such district has been approved by the vote of the percentage of electors within such district voting thereon that is equal to the percentage of voter approval required for the issuance of general obligation bonds of such city or county under Article VI, Section 26 of the constitution of this state. The notice of election containing the question of creating a neighborhood improvement district shall contain the project name for the proposed improvement, the general nature of the proposed improvement, the estimated cost of such improvement, the boundaries of the proposed neighborhood improvement district to be assessed, the proposed method or methods of assessment of real property within the district, including any provision for the annual assessment of maintenance costs of the improvement in each year after the bonds issued for the original improvement are paid in full, and a statement that the final cost of such improvement assessed against real property within the district and the amount of general obligation bonds issued therefor shall not exceed the estimated cost of such improvement, as stated in such notice, by more than twenty-five percent, and that the annual assessment for maintenance costs of the improvements shall not exceed the estimated annual maintenance cost, as stated in such notice, by more than twenty-five percent. The ballot upon which the question of creating a neighborhood improvement district is submitted to the qualified voters residing within the proposed district shall contain a question in substantially the following form:

Shall _____ (name of city or county) be authorized to create a neighborhood improvement district proposed for the _____ (project name for the proposed improvement) and incur indebtedness and issue general obligation bonds to pay for all or part of the cost of public improvements within such district, the cost of all indebtedness so incurred to be assessed by the governing body of the _____ (city or county) on the real property benefitted by such improvements for a period of _____ years,

and, if included in the resolution, an assessment in each year thereafter with the proceeds thereof used solely for maintenance of the improvement?

3. As an alternative to the procedure described in subsection 2 of this section, the governing body of a city or county may create a neighborhood improvement district when a proper petition has been signed by the owners of record of at least two-thirds by area of all real property located within such proposed district. Each owner of record of real property located in the proposed district is allowed one signature. Any person, corporation, or limited liability partnership owning more than one parcel of land located in such proposed district shall be allowed only one signature on such petition. The petition, in order to become effective, shall be filed with the city clerk or county clerk. A proper petition for the creation of a neighborhood improvement district shall set forth the project name for the proposed improvement, the general nature of the proposed improvement, the estimated cost of such improvement, the boundaries of the proposed neighborhood improvement district to be assessed, the proposed method or methods of assessment of real property within the district, including any provision for the annual assessment of maintenance costs of the improvement in each year during the term of the bonds issued for the original improvement and after such bonds are paid in full, a notice that the names of the signers may not be withdrawn later than seven days after the petition is filed with the city clerk or county clerk, and a notice that the final cost of such improvement assessed against real property within the district and the amount of general obligation bonds issued therefor shall not exceed the estimated cost of such improvement, as stated in such petition, by more than twenty-five percent, and that the annual assessment for maintenance costs of the improvements shall not exceed the estimated annual maintenance cost, as stated in such petition, by more than twenty-five percent.

4. Upon receiving the requisite voter approval at an election or upon the filing of a proper petition with the city clerk or county clerk, the governing body may by resolution or ordinance determine the advisability of the improvement and may order that the district be established and that preliminary plans and specifications for the improvement be made. Such resolution or ordinance shall state and make findings as to the project name for the proposed improvement, the nature of the improvement, the estimated cost of such improvement, the boundaries of the neighborhood improvement district to be assessed, the proposed method or methods of assessment of real property within the district, including any provision for the annual assessment of maintenance costs of the improvement in each year after the bonds issued for the original improvement are paid in full, and shall also state that the final cost of such improvement assessed against the real property within the neighborhood improvement district and the amount of general obligation bonds issued therefor shall not, without a new election or petition, exceed the estimated cost of such improvement by more than twenty-five percent.

5. The boundaries of the proposed district shall be described by metes and bounds, streets or other sufficiently specific description. The area of the neighborhood improvement district finally determined by the governing body of the city or county to be assessed may be less than, but shall not exceed, the total area comprising such district.

6. In any neighborhood improvement district organized prior to August 28, 1994, an assessment may be levied and collected after the original period approved for assessment of property within the district has expired, with the proceeds thereof used solely for maintenance of the improvement, if the residents of the neighborhood improvement district either vote to assess real property within the district for the maintenance costs in the manner prescribed in subsection 2 of this section or if the owners of two-thirds of the area of all real property located within the district sign a petition for such purpose in the same manner as prescribed

in subsection 3 of this section.

7. Prior to any assessment hereafter being levied against any real property within any neighborhood improvement district, and prior to any lien enforceable under either chapter 140 or 141 being imposed after August 28, 2013, against any real property within a neighborhood improvement district, the clerk of the governing body establishing the neighborhood improvement district shall cause to be recorded with the recorder of deeds for the county in which any portion of the neighborhood improvement district is located a document conforming to the provisions of sections 59.310 and 59.313, and which shall contain at least the following information:

(1) Each and all owners of record of real property located within the neighborhood improvement district at the time of recording, who shall be identified in the document as grantors and indexed by the recorder, as required under and pursuant to section 59.440;

(2) The governing body establishing the neighborhood improvement district and the title of any official or agency responsible for collecting or enforcing any assessments, who shall be identified in the document as grantees and so indexed by the recorder, as required under and pursuant to section 59.440;

(3) The legal description of the property within the neighborhood improvement district which may either be the metes and bounds description authorized in subsection 5 of this section or the legal description of each lot or parcel within the neighborhood improvement district; and

(4) The identifying number of the resolution or ordinance creating the neighborhood improvement district, or a copy of such resolution or ordinance.

8. (1) The governing body of the city or county establishing a neighborhood improvement district shall, as soon as is practicable, submit the following information to the state auditor and the department of revenue:

(a) A description of the boundaries of such district as well as the average assessment made against real property located in such district;

(b) Any amendments made to the boundaries of a district; and

(c) The date on which a neighborhood improvement district is dissolved.

(2) The governing body of the city or county establishing a neighborhood improvement district on or after August 28, 2022, shall not order any assessment to be made on any real property located within a district until such governing body has submitted the information required by paragraph (a) of subdivision (1) of this subsection.

67.461. 1. After the governing body has made the findings specified in section 67.457 and plans and specifications for the proposed improvements have been prepared, the governing body shall by ordinance or resolution order assessments to be made against each parcel of real property deemed to be benefitted by an improvement based on the revised estimated cost of the improvement or, if available, the final cost thereof, and shall order a proposed assessment roll to be prepared.

2. The plans and specifications for the improvement and the proposed assessment roll shall be filed with the city clerk or county clerk, as applicable, and shall be open for public inspection. Such clerk shall thereupon, at the direction of the governing body, publish notice that the governing body will conduct a hearing to consider the proposed improvement and proposed assessments. Such notice shall be published

in a newspaper of general circulation at least once not more than twenty days and not less than ten days before the hearing and shall state the project name for the improvement, the date, time and place of such hearing, the general nature of the improvement, the revised estimated cost or, if available, the final cost of the improvement, the boundaries of the neighborhood improvement district to be assessed, and that written or oral objections will be considered at the hearing. **Such notice shall also be sent to the Missouri department of revenue, which shall publish such notice on its website.** At the same time, the clerk shall mail to the owners of record of the real property made liable to pay the assessments, at their last known post office address, a notice of the hearing and a statement of the cost proposed to be assessed against the real property so owned and assessed. The failure of any owner to receive such notice shall not invalidate the proceedings.

67.1421. 1. Upon receipt of a proper petition filed with its municipal clerk, the governing body of the municipality in which the proposed district is located shall hold a public hearing in accordance with section 67.1431 and may adopt an ordinance to establish the proposed district.

2. A petition is proper if, based on the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county, as of the time of filing the petition with the municipal clerk, it meets the following requirements:

(1) It has been signed by property owners collectively owning more than fifty percent by assessed value of the real property within the boundaries of the proposed district;

(2) It has been signed by more than fifty percent per capita of all owners of real property within the boundaries of the proposed district; and

(3) It contains the following information:

(a) The legal description of the proposed district, including a map illustrating the district boundaries;

(b) The name of the proposed district;

(c) A notice that the signatures of the signers may not be withdrawn later than seven days after the petition is filed with the municipal clerk;

(d) A five-year plan stating a description of the purposes of the proposed district, the services it will provide, each improvement it will make from the list of allowable improvements under section 67.1461, an estimate of the costs of these services and improvements to be incurred, the anticipated sources of funds to pay the costs, and the anticipated term of the sources of funds to pay the costs;

(e) A statement as to whether the district will be a political subdivision or a not-for-profit corporation and if it is to be a not-for-profit corporation, the name of the not-for-profit corporation;

(f) If the district is to be a political subdivision, a statement as to whether the district will be governed by a board elected by the district or whether the board will be appointed by the municipality, and, if the board is to be elected by the district, the names and terms of the initial board may be stated;

(g) If the district is to be a political subdivision, the number of directors to serve on the board;

(h) The total assessed value of all real property within the proposed district;

(i) A statement as to whether the petitioners are seeking a determination that the proposed district, or any legally described portion thereof, is a blighted area;

(j) The proposed length of time for the existence of the district, which in the case of districts established after August 28, 2021, shall not exceed twenty-seven years from the adoption of the ordinance establishing the district unless the municipality extends the length of time under section 67.1481;

(k) The maximum rates of real property taxes, and, business license taxes in the county seat of a county of the first classification without a charter form of government containing a population of at least two hundred thousand, that may be submitted to the qualified voters for approval;

(l) The maximum rates of special assessments and respective methods of assessment that may be proposed by petition;

(m) The limitations, if any, on the borrowing capacity of the district;

(n) The limitations, if any, on the revenue generation of the district;

(o) Other limitations, if any, on the powers of the district;

(p) A request that the district be established; and

(q) Any other items the petitioners deem appropriate;

(4) The signature block for each real property owner signing the petition shall be in substantially the following form and contain the following information:

Name of owner: _____

Owner's telephone number and mailing address: _____

If signer is different from owner:

Name of signer: _____

State basis of legal authority to sign: _____

Signer's telephone number and mailing address: _____

If the owner is an individual, state if owner is single or married: _____

If owner is not an individual, state what type of entity: _____

Map and parcel number and assessed value of each tract of real property within the proposed district owned: _____

By executing this petition, the undersigned represents and warrants that he or she is authorized to execute this petition on behalf of the property owner named immediately above

_____ _____

Signature of person Date

signing for owner

STATE OF MISSOURI)

) ss.

COUNTY OF _____)

Before me personally appeared _____, to me personally known to be the individual described in and who executed the foregoing instrument.

WITNESS my hand and official seal this _____ day of _____ (month), _____ (year).

_____

Notary Public

My Commission Expires: _____ ; and

(5) Alternatively, the governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may file a petition to initiate the process to establish a district in the portion of the city located in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants containing the information required in subdivision (3) of this subsection; provided that the only funding methods for the services and improvements will be a real property tax.

3. Upon receipt of a petition the municipal clerk shall, within a reasonable time not to exceed ninety days after receipt of the petition, review and determine whether the petition substantially complies with the requirements of subsection 2 of this section. In the event the municipal clerk receives a petition which does not meet the requirements of subsection 2 of this section, the municipal clerk shall, within a reasonable time, return the petition to the submitting party by hand delivery, first class mail, postage prepaid or other efficient means of return and shall specify which requirements have not been met.

4. After the close of the public hearing required pursuant to subsection 1 of this section, the governing body of the municipality may adopt an ordinance approving the petition and establishing a district as set forth in the petition and may determine, if requested in the petition, whether the district, or any legally described portion thereof, constitutes a blighted area. If the petition was filed by the governing body of a municipality pursuant to subdivision (5) of subsection 2 of this section, after the close of the public hearing required pursuant to subsection 1 of this section, the petition may be approved by the governing body and an election shall be called pursuant to section 67.1422.

5. Amendments to a petition may be made which do not change the proposed boundaries of the proposed district if an amended petition meeting the requirements of subsection 2 of this section is filed with the municipal clerk at the following times and the following requirements have been met:

(1) At any time prior to the close of the public hearing required pursuant to subsection 1 of this section; provided that, notice of the contents of the amended petition is given at the public hearing;

(2) At any time after the public hearing and prior to the adoption of an ordinance establishing the proposed district; provided that, notice of the amendments to the petition is given by publishing the notice in a newspaper of general circulation within the municipality and by sending the notice via registered certified United States mail with a return receipt attached to the address of record of each owner of record of real property within the boundaries of the proposed district per the tax records of the county clerk, or the collector of revenue if the district is located in a city not within a county. Such notice shall be published and mailed not less than ten days prior to the adoption of the ordinance establishing the district**. Such notice shall also be sent to the Missouri department of revenue, which shall publish such notice on its website**;

(3) At any time after the adoption of any ordinance establishing the district a public hearing on the amended petition is held and notice of the public hearing is given in the manner provided in section 67.1431 and the governing body of the municipality in which the district is located adopts an ordinance approving the amended petition after the public hearing is held.

6. Upon the creation of a district, the municipal clerk shall report in writing the creation of such district to the Missouri department of economic development and the state auditor.

7. (1) The governing body of the municipality or county establishing a district or the governing body of such district shall, as soon as is practicable, submit the following information to the state auditor and the department of revenue:

(a) A description of the boundaries of such district as well as the rate of property tax or sales tax levied in such district;

(b) Any amendments made to the boundaries of a district or the tax rates levied in such district; and

(c) The date on which the district is to expire unless sooner terminated.

(2) The governing body of a community improvement district established on or after August 28, 2022, shall not order any assessment to be made on any real property located within a district and shall not levy any property or sales tax until the information required by paragraph (a) of subdivision (1) of this subsection has been submitted.

67.1431. 1. Within a reasonable time, not to exceed forty-five days, after the receipt of the verified petition from the municipal clerk, the governing body shall hold or cause to be held a public hearing on the establishment of the proposed district and shall give notice of the public hearing in the manner provided in subsection 3 of this section. All reasonable protests, objections and endorsements shall be heard at the public hearing.

2. The public hearing may be continued to another date without further notice other than a motion to be entered on the minutes fixing the date, time and place of the continuance of the public hearing**, as well as providing such information to the Missouri department of revenue, which shall publish such information on its website**.

3. Notice of the public hearing shall be given by publication and mailing. Notice by publication shall be given by publication in a newspaper of general circulation within the municipality once a week for two consecutive weeks prior to the week of the public hearing**, as well as by notice provided to the Missouri department of revenue, which shall publish such information on its website**. Notice by mail shall be given not less than fifteen days prior to the public hearing by sending the notice via registered or certified United States mail with a return receipt attached to the address of record of each owner of record of real property within the boundaries of the proposed district. The published and mailed notices shall include the following:

(1) The date, time and place of the public hearing;

(2) A statement that a petition for the establishment of a district has been filed with the municipal clerk;

(3) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists; and a map illustrating the proposed boundaries;

(4) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and

(5) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.

67.1471. 1. The fiscal year for the district shall be the same as the fiscal year of the municipality.

2. No earlier than one hundred eighty days and no later than ninety days prior to the first day of each fiscal year, the board shall submit to the **Missouri department of revenue, the state auditor, and the** governing body of the city a proposed annual budget, setting forth expected expenditures, revenues, and rates of assessments and taxes, if any, for such fiscal year. The governing body may review and comment to the board on this proposed budget, but if such comments are given, the governing body of the municipality shall provide such written comments to the board no later than sixty days prior to the first day of the relevant fiscal year; such comments shall not constitute requirements but shall only be recommendations.

3. The board shall hold an annual meeting and adopt an annual budget no later than thirty days prior to the first day of each fiscal year.

4. Within one hundred twenty days after the end of each fiscal year, the district shall submit a report to the municipal clerk**, the Missouri department of revenue, the state auditor,** and the Missouri department of economic development. The report shall state the services provided, revenues collected, and expenditures made by the district during such fiscal year; state the dates the district adopted its annual budget, submitted its proposed annual budget to the municipality, and submitted its annual report to the municipal clerk; and include copies of written resolutions approved by the board during the fiscal year. The municipal clerk shall retain this report as part of the official records of the municipality and shall also cause this report to be spread upon the records of the governing body.

5. The state auditor may audit a district in the same manner as the auditor may audit any agency of the state.

99.825. 1. Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project. At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing**, as well as providing such information to the Missouri department of revenue, which shall publish such information on its website**; provided, if the commission is created under subsection 3 of section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission. Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects

or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance. After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area. Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under subsection 3 of section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (16) of section 99.805 per redevelopment project.

3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.

4. (1) The governing body of the municipality establishing a redevelopment area shall, as soon as is practicable, submit the following information to the state auditor and the department of revenue:

(a) A description of the boundaries of such redevelopment area;

(b) Any amendments made to the boundaries of a redevelopment area;

(c) The estimated redevelopment project costs and the estimated date of completion of all redevelopment projects; and

(d) The date on which the redevelopment area is dissolved.

(2) The governing body of the municipality establishing a redevelopment area on or after August 28, 2022, shall not deposit any payments in lieu of taxes or any other taxes into the special allocation fund until such governing body has submitted the information required by paragraph (a) of subdivision (1) of this subsection.

99.830. 1. Notice of the public hearing required by section 99.825 shall be given by publication and mailing. Notice by publication shall be given by publication at least twice, the first publication to be not more than thirty days and the second publication to be not more than ten days prior to the hearing, in a newspaper of general circulation in the area of the proposed redevelopment. Notice by mailing shall be given by depositing such notice in the United States mail by certified mail addressed to the person or

persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract, or parcel of land lying within the redevelopment project or redevelopment area which is to be subjected to the payment or payments in lieu of taxes and economic activity taxes pursuant to section 99.845. Such notice shall be mailed not less than ten days prior to the date set for the public hearing. In the event taxes for the last preceding year were not paid, the notice shall also be sent to the persons last listed on the tax rolls within the preceding three years as the owners of such property.

2. The notices issued pursuant to this section shall include the following:

(1) The time and place of the public hearing;

(2) The general boundaries of the proposed redevelopment area or redevelopment project by street location, where possible;

(3) A statement that all interested persons shall be given an opportunity to be heard at the public hearing;

(4) A description of the proposed redevelopment plan or redevelopment project and a location and time where the entire plan or project proposal may be reviewed by any interested party;

(5) Such other matters as the commission may deem appropriate.

3. Not less than forty-five days prior to the date set for the public hearing, the commission shall give notice by mail as provided in subsection 1 of this section to all taxing districts from which taxable property is included in the redevelopment area, redevelopment project or redevelopment plan, and in addition to the other requirements pursuant to subsection 2 of this section, the notice shall include an invitation to each taxing district to submit comments to the commission concerning the subject matter of the hearing prior to the date of the hearing.

4. A copy of any and all hearing notices required by section 99.825 shall be submitted by the commission to the director of the department of economic development **and to the Missouri department of revenue, which shall publish such notice on its website**. Such submission of the copy of the hearing notice shall comply with the prior notice requirements pursuant to subsection 3 of this section.

99.865. 1. No later than November fifteenth of each year, the governing body of the municipality, or its designee, shall prepare a report concerning the status of each redevelopment plan and redevelopment project existing as of December thirty-first of the preceding year, and shall submit a copy of such report to the director of the department of revenue. The report shall include the following:

(1) The amount and source of revenue in the special allocation fund;

(2) The amount and purpose of expenditures from the special allocation fund;

(3) The amount of any pledge of revenues, including principal and interest on any outstanding bonded indebtedness;

(4) The original assessed value of the redevelopment project;

(5) The assessed valuation added to the redevelopment project;

(6) Payments made in lieu of taxes received and expended;

(7) The economic activity taxes generated within the redevelopment area in the calendar year prior to the approval of the redevelopment plan, to include a separate entry for the state sales tax revenue base for

the redevelopment area or the state income tax withheld by employers on behalf of existing employees in the redevelopment area prior to the redevelopment plan;

(8) The economic activity taxes generated within the redevelopment area after the approval of the redevelopment plan, to include a separate entry for the increase in state sales tax revenues for the redevelopment area or the increase in state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;

(9) Reports on contracts made incident to the implementation and furtherance of a redevelopment plan or project;

(10) A copy of any redevelopment plan, which shall include the required findings and cost-benefit analysis pursuant to subdivisions (1) to (6) of section 99.810;

(11) The cost of any property acquired, disposed of, rehabilitated, reconstructed, repaired or remodeled;

(12) The number of parcels acquired by or through initiation of eminent domain proceedings; and

(13) Any additional information the municipality deems necessary.

2. Data contained in the report mandated pursuant to the provisions of subsection 1 of this section shall be made available to the commissioner of administration, who shall publish such reports on the Missouri accountability portal pursuant to section 37.850. Any information regarding amounts disbursed to municipalities pursuant to the provisions of section 99.845 shall be deemed a public record, as defined in section 610.010. An annual statement showing the payments made in lieu of taxes received and expended in that year, the status of the redevelopment plan and projects therein, amount of outstanding bonded indebtedness and any additional information the municipality deems necessary shall be published in a newspaper of general circulation in the municipality.

3. Five years after the establishment of a redevelopment plan and every five years thereafter the governing body shall hold a public hearing regarding those redevelopment plans and projects created pursuant to sections 99.800 to 99.865. The purpose of the hearing shall be to determine if the redevelopment project is making satisfactory progress under the proposed time schedule contained within the approved plans for completion of such projects. Notice of such public hearing shall be given in a newspaper of general circulation in the area served by the commission once each week for four weeks immediately prior to the hearing**, and shall also be sent to the Missouri department of revenue, which shall publish such notice on its website**.

4. The director of the department of revenue shall submit a report to the state auditor, the speaker of the house of representatives, and the president pro tem of the senate no later than February first of each year. The report shall contain a summary of all information received by the director pursuant to subsection 1 of this section.

5. For the purpose of coordinating all tax increment financing projects using new state revenues, the director of the department of economic development may promulgate rules and regulations to ensure compliance with this section. Such rules and regulations may include methods for enumerating all of the municipalities which have established commissions pursuant to section 99.820. No rule or portion of a rule promulgated under the authority of sections 99.800 to 99.865 shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to June 27, 1997, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal

or affect the validity of any rule filed or adopted prior to June 27, 1997, if such rule complied with the provisions of chapter 536. The provisions of this section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 including the ability to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are subsequently held unconstitutional, then the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void.

6. The department of economic development shall provide information and technical assistance, as requested by any municipality, on the requirements of sections 99.800 to 99.865. Such information and technical assistance shall be provided in the form of a manual, written in an easy-to-follow manner, and through consultations with departmental staff.

7. The department of revenue shall provide notice of any failure to comply with the reporting requirements provided in subsection 1 of this section to the applicable municipality, specifying any required corrections, by certified mail addressed to the municipality's chief elected officer. If such municipality does not satisfy the reporting requirements for which it previously did not comply, as specified in the notice from the department of revenue, within sixty days of the receipt of the notice, the municipality shall be prohibited from adopting any new tax increment finance plan for a period of five years from the date of the department of revenue's notice. All reports filed pursuant to subsection 1 of this section or in response to a notice from the department of revenue pursuant to this subsection shall be deemed accepted by the department of revenue unless the department of revenue provides the applicable municipality with a written objection thereto, specifying any required corrections, by certified mail addressed to the chief elected officer of the municipality within sixty days of the municipality's submission of such report.

8. Based upon the information provided in the reports required under the provisions of this section, the state auditor shall make available for public inspection on the auditor's website a searchable electronic database of such municipal tax increment finance reports. All information contained within such database shall be maintained for a period of no less than ten years from initial posting."; and

Further amend said bill, page 15, Section 140.190, line 55, by inserting after all of said line the following:

"238.212. 1. If the petition was filed by registered voters or by a governing body, the circuit clerk in whose office the petition was filed shall give notice to the public by causing one or more newspapers of general circulation serving the counties or portions thereof contained in the proposed district to publish once a week for four consecutive weeks a notice substantially in the following form:

NOTICE OF PETITION

TO SUBMIT TO A POPULAR VOTE THE CREATION AND
FUNDING OF A TRANSPORTATION DEVELOPMENT DISTRICT

Notice is hereby given to all persons residing or owning property in (here specifically describe the proposed district boundaries), within the state of Missouri, that a petition has been filed asking that upon voter approval, a transportation development district by the name of "_____ Transportation Development District" be formed for the purpose of developing the following transportation project: (here summarize the proposed transportation project or projects). The petition also requests voter approval of the following method(s) of funding the district, which (may) (shall not) increase the total taxes imposed within the proposed district: (describe the proposed funding

methods). A copy of this petition is on file and available at the office of the clerk of the circuit court of _____ County, located at _____ , Missouri. You are notified to join in or file your own petition supporting or answer opposing the creation of the transportation development district and requesting a declaratory judgment, as required by law, no later than the _____ day of _____ , 20_____ . You may show cause, if any there be, why such petition is defective or proposed transportation development district or its funding method, as set forth in the petition, is illegal or unconstitutional and should not be submitted for voter approval at a general, primary or special election as directed by this court.

_____

_____

Clerk of the Circuit Court of _____ County

2. The circuit court may also order a public hearing on the question of the creation and funding of the proposed district, if it deems such appropriate, under such terms and conditions as it deems appropriate. The circuit court shall order at least one public hearing on the creation and funding of the proposed district, if the petition for creating such district was filed by the owners of record of all real property within the proposed district. If a public hearing is ordered, notice of the time, date and place of the hearing shall also be given in the notice specified in subsection 1 of this section.

3. The notice required by this section shall also be sent to the Missouri department of revenue, which shall publish and maintain such notice on its website.

238.222. 1. The board shall possess and exercise all of the district's legislative and executive powers.

2. Within thirty days after the election of the initial directors or the selection of the initial directors pursuant to subsection 3 of section 238.220, the board shall meet. The time and place of the first meeting of the board shall be designated by the court that heard the petition upon the court's own initiative or upon the petition of any interested person. At its first meeting and after each election of new board members or the selection of the initial directors pursuant to subsection 3 of section 238.220, the board shall elect a chairman from its members.

3. The board shall appoint an executive director, district secretary, treasurer and such other officers or employees as it deems necessary.

4. At the first meeting, the board, by resolution, shall define the first and subsequent fiscal years of the district, shall adopt a corporate seal, and shall notify the state auditor as required in subsection 7 of this section.

5. A simple majority of the board shall constitute a quorum. If a quorum exists, a majority of those voting shall have the authority to act in the name of the board, and approve any board resolution.

6. Each director shall devote such time to the duties of the office as the faithful discharge thereof may require and may be reimbursed for his actual expenditures in the performance of his duties on behalf of the district.

7. Any district which has been previously organized and for which formation was approved prior to August 28, 2016, shall notify the state auditor's office in writing of the date it was organized and provide contact information for the current board of directors by December 31, 2016. Any district organized and

formed after August 28, 2016, shall be required to notify the state auditor's office in writing of the date it was organized and provide contact information for the current board of directors within thirty days of the date of the first meeting of the board under the provisions of subsection 2 of this section.

8. (1) The governing body of the local transportation authority establishing a district or the governing body of such district shall, as soon as is practicable, submit the following information to the state auditor and the department of revenue:

(a) A description of the boundaries of such district as well as the average assessment made against real property located in such district, the rate of property tax levied in such district, or rate of sales tax levied in such district, as applicable;

(b) Any amendments made to the boundaries of a district or the tax rates levied in such district; and

(c) The date on which the district is to expire unless sooner terminated.

(2) The governing body of a district established on or after August 28, 2022, shall not collect any property or sales taxes until the information required by paragraph (a) of subdivision (1) of this subsection has been submitted."; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Rowden offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 8, Section 55.160, Line 50, by inserting after all of said line the following:

"57.317. 1. (1) **Except in a noncharter county of the first classification with more than one hundred fifty thousand and less than two hundred thousand inhabitants,** the county sheriff in any county of the first or second classification shall receive an annual salary equal to eighty percent of the compensation of an associate circuit judge of the county.

(2) The county sheriff in any county of the third or fourth classification shall receive an annual salary computed as the following percentages of the compensation of an associate circuit judge of the county. If there is an increase in salary of less than ten thousand dollars, the increase shall take effect on January 1, 2022. If there is an increase of ten thousand dollars or more, the increase shall be paid over a period of five years in twenty percent increments per year. The assessed valuation factor shall be the amount thereof as shown for the year next preceding the computation. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of sheriff from the prior year.

Assessed Valuation			Percentage
$18,000,000	to	99,999,999	45%
100,000,000	to	249,999,999	50%
250,000,000	to	449,999,999	55%
450,000,000	to	899,999,999	60%
900,000,000		and over	65%

2. Two thousand dollars of the salary authorized in this section shall be payable to the sheriff only if the

sheriff has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the sheriff's office when approved by a professional association of the county sheriffs of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each sheriff who completes the training program and shall send a list of certified sheriffs to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county sheriff in the same manner as other expenses as may be appropriated for that purpose.

3. The county sheriff in any county other than a charter county shall not receive an annual compensation less than the compensation described under this section."; and

Further amend the title and enacting clause accordingly.

Senator Rowden moved that the above amendment be adopted, which motion prevailed.

Senator Bernskoetter offered **SA 10**:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 22, Section 473.742, Line 113, by inserting after all of said line the following:

"**Section 1. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Kirksville, Adair County, Missouri, to the Kirksville R-III School District. The property to be conveyed is more particularly described as follows:**

All of Block thirty nine (39) of the Original Town (Now City) of Kirksville, Missouri.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 2. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Kirksville, Adair County, Missouri to Truman State University. The property to be conveyed is more particularly described as follows:

Part of the Northwest Fourth (NW 1/4) of the Northeast Quarter (NE 1/4) Section 16 Township 62 Range 15 Adair County, Missouri, beginning at a point Six Hundred Twenty-nine and One-half (629 1/2) feet South and Twenty (20) feet East of the Northwest (NW) Corner of said Forty acre tract, and running thence East Two Hundred Twenty-five (225) feet, thence South One Hundred Feet (100), thence West Two Hundred Twenty-five (225) feet, thence North One Hundred (100) feet to place of beginning;

Also part of the Northwest Fourth (NW 1/4) of the Northeast Quarter (NE 1/4) Section 16 Township 62 Range 15 Adair County, Missouri, beginning Six Hundred Twenty-nine and One-half (629 1/2) feet South and Two Hundred Forty-five (245) feet East of the Northwest (NW) Corner of said Forty acre tract, and running thence East Four Hundred Forty-eight (448) feet more or less to the West line of Florence Street, thence South Fifty-one (51) feet Four (4)

inches, thence West Four Hundred Forty-eight (448) feet, thence North Fifty-one (51) feet Four (4) inches to beginning; subject to Right-of-Way for highway across Southwest Corner thereof.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 3. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Rolla, Phelps County, Missouri, to Edgewood Investments. The property to be conveyed is more particularly described as follows:

A fractional part of Lot 119 of the Railroad Addition in Rolla, Missouri, and more particularly described as follows: Commencing at the Northwest Corner of said Lot 119; thence South 0°43' West, 30.00 feet to the South line of Gale Drive; thence North 88°53' East, 311.92 feet along said South street line; thence South 0°52' West, 325.00 feet; thence North 88°53' East, 109.10 feet to the true point of beginning of the tract hereinafter described: Thence North 88°53' East, 10.00 feet to the northwest corner of a parcel described in Phelps County Deed Records at Document No. 2017-4361; thence South 0°52' West, 241.19 feet along the West line of said Document No. 2017-4361 parcel to its southwest corner; thence South 89°07' West, 10.00 feet; thence North 0°52' East, 241.19 feet to the true point of beginning. Description derived from survey recorded in Phelps County Surveyor's records in Book "I" at Page S-6038, dated August 30th, A.D. 1982, made by Elgin & Associates, Engineers & Surveyors, Rolla, Missouri.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 4. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of St. Louis, Missouri. The property to be conveyed is more particularly described as follows:

Legal Description from Quit Claim Deed between the Land Reutilization Authority, City of St. Louis and the State of Missouri. Dated 10-3-1996

PARCEL NO. 1:

The Southern part of Lot 1 of HUTCHINSON'S THIRD ADDITION and in Block 3558 of the City of St. Louis, fronting 53 feet 5-1/2 inches on the East line of Newstead Avenue, by a depth Eastwardly of 202 feet 11-1/4 inches along the North line of Carrie Avenue to the West line of Lot 2 and having a width along the West line of said Lot 2 of 50 feet. Together with all improvements thereon, if any, known as and numbered 4443 N. Newstead Avenue and also known as parcel 3558-00-01100.

PARCEL NO. 2:

Lot 11 in Block 1 of HUTCHINSON'S ADDITION and in Block 3559 of the City of St. Louis, fronting 50 feet on the Northwest line of Pope Avenue, by a depth Northwest of 155 feet to the Southeast line of Lot 16 of said block and addition. Together with all improvements thereon, if any, known as and numbered 4521 Pope Avenue and also known as parcel 3559-00-02600.

PARCEL NO. 3:

The Northern 1/2 of Lot 12 in Block 1 of HUTCHINSON'S ADDITION and in Block 3559 of the City of St. Louis, fronting 25 feet on the West line of Pope Avenue, by a depth Westwardly of 155 feet to the dividing line of said Block. (Pope Avenue is now treated as running North and South).

The Southern half of Lot No. 12, partly in Block No. 1 of HUTCHINSON'S SUBDIVISION of the SHREVE TRACT, and partly in HUTCHINSON'S THIRD SUBDIVISION and in Block No. 3559 of the City of St. Louis, fronting 25 feet on the West line of Pope Avenue, by a depth Westwardly of 155 feet to the West line of said Lot. (Pope Avenue is now treated as running North and South). Together with all improvements thereon, if any, known as and numbered 4515-17 Pope Avenue and also known as parcel 3559-00-02710.

PARCEL NO. 4:

The Northern 1/2 of Lot No. 13, partly in Block No. 1 of HUTCHINSON'S ADDITION and partly in HUTCHINSON'S THIRD SUBDIVISION and in Block No. 3559 of the City of St. Louis, fronting 25 feet on the West line of Pope Avenue, by a depth Westwardly between parallel lines of 155 feet to the dividing line of said Block. (Pope Avenue is now treated as running North and South). Together with all improvements thereon, if any, known as and numbered 4511 Pope Avenue and also known as parcel 3559-00-02900.

PARCEL NO. 5:

The Southern 1/2 of Lot No. 13 in Block No. 1 of HUTCHINSON'S SUBDIVISION and in Block No. 3559 of the City of St. Louis, having a front of 25 feet on the West line of Pope Avenue, by a depth Westwardly of 155 feet to the dividing line of said Block. Together with all improvements thereon, if any, known as and numbered 4509 Pope Avenue and also known as parcel 3559-00-03000.

PARCEL NO. 6:

Lot No. 14 in Block No. 3559 of the City of St. Louis, lying partly in HUTCHINSON'S THIRD SUBDIVISION and partly in Block No. 1 of HUTCHINSON'S ADDITION, fronting 93 feet 1-3/4. inches on the North line of Pope Avenue, by a depth Northwardly of 165 feet 8 1/2 inches on the West line and 155 feet on the East line to the North line of said lot, on which there is a width of 30 feet 2-1.2 inches; bounded West by Newstead Avenue. Together with all improvements thereon, if any, known as and numbered 4501-03 Pope Avenue and also known as parcel 3559-00-03100.

PARCEL NO. 7:

Lots No. 15 and 16 in HUTCHINSON'S ADDITION and in Block 3559 of the City of St. Louis, beginning in the East line of Newstead Avenue at the Southwest corner of said Lot 15, thence North along the East line of Newstead Avenue 165 feet 8-1/2 inches to Carrie Avenue, thence

Northeast along Carrie Avenue 117 feet 3-1/2 inches to the Northeast corner of said Lot 16, thence Southeast 155 feet to the Southeast corner of said Lot 16, thence Southwest 180 feet 2-12 inches to the point of beginning. Together with all improvements thereon, if any, known as and numbered 4431 No. Newstead Avenue and also known as parcel 3559-00-03200.

Legal Description from Quit Claim Deed between the Health and Educational Facilities Authority and the State of Missouri. Dated 9-16-1993.

PARCEL 1:

Lots numbered 1, 2, 3, 4, 5 and 9 of HUTCHINSON'S 3RD SUBDIVISION in the Shreve Tract and in BLOCK 4417 of the City of St. Louis, being more particularly described as follows: Beginning at the intersection of the North line of Carter Avenue and the West line of Newstead Avenue; thence Northwardly along the West line of Newstead Avenue 190 feet to an angle in said street; thence Northwardly still following said West line of Newstead Avenue 209 feet 10-3/4 inches to the corner of Lot 8; thence Southwestwardly along the line between Lots 8 and 9, a distance of 180 feet 0-1/2 inch to the North line of Lot 3; thence Westwardly along the north line of Lots 3, 4 and 5, a distance of 500 feet to a point in the East line of Taylor Avenue; thence Southwardly along the East line of Taylor Avenue 369 feet 4-1/2 inches to the North line of Carter Avenue; thence Eastwardly along the North line of Carter Avenue 801 feet 2-1/2 inches to the West line of Newstead Avenue and the place of beginning.

PARCEL 2:

Lots 7 and 8 of HUTCHINSON'S 3RD SUBDIVISION in the Shreve Tract and in BLOCK 4417 of the City of St. Louis, together fronting 225 feet 1-1/2 inches on the West line of Newstead Avenue, by a depth Westwardly on the North line of Lot 7 of 283 feet 4-1/2 inches and on the South line of Lot 8 a distance of 180 feet 1/2 inch; bounded North by Lot 6 and South by Lot 9 and on the West by Lots 3 and 4 of said subdivision.

PARCEL 3:

Part of Lot 6 of HUTCHINSON'S 3RD SUBDIVISION in the Shreve Tract and in BLOCK 4417 of the City of St. Louis, beginning at a point in the East line of an alley, 181 feet South of the South line of Newstead Avenue; thence Southwardly along the East line of said alley, 183 feet 9 inches to the south line of Lot 6; thence Eastwardly along the South line of said Lot, 157 feet 6 inches to the West line of Lot 7; thence Northwardly along the West line of Lot 7 183 feet 9 inches to a point 99 feet 7-1/2 inches South of the South line of Newstead Avenue; thence Westwardly 157 feet 6 inches to the East line of said alley and the point of beginning.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 5. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in St. Louis County, Missouri. The property to be conveyed is more particularly described as follows:

A tract of land located in U.S. Survey 3341, Township 44 North, Ranges 6 and 7 East of the 5th

P.M., more particularly described as follows: Commencing at the Northeast Corner of St. Bernadette Subdivision, St. Louis County, Missouri; thence North 70°52'40" West, 213.38 feet along the centerline of Sherman Avenue to its intersection with the centerline of Worth Road (aka Gregg Road), also being the southernmost corner of Parcel A as described in St. Louis County Deed Records at Book 8412, Page 545; thence North 19°06'20" East, 110.00 feet along said centerline of Worth Road (aka Gregg Road) and along the easterly line of said Parcel A to its easternmost corner, the true point of beginning of the hereinafter described tract: Thence North 70°53'10" West, 250.12 feet along the northerly line of said Parcel A to its northernmost corner, also being a point on the centerline of Randolph Street; thence North 19°02'30" East, 182.89 feet along said centerline of Randolph Street to its projected intersection with the centerline of Randolph Place; thence North 10°48'20" East, 85.08 feet to the southwest corner of Parcel B as described in St. Louis County Deed Records at the aforesaid Book 8412, Page 545; thence South 70°52'40" East, 262.25 feet along the southerly line of said Parcel B to its southeast corner, also being a point on the aforesaid centerline of Worth Road (aka Gregg Road); thence South 19°01'40" West, 267.03 feet along said centerline to the true point of beginning. Above described tract contains 1.54 acre, more or less, per plat of survey J-576, revised June 20, 2018, by Archer-Elgin Surveying and Engineering, LLC.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance."; and

Further amend the title and enacting clause accordingly.

Senator Bernskoetter moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 11**:

SENATE AMENDMENT NO. 11

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 1, In the Title, Lines 5-6, by striking the words "county officials" and inserting in lieu thereof the following: "political subdivisions"; and

Further amend said bill, page 15, section 140.190, line 55 by inserting after all of said line the following:

"**164.450. 1. Any school district located in whole or in part in any county with more than four hundred thousand but fewer than five hundred thousand inhabitants that receives voter approval for the issuance of bonds under this chapter shall maintain a detailed accounting of each and every expenditure by the school district for the moneys generated by such issuance. Any such school district shall be required to maintain a budget for each project approved by the school district using moneys from the issuance of bonds. Such budget shall detail the exact cost of the project and the source of all moneys used to fund the project. All information required under this subsection regarding expenditures and budgets shall be maintained and updated on the website of the school district and shall be publicly available.**

2. Continuation of any project undertaken by a school district as described under subsection 1 of this section shall be halted immediately upon exceeding the budgeted amount of moneys to complete

such project by more than ten percent. The continuation of any such project described under this subsection shall not occur until such time as the school district receives voter approval under this chapter for the issuance of further bonded indebtedness specifically for such project.

3. Any taxpayer residing within a school district that violates the provisions of this section may seek, and a court shall order, injunctive relief against such school district in any court of competent jurisdiction to enforce the provisions of this section."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo offered **SA 12**:

SENATE AMENDMENT NO. 12

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 140.190, Line 55, by inserting after all of said line the following:

"**144.051. Beginning June 1, 2026, and ending July 31, 2026, in addition to the exemptions granted pursuant to the provisions of section 144.030, there is hereby exempted from the provisions of and the computation of the tax levied, assessed or payable pursuant to this chapter and the local sales tax law as defined in section 32.085, and section 238.235, all charges for admissions, as defined in section 144.010, to any of the matches of the 2026 FIFA World Cup soccer tournament which are held in any county with more than seven hundred thousand but fewer than eight hundred thousand inhabitants.**"; and

Further amend the title and enacting clause accordingly.

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Senator Beck offered **SA 13**:

SENATE AMENDMENT NO. 13

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 140.190, Line 55, by inserting after all of said line the following:

"**260.295. No building code adopted by a political subdivision shall prohibit the use of refrigerants that are approved for use under the provisions of 42 U.S.C. Section 7671k or the regulations promulgated thereunder, provided any related equipment is installed in accordance with the provisions of 42 U.S.C. Section 7671k or the regulations promulgated thereunder. Any provision of a building code that violates this section shall be null and void.**"; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Brattin offered **SA 14**:

SENATE AMENDMENT NO. 14

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 140.190, Line 15, by inserting after all of said line the following:

"144.064. **1.** No sales tax levied under this chapter on any firearms or ammunition shall be levied at a

rate that is higher than the sales tax levied under this chapter or any other excise tax levied on any sporting goods or equipment or any hunting equipment.

2. Beginning August 28, 2022, in addition to all other exemptions granted pursuant to this chapter, there is hereby specifically exempted from the provisions of and from the computation of the tax levied, assessed, or payable pursuant to this chapter and the local sales tax law as defined in section 32.085, all sales of firearms and ammunition made in this state."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Onder offered **SA 15**, which was read:

SENATE AMENDMENT NO. 15

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 22, Section 473.742, Line 113, by inserting after all of said line the following:

"**Section 1. No public employee, as that term is defined in section 105.500, shall be required by any political subdivision to receive a vaccination against COVID-19 as a condition of commencing employment.**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

At the request of Senator Onder, **SA 15** was withdrawn.

Senator Onder offered **SA 16**:

SENATE AMENDMENT NO. 16

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 22, Section 473.742, Line 113, by inserting after all of said line the following:

"**Section 1. No public employee, as that term is defined in section 105.500, shall be required by any political subdivision to receive a vaccination against COVID-19 as a condition of commencing or continuing employment.**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

Senator Beck offered **SA 1** to **SA 16**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 16

Amend Senate Amendment No. 16 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 1, Line 1, by inserting after the word "page" the following: "15, section 140.190, line 55, by inserting after all of said line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited

from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or

production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or

producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify

motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

(a) Used exclusively for agricultural purposes;

(b) Used on land owned or leased for the purpose of producing farm products; and

(c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor

vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016**;**

(46) All sales of feminine hygiene products. For the purposes of this subdivision, "feminine hygiene products" shall mean tampons, pads, liners, and cups.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend said bill, page".

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Bernskoetter assumed the Chair.

At the request of Senator Onder, **SA 16** was withdrawn, rendering **SA 1** to **SA 16** moot.

Senator Onder offered **SA 17**:

SENATE AMENDMENT NO. 17

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 140.190, Line 55, by inserting after all of said line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing

or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration **[**law**]** **act**, sections **[**281.220**]** **281.210** to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue*, 78

S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act **(42 U.S.C. Section 1395y, as amended)**, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations

which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

(a) Used exclusively for agricultural purposes;

(b) Used on land owned or leased for the purpose of producing farm products; and

(c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or

unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, **[**4091,**]** 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by

the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or

operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software,

that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under **[**section**]** **sections** 67.1830 **[**or 67.2689**]** **to 67.1846**; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016**;**

(46) All sales of diapers. For the purposes of this subdivision, "diapers" means absorbent garments worn by infants or toddlers who are not toilet-trained or by individuals who are incapable of controlling their bladder or bowel movements;

(47) All sales of feminine hygiene products. For the purposes of this subdivision, "feminine hygiene products" shall mean tampons, pads, liners, and cups.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend said bill, page 22, section 473.742, line 113, by inserting after all of said line the following:

"**Section 1. No public employee, as that term is defined in section 105.500, shall be required by any political subdivision to receive a vaccination against COVID-19 as a condition of commencing or continuing employment. As used in this section, the term "political subdivision" shall not include any facility that meets the definition of hospital in section 197.020, any long term care facility licensed under chapter 198, any entity that meets the definition of facility in section 199.170, any facility certified by the Centers for Medicare and Medicaid Services (CMS), any state department or agency, or employees thereof, that are part of an onsite survey team performing federal oversight of certified providers and suppliers for CMS, or any entity or individual licensed under sections 190.001 to 190.245.**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

President Kehoe assumed the Chair.

Senator Roberts offered **SA 18**:

SENATE AMENDMENT NO. 18

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 11, Section 58.200, Line 17, by inserting after all of said line the following:

"59.310. 1. The county recorder of deeds may refuse any document presented for recording that does not meet the following requirements:

(1) The document shall consist of one or more individual pages printed only on one side and not permanently bound nor in a continuous form. The document shall not have any attachment stapled or otherwise affixed to any page except as necessary to comply with statutory requirements, provided that a document may be stapled together for presentation for recording; a label that is firmly attached with a bar code or return address may be accepted for recording;

(2) The size of print or type shall not be smaller than eight-point type and shall be in black or dark ink. Should any document presented for recording contain type smaller than eight-point type, such document shall be accompanied by an exact typewritten copy not smaller than eight-point type to be recorded contemporaneously as additional pages of the document;

(3) The document must be of sufficient legibility to produce a clear and legible reproduction thereof. Should any document not be of sufficient legibility to produce a clear and legible reproduction, such document shall be accompanied by an exact typewritten copy not smaller than eight-point type to be recorded contemporaneously as additional pages of the document;

(4) The document shall be on white **[**paper**]** or light-colored **paper** of not less than twenty-pound weight without watermarks or other visible inclusions, except for plats and surveys, which may be on materials such as Mylar or velum. All text within the document shall be of sufficient color and clarity to ensure that when the text is reproduced from record, it shall be readable;

(5) All signatures on a document shall be in black or dark ink, such that such signatures shall be of sufficient color and clarity to ensure that when the text is reproduced from record, it shall be readable, and shall have the corresponding name typed, printed or stamped underneath said signature. The typing or printing of any name or the applying of an embossed or inked stamp shall not cover or otherwise materially interfere with any part of the document except where provided for by law;

(6) The documents shall have a top margin of at least three inches of vertical space from left to right, to be reserved for the recorder of deeds' certification and use. All other margins on the document shall be a minimum of three-fourths of one inch on all sides. Nonessential information such as form numbers, page numbers or customer notations may be placed in the margin. A document may be recorded if a minor portion of a seal or incidental writing extends beyond the margins. The recorder of deeds will not incur any liability for not showing any seal or information that extends beyond the margins of the permanent archival record.

2. Every document containing any of the items listed in this subsection that is presented for recording, except plats and surveys, shall have such information on the first page below the three-inch horizontal margin:

(1) The title of the document;

(2) The date of the document;

(3) All grantors' names **and marital status**;

(4) All grantees' names;

(5) Any statutory addresses;

(6) The legal description of the property; and

(7) Reference book and pages for statutory requirements, if applicable.

If there is not sufficient room on the first page for all of the information required by this subsection, the page reference within the document where the information is set out shall be stated on the first page.

3. From January 1, 2002, documents which do not meet the requirements set forth in this section may be recorded for an additional fee of twenty-five dollars, which shall be deposited in the recorders' fund established pursuant to subsection 1 of section 59.319.

4. Documents which are exempt from format requirements and which the recorder of deeds may record include the following:

(1) Documents which were signed prior to January 1, 2002;

(2) Military separation papers;

(3) Documents executed outside the United States;

(4) Certified copies of documents, including birth and death certificates;

(5) Any document where one of the original parties is deceased or otherwise incapacitated; and

(6) Judgments or other documents formatted to meet court requirements.

5. Any document rejected by a recorder of deeds shall be returned to the preparer or presenter accompanied by an explanation of the reason it could not be recorded.

6. Recorders of deeds shall be allowed fees for their services as follows:

(1) For recording every deed or instrument: five dollars for the first page and three dollars for each page thereafter except for plats and surveys;

(2) For copying or reproducing any recorded instrument, except surveys and plats: a fee not to exceed two dollars for the first page and one dollar for each page thereafter;

(3) For every certificate and seal, except when recording an instrument: one dollar;

(4) For recording a plat or survey of a subdivision, outlets or condominiums: twenty-five dollars for each sheet of drawings or calculations based on a size not to exceed twenty-four inches in width by eighteen inches in height. For recording a survey of one or more tracts: five dollars for each sheet of drawings or calculations based on a size not to exceed twenty-four inches in width by eighteen inches in height. Any plat or survey larger than eighteen inches by twenty-four inches shall be counted as an additional sheet for each additional eighteen inches by twenty-four inches, or fraction thereof, plus five dollars per page of other material;

(5) For copying a plat or survey of one or more tracts: a fee not to exceed five dollars for each sheet of drawings and calculations not larger than twenty-four inches in width and eighteen inches in height and one dollar for each page of other material;

(6) For a document which releases or assigns more than one item: five dollars for each item beyond one released or assigned in addition to any other charges which may apply;

(7) For every certified copy of a marriage license or application for a marriage license: two dollars;

(8) For duplicate copies of the records in a medium other than paper, the recorder of deeds shall set a reasonable fee not to exceed the costs associated with document search and duplication; and

(9) For all other use of equipment, personnel services and office facilities, the recorder of deeds may set a reasonable fee.

92.720. 1. If any of the lands or town lots contained in the back tax book or list of delinquent lands or lots remain unredeemed on the first day of January, the collector may file suit in the circuit court against such lands or lots to enforce the lien of the state and city as herein provided in sections 92.700 to 92.920.

2. The collector shall note opposite such tract in the back tax book the fact that suit has been commenced.

3. The collector shall compile lists of all state, city, school and other tax bills collectible by him which

are delinquent according to his records and he shall assign a serial number to each parcel of real estate in each list and if suit has been filed in the circuit court of the city on any delinquent tax bill included in any list, the collector shall give the court docket number of each suit.

4. The sheriff may appoint the collector and the collector's deputies as deputy sheriffs, and when so appointed they may serve all process in matters pertaining to sections 92.700 to 92.920 with like effect as the sheriff himself might do.

5. No action for recovery of taxes against real estate shall be commenced, had or maintained, unless action therefor shall be commenced within five years after delinquency.

6. For any improved parcel identified by a city operating under sections 92.700 to 92.920 as being vacant, the collector shall, within no more than two years after delinquency, file suit in the circuit court against such lands or lots to enforce the lien of the state and the city as provided in sections 92.700 to 92.920. Failure of the collector to bring suit within the time frame prescribed herein shall not constitute a defense or bar an action for the collection of taxes as otherwise provided by this section.

92.740. 1. A suit for the foreclosure of the tax liens herein provided for shall be instituted by filing in the appropriate office of the circuit clerk and with the land reutilization authority a petition, which petition shall contain a caption, a copy of the list prepared by the collector, and a prayer. Such petition without further allegation shall be deemed to be sufficient.

2. The caption shall be in the following form:

In the Circuit Court of _____ Missouri,

In the Matter of

Foreclosure of Liens for Delinquent Land Taxes

By Action in Rem.

Collector of Revenue of _____, Missouri, Plaintiff

-vs-

Parcels of Land Encumbered with Delinquent Tax Liens, Defendants

3. The petition shall conclude with a prayer that all tax liens upon such real estate be foreclosed; that the court determine the amounts and priorities of all tax bills, together with interest, penalties, costs, and attorney's fees; that the court order such real estate to be sold by the sheriff at public sale as provided by sections 92.700 to 92.920 and that thereafter a report of such sale be made by the sheriff to the court for further proceedings under the provisions of sections 92.700 to 92.920.

4. The petition when so filed shall have the same force and effect with respect to each parcel of real estate therein described as a separate suit instituted to foreclose the tax lien or liens against any one of said parcels of real estate.

5. For each petition filed, the collector shall make available to the public a list detailing each parcel included in the suit.

92.750. 1. **Except as otherwise provided in subsection 4 of this section,** any person having any right,

title**,** or interest in, or lien upon, any parcel of real estate described in such petition may redeem such parcel of real estate by paying to the collector all of the sums mentioned therein, including principal, interest, penalties, attorney's fees and costs then due, at any time prior to the time of the foreclosure sale of such real estate by the sheriff.

2. In the event of failure to redeem prior to the time of the foreclosure sale by the sheriff, such person shall be barred and forever foreclosed of all his right, title and interest in and to the parcels of real estate described in such petition.

3. Upon redemption, as permitted by this section, the person redeeming shall be entitled to a certificate of redemption from the collector describing the property in the same manner as it is described in such petition, and the collector shall thereupon note on his records the word "redeemed" and the date of such payment opposite the description of such parcel of real estate.

4. For any improved nonhomestead parcel, any person having any right, title, or interest in, or lien upon, any parcel of real estate described in the petition may redeem such parcel of real estate at any time prior to the time of the foreclosure sale of such real estate by the sheriff by paying to the collector all of the sums due as of the date of redemption mentioned therein, including principal, interest, penalties, attorney's fees, and costs then due including, but not limited to, all debts owed to the city, exclusive of any debts owed to any statutorily created sewer district, that are known to the collector and that may be collected pursuant to section 67.451, such as amounts for water, forestry, nuisance abatement, special tax bills, and vacant building assessments.

92.760. 1. The collector shall also cause to be prepared and mailed in an envelope with postage prepaid, within thirty days after the filing of such petition, a brief notice of the filing of the suit, to the persons named in the petition as **[**being the owners**]** **having an interest in the parcel**, according to the records of the assessor**, or otherwise known to the collector,** for the respective parcels of real estate described in the petition. The notices shall be sent to the addresses **[**of such persons upon the records of the assessor**]** **most likely to apprise the parties of the proceedings as provided**, and in the event that any name or address does not appear on the records of the assessor, with respect to any parcel of real estate, the collector shall so state in an affidavit, giving the serial number of each parcel of real estate affected. Such affidavit shall be filed in the suit with the circuit clerk not later than sixty days after the date of the first publication of the notice of foreclosure. The failure of the collector to mail the notice as provided in this section shall invalidate any proceedings brought pursuant to the provisions of sections 92.700 to 92.920. The failure of the collector to file the affidavit as provided in this section shall not affect the validity of any proceedings brought pursuant to the provisions of sections 92.700 to 92.920.

2. Such notice shall be substantially as follows:

To the person to whom this notice is addressed:

According to [the] **available** records [in the assessor's office], you [are the record owner as to] **have a legal interest in** one or more parcels of real estate described in a certain petition bearing cause No. _____ (fill in number of case) filed in the Circuit Court of _____, Missouri, at _____ (fill in city), on _____, 20_____, wherein a foreclosure of the lien of various delinquent tax bills is sought and a court order asked for the purpose of selling such real estate at a public sale for payment of all delinquent tax bills, together with interest, penalties, attorney's fees and costs. Publication of notice of such foreclosure was commenced on the _____ day of _____, 20_____, in _____ (here insert name of city), Missouri.

THE COLLECTOR OF THE CITY OF _____ (Insert name of city) HAS FILED A LAWSUIT AGAINST YOUR PROPERTY. THE LAWSUIT SAYS THAT YOU ARE BEHIND ON YOUR PROPERTY TAXES. YOU COULD LOSE YOUR PROPERTY IF YOU DON'T DO ANYTHING ABOUT THIS.

YOU HAVE A RIGHT TO ENTER INTO AN AGREEMENT WITH THE COLLECTOR TO BRING YOUR TAXES UP TO DATE. YOU MAY CONTACT THE COLLECTOR BY CALLING _____ (Insert telephone number of collector). IF YOU DO NOT UNDERSTAND THIS NOTICE, OR YOU DO NOT KNOW WHAT TO DO, YOU MAY CALL THIS OFFICE FOR FURTHER EXPLANATION OR SEE A LAWYER RIGHT AWAY.

Unless all delinquent taxes be paid upon the parcels of real estate described in such petition and such real estate redeemed prior to the time of the foreclosure sale of such real estate by the sheriff, the owner or any person claiming any right, title or interest in or to, or lien upon, any such parcels of real estate shall be forever barred and foreclosed of all right, title and interest and equity of redemption in and to such parcels of real estate; except that any such persons shall have the right to file an answer in said suit on or before the _____ day of _____, 20_____, in the office of the Circuit Clerk and a copy thereof to the Collector, setting forth in detail the nature and amount of the interest and any defense or objection to the foreclosure. Dated _____

_____

Collector of Revenue

_____, Missouri

(Name of City)

Address _____

92.765. Affidavits of publication of notice of foreclosure, and of posting, mailing, or other acts required by the provisions of sections 92.700 to 92.920 shall be filed in the office of the circuit clerk prior to the trial, and when so filed shall constitute part of the evidentiary documents in the foreclosure suit. Such affidavits shall be prima facie evidence of the performance of acts therein described, and may be so used in the trial of the suit, unless challenged by verified answer duly filed in the suit. **The collector shall file with the court an affidavit of compliance with notice requirements of sections 92.700 to 92.920 prior to any sheriff's sale. The affidavit shall include the identities of all parties to whom notice was attempted and by what means. In the case of mailed notice returned undeliverable, the collector's affidavit shall certify that additional notice was attempted and by what means. The expense of complying with this section shall be taxed and collected as other costs in the suit.**

92.770. 1. The collector may employ such attorneys as he deems necessary to collect such taxes and to prosecute suits for taxes.

2. Such attorneys shall receive as total compensation a sum, not to exceed six percent of the amount of taxes actually collected and paid into the treasury, and an additional sum not to exceed two dollars for each suit filed when publication is not necessary and not to exceed five dollars where publication is necessary, as may be agreed upon in writing and approved by the collector, before such services are rendered.

3. The **[**attorney**]** **attorney's** fees shall be taxed as costs in the suit and collected as other costs.

92.775. 1. Upon the trial of the cause upon the question of foreclosure, the tax bill shall be prima facie proof that the tax described in the tax bill has been validly assessed at the time indicated by the tax bill and that the tax is unpaid. Any person alleging any jurisdictional defect or invalidity in the tax bill or in the sale thereof must particularly specify in his answer the defect or basis of invalidity, and must, upon trial, affirmatively establish such defense.

2. After the court has first determined the validity of the tax liens of all tax bills affecting parcels of real estate described in the petition, the priorities of the respective tax bills and the amounts due thereon, including principal, interest, penalties, attorney's fees, and costs, the court shall thereupon enter judgment of foreclosure of such liens and fix the time and place of the foreclosure sale. The petition shall be dismissed as to any parcel of real estate redeemed prior to the time fixed for the sheriff's foreclosure sale as provided in sections 92.700 to 92.920. If the parcel of real estate auctioned off at sheriff's foreclosure sale is sold for a sum sufficient to fully pay the principal amount of all tax bills included in the judgment, together with interest, penalties, attorney's fees and costs, and for no more, and such sale is confirmed by the court, then all other proceedings as to such parcels of real estate shall be finally dismissed as to all parties and interests other than tax bill owners or holders; provided, however, that any parties seeking relief other than an interest in or lien upon the real estate may continue with said suit to a final adjudication of such other issues; provided, further, an appeal may be had as to any claim attacking the validity of the tax bill or bills or the priorities as to payment of proceeds of foreclosure sale. If the parcel of real estate auctioned off at sheriff's foreclosure sale is sold for a sum greater than the total amount necessary to pay the principal amount of all tax bills included in the judgment, together with interest, penalties, attorney's fees and costs, and such sale is confirmed by the court, and no appeal is taken by any person claiming any right, title or interest in or to or lien upon said parcel of real estate or by any person or taxing authority owning or holding or claiming any right, title or interest in or to any tax bills within the time fixed by law for the filing of notice of appeal, the court shall thereupon order the sheriff to make distribution to the owners or holders of the respective tax bills included in the judgment of the amounts found to be due and in the order of priorities. Thereafter all proceedings in the suit shall be ordered by the court to be dismissed as to such persons or taxing authorities owning, holding or claiming any right, title or interest in any such tax bill or bills so paid, and the case shall proceed as to any parties claiming any right, title, or interest in or lien upon the parcel of real estate affected by such tax bill or bills as to their respective claims to such surplus funds then remaining in the hands of the sheriff. **The receipt of such surplus funds shall constitute a bar to any claim of right, title, or interest in, or lien upon, said parcel of real estate, by the fund recipient.**

3. Whenever an answer is filed to the petition, as herein provided, a severance of the action as to all parcels of real estate affected by such answer shall be granted, and the issues raised by the petition and such answer shall be tried separate and apart from the other issues in the suit, but the granting of such severance shall not delay the trial or other disposition of any other issue in the case. A separate appeal may be taken from any other issue in the case. A separate appeal may be taken from any action of the court affecting any right, title or interest in or to, or lien upon, such real estate, other than issues of law and fact affecting the amount or validity of the lien of tax bills, but the proceeding to foreclose the lien of any tax bills shall not be stayed by such appeal. The trial shall be conducted by the court without the aid of a jury and the suit shall be in equity. This action shall take precedence over and shall be triable before any other action in equity affecting the title to such real estate, upon motion of any interested party.

92.810. 1. After the judgment of foreclosure has been entered, or, after a motion for a new trial has been overruled, or, if an appeal be taken from such judgment and the judgment has been affirmed, after the sheriff shall have been notified by any party to the suit that such judgment has been affirmed on appeal and that

the mandate of the appellate court is on file with the circuit clerk, there shall be a waiting period of six months before any advertisement of sheriff's sale shall be published.

2. If any such parcel of real estate be not redeemed, or if no written contract providing for redemption be made within six months after the date of the judgment of foreclosure, if no motion for rehearing be filed, and, if filed, within six months after such motion may have been overruled, or, if an appeal be taken from such judgment and the judgment be affirmed, within six months after the sheriff shall have been notified by any party to the suit that such judgment has been affirmed on appeal and that the mandate of the appellate court is on file with the circuit clerk, the sheriff shall, after giving the **[**notice**]** **notices** required by **[**subsection 3**]** **subsections 4 and 5** of this section, commence to advertise the real estate described in the judgment and shall fix the date of sale within thirty days after the date of the first publication of the notice of sheriff's sale as herein provided, and shall at such sale proceed to sell the real estate.

3. **No later than one hundred twenty days prior to the sheriff's sale, the collector shall obtain a title abstract or report on any unredeemed parcels. Such title abstract or report shall be obtained from a licensed title company or attorney and subject to a public and competitive bidding process administered by the collector and conducted triennially. The title report shall include all conveyances, liens, and charges against the real estate, and the names and mailing addresses of any interested parties and lienholders. The charges of said abstract or report shall be taxed as costs and shall be paid as other costs in the case.**

4. No later than twenty days prior to the sheriff's sale, the collector shall send notice of the sale to the lienholders and interested parties, as disclosed upon the title abstract or report of the real estate for which tax bills thereon are delinquent. The notice shall provide the date, time, and place of the sale. The notice shall also state that the parcel may be redeemed prior to the sale as specified in section 92.750 or by entering into an agreement with the collector to pay the taxes included in the foreclosure suit under section 92.740. The notice required by this subsection shall be mailed in an envelope with postage prepaid. The cost of the mailing and notice as required by this subsection shall be included as costs in the case.

5. No later than **[**twenty**]** **forty** days prior to the sheriff's sale, the **[**sheriff**]** **collector** shall send notice of the sale to the **[**owner or owners,**]** **parties having interest in the parcel** as disclosed upon the records of the assessor**, or otherwise known to the collector,** of the real estate for which tax bills thereon are delinquent. **[**The search of the records of the assessor must be made not more than forty days prior to the sending of this notice**]** **The notice shall be sent to the addresses most likely to apprise the parties of the proceedings as provided**. The notice shall provide the date, time and place of the sale. The notice shall also state that **[**the property owner**]** **an interested party** may avoid the sale by redeeming such parcel of real estate prior to the sale as specified in section 92.750 or**, if applicable,** by entering into an agreement with the collector to pay the taxes included in the foreclosure suit under section 92.740. The notice required by this subsection shall be mailed in an envelope with postage prepaid. The cost of **[**the title search,**]** mailing and notice as required by this subsection shall be included as costs **[**at the sale of the real estate**]** **in the case**.

6. No later than twenty days prior to the sheriff's sale, the sheriff shall enter upon the parcel subject to foreclosure of these tax liens and post a written informational notice in a conspicuous location, attached to a structure, and intended to be visible by the nearest public right-of-way. This notice shall describe the property; shall advise that it is the subject of delinquent land tax collection proceedings brought pursuant to sections 92.700 to 92.920 and that it may be sold for the payment of delinquent taxes at a sale to be held at a certain time, date, and place; and shall contain the serial

number and the phone number and address of the collector, as well as a statement of the prohibition against removal unless the parcel has been redeemed. The notice shall be not less than eight inches by ten inches and shall be laminated or otherwise sufficiently weatherproof to withstand normal exposure to rain, snow, and other conditions. The sheriff shall document, by time-stamped photograph, compliance with this section, make said documentation generally available upon request, and provide verification by affidavit of compliance with this section. The cost of notice as required by this subsection shall be included as costs in the case.

7. In addition to the other notice requirements of this section, no later than twenty days prior to the sheriff's sale, the sheriff shall attempt in-person notice that shall describe the property; that shall advise that it is the subject of delinquent land tax collection proceedings brought pursuant to sections 92.700 to 92.920 and that it may be sold for the payment of delinquent taxes at a sale to be held a certain time, date, and place; and that shall contain the serial number and phone number and address of the collector. In-person notice may be provided to any person found at the property. The sheriff shall note the date and time of attempted notice and the name, description, or other identifying information regarding the person to whom notice was attempted. The sheriff shall document compliance with this section, make said documentation generally available upon request, and provide verification by affidavit of compliance with this section. The cost of notice as required by this subsection shall be included as costs in the case.

[4.**]** **8.** Notwithstanding the provisions of this section to the contrary, any residential property which has not been redeemed by the end of the waiting period required by this section which has been determined to be of substandard quality or condition under the standards established by the residential renovation loan commission pursuant to sections 67.970 to 67.983 may, upon the request of the residential renovation loan commission, be transferred to the residential renovation loan commission for the purpose of renovation of the property. Any such property transferred pursuant to this subsection shall be renovated and sold by the residential renovation loan commission in the manner prescribed in sections 67.970 to 67.983. The residential renovation loan commission shall reimburse the land reutilization authority for all expenses directly incurred in relation to such property under sections 92.700 to 92.920 prior to the transfer.

92.815. 1. During such waiting period and at any time prior to the time of foreclosure sale by the sheriff, any interested party may redeem any parcel of real estate as provided by sections 92.700 to 92.920; except that during such time and at any time prior to the time of foreclosure sale by the sheriff, the collector shall enter into a written redemption contract with the owner of any real estate occupied as a homestead and who has not previously defaulted upon any such written redemption contract, provided that in no instance shall such installments exceed twelve in number or extend more than twenty-four months next after any agreement for such installment payments shall have been entered into; provided further, that upon good cause being shown by the owner of any parcel of real estate occupied as a homestead, or in the case of improved real estate with a total assessed valuation of not more than five thousand dollars, owned by an individual, the income from such property being a major factor in the total income of such individual, or by anyone on his behalf, the court may, in its discretion, fix the time and terms of payment in such contract to permit all of such installments to be paid within not longer than forty-eight months after any order or agreement as to installment payments shall have been made. **The collector shall not enter into a redemption contract with respect to any improved parcel not occupied as a homestead.**

2. So long as such installments be paid according to the terms of the contract, the six months' waiting period shall be extended, but if any installment be not paid when due, the extension of the waiting period

shall be ended and the real estate shall immediately be advertised for sale or included in the next notice of sheriff's foreclosure sale. Notice shall also be sent to the redemption contract **[**payor**]** **payer** as specified in subsection **[**3**]** **4** of section 92.810.

3. On an annual basis, the collector shall make publicly available the number of parcels under redemption contract under this section.

92.817. 1. The court shall stay the sale of any parcel to be sold under execution of a tax foreclosure judgment obtained under this chapter, which is the subject of an action filed under sections 447.620 to 447.640, provided that the party that has brought such an action has, upon an order of the court, paid into the circuit court the principal amount of all land taxes then due and owing under the tax foreclosure judgment, exclusive of penalties and interest, prior to the date of any proposed sale under execution.

2. Upon the granting by the court of temporary possession of any property under section 447.632, upon order, the circuit court shall direct payment to the collector of all principal land taxes theretofore paid to the circuit court. In addition, in any order granting a final judgment or deed under section 447.625 or 447.640, the court shall also order the permanent extinguishment of penalties and interest arising from actions to collect delinquent land taxes due on the parcel against the grantee of said deed, and all successors in interest; excepting however, any defendant in such action.

3. If an owner of the parcel moves the court for restoration of possession under section 447.638, the owner shall pay into the circuit court all land tax amounts currently due and owing on the property, including all statutory penalties, interest, attorney's fees, and court costs retroactive to the date of accrual. Upon an order granting the restoration of possession to an owner under section 447.638, the court shall order that the funds paid to the court under subsection 2 of this section be returned to the payer, and that the funds paid to the court under this subsection be paid out to the collector.

4. If the party that brought the action under sections 447.620 to 447.640 dismisses its action prior to gaining temporary possession of the property, it shall recover any amounts paid into the circuit court prior to that date for principal land taxes.

92.825. 1. The sale shall be conducted, the sheriff's return thereof made, and the sheriff's deed pursuant to the sale executed, all as provided in the case of sales of real estate taken under execution except as otherwise provided in sections 92.700 to 92.920, and provided that such sale need not occur during the term of court or while the court is in session.

2. Such sale shall convey the whole interest of every person having or claiming any right, title or interest in or lien upon such real estate, whether such person has answered or not, subject to rights-of-way thereon of public utilities upon which tax has been otherwise paid, and subject only to the tax lien thereon, if any, of the United States of America.

3. The collector shall advance from current tax collections the sums necessary to pay for the publication of all advertisements required by the provisions of sections 92.700 to 92.920 and shall be allowed credit therefor in his accounts with the taxing authorities on a pro rata basis. He shall give credit in such accounts for all such advances recovered by him. Such expenses of publication shall be apportioned pro rata among and taxed as costs against the respective parcels of real estate described in the judgment; provided, however, that none of the costs herein enumerated, including the costs of publication, shall constitute any lien upon

the real estate after such sale.

4. **No person shall be eligible to bid at the time of the sheriff's sale unless such person has, no later than ten days before the sale date, demonstrated to the satisfaction of the collector or sheriff that the person is not the owner of any parcel of real estate in the city that is subject to delinquent property taxes, unpaid special tax bills, or vacant building fees. A prospective bidder shall be prohibited from participating in the delinquent land tax sale if he or she has previously bid at a sheriff's sale and failed to pay bid amounts, confirm the sale, or sign a sheriff's deed. The collector or sheriff may require prospective bidders to submit an affidavit attesting to the requirements of this section and is expressly authorized to permanently preclude any prospective bidder from participating in the sale for failure to comply with this section. Notwithstanding the provisions of this section, any taxing authority or land reutilization authority shall be eligible to bid at any sale conducted under this section without making such a demonstration.** The purchaser at a sale conducted by the sheriff shall pay cash immediately at the end of bidding of each parcel on the day of the sale in an amount including all taxes **then** due and owing**, which may be in an amount in excess of or less than the judgment amount,** and other costs**, exclusive of any amounts for debts owed to any statutorily created sewer district [**as otherwise provided by law**]**.

92.835. 1. The title to any real estate which shall vest in the land reutilization authority under the provisions of sections 92.700 to 92.920 shall be held by the land reutilization authority of the city in trust for the tax bill owners and taxing authorities having an interest in any tax liens which were foreclosed, as their interests may appear in the judgment of foreclosure.

2. The title to any real estate which shall vest in any purchaser, upon confirmation of such sale by the court, shall be an absolute estate in fee simple, subject to rights-of-way thereon of public utilities on which tax has been otherwise paid, and subject to any tax lien thereon of the United States of America, if any, and all persons, including the state of Missouri, **any taxing authority or tax district as defined herein, judgment creditors, lienholders,** minors, incapacitated and disabled persons, and nonresidents who may have had any right, title, interest, claim, or equity of redemption in or to, or lien upon, such lands shall be barred and forever foreclosed of all such right, title, interest, claim, lien or equity of redemption, and the court shall order immediate possession of such real estate be given to such purchaser**[**; provided, however, that such title shall also be subject to the liens of any tax bills which may have attached to such parcel of real estate prior to the time of the filing of the petition affecting such parcel of real estate not then delinquent, or which may have attached after the filing of the petition and prior to sheriff's sale and not included in any answer to such petition, but**].** If such parcel of real estate is sold to the land reutilization authority the title thereto shall be free of any **[**such**]** liens to the extent of the interest of any taxing authority in such real estate; provided further, that such title shall not be subject to the lien of special tax bills **[**which has attached to the parcel of real estate prior to January 1, 1972, but the lien of such special tax bills shall attach to the proceeds of the sheriff's sale or to the proceeds of the ultimate sale of such parcel by the land reutilization authority**]**.

92.840. 1. **Within six months** after the sheriff sells any parcel of real estate, the court shall, upon its own motion or upon motion of any interested party, set the cause down for hearing to confirm **or set aside** the foreclosure sale of the real estate, even though such parcels are not all of the parcels of real estate described in the notice of sheriff's foreclosure sale. Notice of the hearing shall be sent by any interested party, or the court, moving to confirm the foreclosure sale, to each person who **[**received**] was sent** notice of sale as specified in **[**subsection 3**] subsections 4 and 5** of section 92.810 **and to any other necessary**

parties as required by prevailing notions of due process. At the time of such hearing, the sheriff shall make report of the sale, and the court shall hear evidence of the value of the property offered on behalf of any interested party to the suit, and shall immediately determine whether an adequate consideration has been paid for each such parcel. **Any parcel deemed to have been purchased by the land reutilization authority pursuant to section 92.830 shall not require any inquiry as to value. The court's judgment shall include a specific finding that adequate notice was provided to all necessary parties pursuant to prevailing notions of due process and sections 92.700 to 92.920, reciting the notice efforts of the collector, sheriff, and tax sale purchaser. Nothing in this section shall be interpreted to preclude a successful tax sale purchaser from asserting a claim to quiet title to the bid upon parcel pursuant to section 527.150.**

2. For this purpose, the court shall have power to summon any city official or any private person to testify as to the reasonable value of the property, and if the court finds that adequate consideration has been paid, he shall confirm the sale and order the sheriff to issue a deed with restriction as provided herein to the purchaser subject to the application of an occupancy permit for all parcels as provided in subsection **[**5**]** **7** of this section. If the court finds that the consideration paid is inadequate, the purchaser may increase his bid to such amount as the court may deem to be adequate, whereupon the court may confirm the sale. If, however, the purchaser declines to increase his bid and make such additional payment, then the sale shall be disapproved, the lien of the judgment continued, and such parcel of real estate shall be again advertised and offered for sale by the sheriff to the highest bidder at public auction for cash at any subsequent sheriff's foreclosure sale.

3. If the sale is confirmed, the court shall order the proceeds of the sale applied in the following order:

(1) To the payment of the costs of the publication of the notice of foreclosure and of the sheriff's foreclosure sale;

(2) To the payment of all **of the collector and sheriff's** costs including appraiser's fee and attorney's fees;

(3) To the payment of all tax bills adjudged to be due in the order of their priority, including principal, interest and penalties thereon. If, after such payment, there is any sum remaining of the proceeds of the sheriff's foreclosure sale, the court shall thereupon try and determine the other issues in the suit in accordance with section 92.775. If any answering parties have specially appealed as provided in section 92.845, the court shall retain the custody of such funds pending disposition of such appeal, and upon disposition of such appeal shall make such distribution. If there are not sufficient proceeds of the sale to pay all claims in any class described, the court shall order the same to be paid pro rata in accordance with the priorities.

4. If there are any funds remaining of the proceeds after the sheriff's sale and after the distribution of such funds as set out in this section and no person entitled to any such funds, whether or not a party to the suit, shall, within two years after such sale, appear and claim the funds, they shall be distributed **ten percent to the affordable housing trust fund or equivalent of such city operating under sections 92.700 to 92.920 for purposes that promote the reduction and prevention of vacant properties, with the remainder to be distributed** to the appropriate taxing authorities.

5. **Any city operating under the provisions of sections 92.700 to 92.920, by ordinance, may elect to allocate a portion of its share of the proceeds of the sheriff's sale towards a fund for the purpose of defending against claims challenging the sufficiency of notice provisions under this section.**

6. For the purpose of this section, the term "occupancy permit" shall mean the certificate of **[**use and**]** **inspection or** occupancy **permit for residential or commercial structures** as provided for in the revised municipal code of any city not within a county, which now has or may hereafter have a population in excess of three hundred thousand inhabitants.

[6.**]** **7.** If there is a building or structure on the parcel, the purchaser shall apply for an occupancy permit from the city or appropriate governmental agency within ten days after the confirmation hearing. Any purchaser who is a public corporation acting in a governmental capacity shall not be required to acquire the occupancy permit. When a parcel, acquired at a sheriff sale, containing a building is sold from a public corporation acting in a governmental capacity, the subsequent purchaser shall be required to apply for the occupancy permit. Failure to apply for such occupancy permit within ten days after confirmation shall result in the sale and confirmation being immediately set aside by the motion of any interested party and that parcel shall again be advertised and offered for sale by the sheriff to the highest bidder at public auction for cash at any subsequent sheriff foreclosure sale.

[7.**]** **8.** The sheriff shall include a deed restriction in the sheriff's deed, issued after confirmation and after the application of an occupancy permit for any parcel containing a building or structure. The deed restriction shall state that the purchasers at the sheriff's sale who had the property confirmed and who applied for an occupancy permit shall obtain an occupancy permit for the building or structure from the appropriate governmental agency prior to any subsequent transfer or sale of this property. This deed restriction shall **not** exist as a lien against such real estate **[**while the purchasers hold same in the amount of five thousand dollars**]**. The purchasers of the property at the sheriff sale who had the property confirmed and applied for the occupancy permit shall agree that in the event of their failure to obtain an occupancy permit prior to any subsequent transfer of the property, they shall pay to the sheriff the sum of five thousand dollars as fixed, liquidated and ascertained damages without proof of loss or damages. **These damages shall not constitute a lien on property, and** the sheriff shall have the discretionary power to file a lawsuit against such purchaser for collection of these liquidated damages. These liquidated damages shall be distributed on a prorated basis to the appropriate taxing authority after the sheriff deducts all costs, expenses and **[**attorney**]** **attorney's** fees for such lawsuits. The sheriff may employ attorneys as he deems necessary to collect liquidated damages.

9. If any sale is not confirmed within six months after the sale, any set-aside of the sale may, at the discretion of the court or collector, include a penalty of twenty-five percent of the bid amount over and above the opening bid amount, and such penalty shall be directed to the affordable housing trust fund or the equivalent, if any, of a city operating under sections 92.700 to 92.920.

10. Any interested party, other than the sheriff's sale purchaser, who moves the court to set aside a sheriff's sale after the issuance of a sheriff's deed made under the provisions of sections 92.700 to 92.920 shall be required to pay into the court the redemption amount otherwise necessary under section 92.750 prior to the court hearing any such motion to set aside. The court may hear any motion to confirm brought under the terms of this section if the redemption amount is not paid by the interested party moving the court to set aside the sale.

92.852. Any sheriff's deed given pursuant to the municipal land reutilization law shall be subject to a recording fee for the costs of recording the deed that shall be assessed and collected from the purchaser of the property at the same time the proceeds from the sale are collected. All such deeds shall be recorded at the office of the recorder of deeds within two months after the **[**sheriff's deed is given**]** **court confirms the sale, if no proceeding to set aside the confirmation judgment is before the court**.

92.855. Each sheriff's deed given pursuant to the provisions of the municipal land reutilization law shall be **[**presumptive**] prima facie** evidence that the suit and all proceedings therein and all proceedings prior thereto from and including assessment of the lands affected thereby and all notices required by law were regular and in accordance with all provisions of the law relating thereto. **[**After two years from the date of the recording of such sheriff's deed, the presumption shall be conclusive, unless at the time that this section takes effect the two-year period since the recording of such sheriff's deed has expired, or less than six months of such period of two years remains unexpired, in which latter case the presumption shall become conclusive six months after September 28, 1971. No suit to set aside or to attack the validity of any such sheriff's deed shall be commenced or maintained unless the suit is filed prior to the time that the presumption becomes conclusive, as aforesaid.**]"**; and

Further amend said bill, page 18, section 304.022, line 110, by inserting after all of said line the following:

"442.130. **1.** All deeds or other conveyances of lands, or of any estate or interest therein, shall be subscribed by the party granting the same, or by his lawful agent, and shall be acknowledged or proved and certified in the manner herein prescribed.

2. All written instruments conveying real estate or any interest in real estate shall state whether any natural person acting as grantors, mortgagors, or other parties executing the instrument are married or unmarried."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Thompson Rehder offered **SA 19**:

SENATE AMENDMENT NO. 19

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 1, In the Title, Lines 5-6, by striking "county officials" and inserting in lieu thereof the following: "political subdivisions"; and

Further amend, said bill, page 11, section 58.200, line 17, by inserting after all of said line the following:

"**67.2300. 1. As used in this section, the following terms mean:**

(1) "Department", any department authorized to allocate funds raised by the state or federal funds received by the state for housing or homelessness;

(2) "State funds", any funds raised by the state and federal funds received by the state for housing or homelessness, but shall not include any federal funds not able to be used for housing programs pursuant to this section due to federal statutory or regulatory restrictions.

2. State funds for the homeless shall be used for the following:

(1) For parking areas, each area shall provide:

(a) Access to potable water and electric outlets; and

(b) Access to bathrooms sufficient to serve all of the parking areas;

(2) For camping facilities, individuals experiencing homelessness may camp and store personal

property at such facilities, which shall be subject to the following:

(a) Individuals shall only camp and store personal property at such facilities in the areas designated to each individual by the agency providing the camping facilities; and

(b) Facilities shall provide a mental health and substance use evaluation as designated by a state or local agency and individuals may complete such evaluation;

(3) For individual shelters, which shall be subject to the following:

(a) Be suitable to house between one and three individuals;

(b) Provide basic sleeping accommodations and access to electricity;

(c) Provide adequate access to showers and bathroom facilities; and

(d) Be limited to occupation by each individual for a period of not more than two years;

(4) For congregate shelters housing more than four homeless individuals in one space, state funds shall be available only to the extent the shelter monitors and provides programs to improve the employment, income, and prevention of return to homelessness of individuals leaving those shelters. The department shall provide performance payments of up to ten percent for such programs that meet guidelines as established by the department.

Individuals utilizing such facilities pursuant to this subsection shall be entered into a homelessness management information system maintained by the local continuum of care.

3. A private campground owner or an employee or officer of a private campground operating such facility pursuant to this section shall be subject to the provisions of section 537.328.

4. (1) State funds otherwise used for the construction of permanent housing for the homeless shall be used to assist such individuals with substance use, mental health treatment, and other services, including short-term housing. The department shall provide up to twenty-five percent of the base allocation of such funds as performance payments to political subdivisions or not-for-profit organizations providing such services as rewards for meeting predetermined goals on reductions of:

(a) Days unhoused;

(b) Days in jail or prison; and

(c) Days hospitalized, with the weights of such days to be determined by the department.

(2) Political subdivisions and not-for-profit organizations may use state grants otherwise used for permanent housing to conduct surveys to identify individuals with the greatest number of days unhoused, in jail or prison, or hospitalized but these expenses shall not exceed ten percent of the total grant amount.

5. No person shall be permitted to use state-owned lands for unauthorized sleeping, camping, or the construction of long-term shelters. Any violation of this subsection shall be a class C misdemeanor; however, for the first offense such individual shall be given a warning, and no citation shall be issued unless that individual refuses to move to any offered services or shelter.

6. (1) A political subdivision shall not adopt or enforce any policy under which the political subdivision prohibits or discourages the enforcement of any order or ordinance prohibiting public

camping, sleeping, or obstructions of sidewalks.

(2) In compliance with subsection 5 of this section, a political subdivision shall not prohibit or discourage a peace officer or prosecuting attorney who is employed by or otherwise under the direction or control of the political subdivision from enforcing any order or ordinance prohibiting public camping, sleeping, or obstructions of sidewalks.

(3) The provisions of this section shall not prohibit a policy of any political subdivision that encourages diversion programs or offering of services in lieu of a citation or arrest.

(4) The attorney general shall have the power to bring a civil action in any court of competent jurisdiction against any political subdivision to enjoin the political subdivision from violating the provisions of this subsection.

(5) The attorney general may recover reasonable expenses incurred in any civil action brought under this section, including court costs, reasonable attorney's fees, investigative costs, witness fees, and deposition costs.

7. Any political subdivision with a higher per-capita rate of homelessness than the state average, as determined by the most recent United States census numbers for the overall population and the most recent federal Department of Housing and Urban Development homelessness point-in-time continuum of care, as defined by 24 C.F.R. 578.5(a), in which the political subdivision is located, shall, within one year of the passage of this act, receive no further state funding by the department until the department determines:

(1) The political subdivision has a per-capita rate of unsheltered homeless individuals at or below the state average; or

(2) The political subdivision is in compliance with subsection 6 of this act.

8. The department authorized to allocate funds pursuant to this section may promulgate all rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2023, shall be invalid and void.

9. The provisions of this section, including references to the disbursement of state grants and funds, shall not apply to shelters for victims of domestic violence as defined in section 455.200."; and

Further amend, said bill, page 26, section 50.810, line 65, by inserting after all of said line the following:

"Section B. The enactment of section 67.2300 of this act shall become effective on January 1, 2023."; and

Further amend the title and enacting clause accordingly.

Senator Thompson Rehder moved that the above amendment be adopted, which motion prevailed.

Senator Razer offered **SA 20**:

SENATE AMENDMENT NO. 20

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 11, Section 58.200, Line 17, by inserting after all of said line the following:

"92.105. It is the intent of sections 92.105 to 92.125 that starting in 2011 voters in any city imposing an earnings tax will decide in local elections to continue the earnings tax. If the majority of local voters vote to continue the earnings tax, it will continue for five years**, or in any city with more than four hundred thousand inhabitants and located in more than one county, for ten years,** and then will be voted on again. If a majority of voters in any city having an earnings tax vote against continuing the earnings tax, it will be phased out pursuant to section 92.125 in such city over a period of ten years. Further, sections 92.105 to 92.125 prohibit any Missouri city or town that does not, as of November 2, 2010, impose an earnings tax, from imposing such a tax on residents and businesses.

92.111. 1. After December 31, 2011, no city, including any constitutional charter city, shall impose or levy an earnings tax, except a constitutional charter city that imposed or levied an earnings tax on November 2, 2010, may continue to impose the earnings tax if it submits to the voters of such city pursuant to section 92.115 the question whether to continue such earnings tax for a period of five years**, or if such city with more than four hundred thousand inhabitants and located in more than one county, for a period of ten years,** and a majority of such qualified voters voting thereon approve such question, however, if no such election is held, or if in any election held to continue to impose or levy the earnings tax a majority of such qualified voters voting thereon fail to approve the continuation of the earnings tax, such city shall no longer be authorized to impose or levy such earnings tax except to reduce such tax in the manner provided by section 92.125.

2. As used in sections 92.111 to 92.200, unless the context clearly requires otherwise, the term "earnings tax" means a tax on the:

(1) Salaries, wages, commissions and other compensation earned by its residents;

(2) Salaries, wages, commissions and other compensation earned by nonresidents of the city for work done or services performed or rendered in the city;

(3) Net profits of associations, businesses or other activities conducted by residents;

(4) Net profits of associations, businesses or other activities conducted in the city by nonresidents;

(5) Net profits earned by all corporations as the result of work done or services performed or rendered and business or other activities.

92.115. 1. Any constitutional charter city which as of November 2, 2010, imposed or levied an earnings tax may continue to impose or levy an earnings tax, pursuant to sections 92.111 to 92.200, if it submits to the qualified voters of such city on the next general municipal election date immediately following November 2, 2010, and once every five years thereafter, **or if such city with more than four hundred thousand inhabitants and located in more than one county, once every ten years thereafter,** the question whether to continue to impose and levy the earnings tax authorized pursuant to sections 92.111 to 92.200, and if a majority of qualified voters voting approve the continuance of the earnings tax at such election.

2. **(1)** The question submitted to the qualified voters in any such city**, except for any city with more than four hundred thousand inhabitants and located in more than one county,** shall contain the earnings tax percentage imposed and the name of the city submitting the question and shall otherwise contain exactly the following language:

Shall the earnings tax of _____ %, imposed by the City of _____, be continued for a period of five (5) years commencing January 1 immediately following the date of this election?

☐ Yes ☐ No

(2) The question submitted to the qualified voters in any city with more than four hundred thousand inhabitants and located in more than one county shall contain the earnings tax percentage imposed and the name of the city submitting the question and shall otherwise contain exactly the following language:

Shall the earnings tax of _____ %, imposed by the City of _____, be continued for a period of ten (10) years commencing January 1st immediately following the date of this election?

☐ YES ☐ NO

3. If the question whether to continue to impose and levy the earnings tax fails to be approved by the majority of qualified voters voting thereon, the earnings tax levied and imposed on November 2, 2010, shall be reduced pursuant to section 92.125 commencing January first of the calendar year following the date of the election held under this section or January first of the calendar year following the calendar year in which such election was authorized under this section but not held by such city.

4. No city which has begun reductions of its earnings tax pursuant to section 92.125 may, by ordinance or any other means, with or without voter approval, stop or suspend such reduction."; and

Further amend the title and enacting clause accordingly.

Senator Razer moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Bernskoetter offered **SA 21**:

SENATE AMENDMENT NO. 21

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 22, Section 473.742, Line 113, by inserting after all of said line the following:

"523.061. After the filing of the commissioners' report pursuant to section 523.040, the circuit judge presiding over the condemnation proceeding shall apply the provisions of section 523.039 and shall determine whether a homestead taking has occurred and shall determine whether heritage value is payable and shall increase the commissioners' award to provide for the additional compensation due where a homestead taking occurs or where heritage value applies, in accordance with the just compensation provisions of section 523.039. If a jury trial of exceptions occurs under section 523.060 **and the circuit judge presiding over the condemnation proceeding has determined that a homestead taking has occurred or heritage value is payable**, the circuit judge presiding over the condemnation proceeding shall apply the provisions of section 523.039 **[**and shall determine whether a homestead taking has occurred and shall determine whether heritage value is payable**]** and shall increase the jury verdict to provide for the additional compensation due where a homestead taking occurs or where heritage value applies, in

accordance with the just compensation provisions of section 523.039. **Notwithstanding any other provision of law in sections 523.001 to 523.286 to the contrary, a circuit judge who determines that heritage value is payable as provided in this section shall not increase the commissioners' award or jury verdict to provide for the additional compensation due where heritage value applies if the plaintiff is a city, town, or village that is incorporated in accordance with the laws of this state and the plaintiff moves for exclusion of the heritage value and shows after an evidentiary hearing by a preponderance of the evidence that the property taken has been:**

(1) Abandoned;

(2) Declared a nuisance and been ordered to be vacated;

(3) Demolished or repaired after notice and hearing; or

(4) Materially and negatively contributed to a blighted area as that term is defined in section 99.805."; and

Further amend the title and enacting clause accordingly.

Senator Bernskoetter moved that the above amendment be adopted, which motion prevailed.

Senator Thompson Rehder assumed the Chair.

Senator Moon offered **SA 22**:

SENATE AMENDMENT NO. 22

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 140.190, Line 55, by inserting after all of said line the following:

"**167.780. 1. This act shall be known and may be cited as the "Save Women's Sports Act".**

2. No athletic team or sport designated for biological females shall be open to students that are biological males.

3. No governmental entity, licensing or accrediting organization, or athletic association or organization shall entertain a complaint, open an investigation, or take any other adverse action against a school or institution for maintaining separate interscholastic or intramural athletic teams or sports for students that are biological females.

4. No public school or a private middle school or high school, that has biological males playing biological female's sports shall be eligible for any moneys appropriated by the general assembly.

5. For the purposes of this section, the following terms shall mean:

(1) "Biological females", persons with XX chromosomes;

(2) "Biological males", persons with XY chromosomes."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted.

Senator Arthur raised the point of order that **SA 22** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Moon, **SA 22** was withdrawn, rendering the point of order moot.

Senator Crawford offered **SA 23**:

SENATE AMENDMENT NO. 23

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, Page 11, Section 58.200, Line 17, by inserting after all of said line the following:

"70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no emergency telecommunicator, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.

2. If an employer elects to cover emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.

3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section.

[4. The provisions of this section shall only apply to counties of the third classification and any county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants and with a city of the fourth classification with more than thirteen thousand five hundred but fewer than sixteen thousand inhabitants as the county seat, and any political subdivisions located, in whole or in part, within such counties.**]**"; and

Further amend the title and enacting clause accordingly.

Senator Crawford moved that the above amendment be adopted, which motion prevailed.

Senator Eslinger moved that **SS** for **SCS** for **HCS** for **HB 1606**, as amended, be adopted, which motion prevailed.

Senator Eslinger moved that **SS** for **SCS** for **HCS** for **HB 1606**, as amended, be read the 3rd time and passed and was recognized to close.

President Pro Tem Schatz referred **SS** for **SCS** for **HCS** for **HB 1606**, as amended, to the Committee on Governmental Accountability and Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 3002**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 3003**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3004**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3005**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3006**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3007**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 3008**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3009**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 3010**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 3011**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 3012**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3013**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3015**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

PRIVILEGED MOTIONS

Senator Bean moved that the Senate refuse to recede from its position on **SS** for **SCS** for **HCS** for **HB 1720**, as amended, and grant the House a conference thereon, which motion prevailed.

Senator Eslinger moved that the Senate refuse to recede from its position on **SS** for **HB 2149**, as amended, and grant the House a conference thereon, which motion prevailed.

Senator Hegeman requested unanimous consent of the Senate to make one motion to send **SS** for **SCS** for **HCS** for **HB 3002**; **SS** for **SCS** for **HCS** for **HB 3003**; **SCS** for **HCS** for **HB 3004**; **SCS** for **HCS** for **HB 3005**; **SCS** for **HCS** for **HB 3006**; **SCS** for **HCS** for **HB 3007**; **SS** for **SCS** for **HCS** for **HB 3008**; **SCS** for **HCS** for **HB 3009**; **SS** for **SCS** for **HCS** for **HB 3010**; **SS** for **SCS** for **HCS** for **HB 3011**; **SS** for **SCS** for **HCS** for **HB 3012**; **SCS** for **HCS** for **HB 3013**; and **SCS** for **HCS** for **HB 3015** to conference in one motion, which was granted.

Senator Hegeman moved that the Senate refuse to recede from its position on **SS** for **SCS** for **HCS** for **HB 3002**; **SS** for **SCS** for **HCS** for **HB 3003**; **SCS** for **HCS** for **HB 3004**; **SCS** for **HCS** for **HB 3005**; **SCS** for **HCS** for **HB 3006**; **SCS** for **HCS** for **HB 3007**; **SS** for **SCS** for **HCS** for **HB 3008**; **SCS** for **HCS** for **HB 3009**; **SS** for **SCS** for **HCS** for **HB 3010**; **SS** for **SCS** for **HCS** for **HB 3011**; **SS** for **SCS** for **HCS** for **HB 3012**; **SCS** for **HCS** for **HB 3013**; and **SCS** for **HCS** for **HB 3015** and grant the House a conference thereon, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HB 1472**,

begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HB 2168**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **HB 2400**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schupp, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **HCS** for **HB 2000**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hoskins, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **HCS** for **HB 2587**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cierpiot, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 2485**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1734**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following reports:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **HCS** for **HB 2151**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **HJR 116**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **HCS** for **HBs 2116**, **2097**, **1690** and **2221**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, Senator White submitted the following report:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HB 2090**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Luetkemeyer, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which were referred **HB 2697**, **HB 1589**, **HB 1637** and **HCS** for **HB 2127**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which were referred **HB 2088**, **HB 1705** and **HCS** for **HB 1699**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1962**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator O'Laughlin, Chairman of the Committee on Education, Senator Brattin submitted the following report:

Mr. President: Your Committee on Education, to which was referred **HB 2202**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hough assumed the Chair.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 820**, entitled:

An Act to repeal sections 386.890 and 442.404, RSMo, and to enact in lieu thereof three new sections relating to renewable energy, with an effective date for a certain section.

With House Amendment Nos. 1, 2, 3, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment Nos. 7, 8, 9, 10, 11, House Amendment No. 1 to House Amendment No. 12, and House Amendment No. 12, as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 820, Page 1, In the Title, Line 3, by deleting the phrase "renewable energy" and inserting in lieu thereof the word "utilities"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 820, Page 1, Section A, Line 3, by inserting after said section and line the following:

"**67.288. 1. For purposes of this section, the following terms mean:**

(1) "Electric vehicle", any vehicle that operates, either partially or exclusively, on electrical energy from the grid or an off-board source that is stored onboard for a motive purpose;

(2) "Electric vehicle charging station", a public or private parking space that is served by battery charging station equipment that has as its primary purpose the transfer of electric energy by conductive or inductive means to a battery or other energy storage device in an electric vehicle.

2. Notwithstanding any other provision of law, any political subdivision that adopts an ordinance, resolution, regulation, code, or policy that requires installation of electric vehicle charging stations or infrastructure for future installation at any business shall pay all costs associated with the installation, maintenance, and operation of the electric vehicle charging stations.

3. This condition shall not apply to any grant agreements between businesses and political subdivisions that include requirements for charging stations, and those businesses enter into the agreements voluntarily.

4. Nothing in this section shall prohibit private business or property owners from paying for the installation, maintenance, and operation of electric vehicle charging stations." and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 820, Page 9, Section 442.404, Line 40, by inserting after all of said section and line the following:

"523.010. 1. In case land, or other property, is sought to be appropriated by any road, railroad, street railway, telephone, telegraph or any electrical corporation organized for the manufacture or transmission of electric current for light, heat or power, including the construction, when that is the case, of necessary dams and appurtenant canals, flumes, tunnels and tailraces and including the erection, when that is the case, of necessary electric steam powerhouses, hydroelectric powerhouses and electric substations or any oil, pipeline or gas corporation engaged in the business of transporting or carrying oil, liquid fertilizer solutions, or gas by means of pipes or pipelines laid underneath the surface of the ground, or other corporation created under the laws of this state for public use, and such corporation and the owners cannot agree upon the proper compensation to be paid, or in the case the owner is incapable of contracting, be unknown, or be a nonresident of the state, such corporation may apply to the circuit court of the county of this state where such land or any part thereof lies by petition setting forth the general directions in which it is desired to construct its road, railroad, street railway, telephone, or telegraph line or electric line, including, when that

is the case, the construction and maintenance of necessary dams and appurtenant canals, tunnels, flumes and tailraces and, when that is the case, the appropriation of land submerged by the construction of such dam, and including the erection and maintenance, when that is the case, of necessary electric steam powerhouses, hydroelectric powerhouses and electric substations, or oil, pipeline, liquid fertilizer solution pipeline, or gas line over or underneath the surface of such lands, a description of the real estate, or other property, which the company seeks to acquire; the names of the owners thereof, if known; or if unknown, a pertinent description of the property whose owners are unknown and praying the appointment of three disinterested residents of the county, as commissioners, or a jury, to assess the damages which such owners may severally sustain in consequence of the establishment, erection and maintenance of such road, railroad, street railway, telephone, telegraph line, or electrical line including damages from the construction and maintenance of necessary dams and the condemnation of land submerged thereby, and the construction and maintenance of appurtenant canals, flumes, tunnels and tailraces and the erection and maintenance of necessary electric steam powerhouses, hydroelectric powerhouses and electric substations, or oil, pipeline, or gas line over or underneath the surface of such lands; to which petition the owners of any or all as the plaintiff may elect of such parcels as lie within the county or circuit may be made parties defendant by names if the names are known, and by the description of the unknown owners of the land therein described if their names are unknown.

2. If the proceedings seek to affect the lands of persons under conservatorship, the conservators must be made parties defendant. If the present owner of any land to be affected has less estate than a fee, the person having the next vested estate in remainder may at the option of the petitioners be made party defendant; but if such remaindermen are not made parties, their interest shall not be bound by the proceedings.

3. It shall not be necessary to make any persons party defendants in respect to their ownership unless they are either in actual possession of the premises to be affected claiming title or having a title of the premises appearing of record upon the proper records of the county.

4. Except as provided in subsection 5 of this section, nothing in this chapter shall be construed to give a public utility, as defined in section 386.020, or a rural electric cooperative, as provided in chapter 394, the power to condemn property which is currently used by another provider of public utility service, including a municipality or a special purpose district, when such property is used or useful in providing utility services, if the public utility or cooperative seeking to condemn such property, directly or indirectly, will use or proposes to use the property for the same purpose, or a purpose substantially similar to the purpose for which the property is being used by the provider of the public utility service.

5. A public utility or a rural electric cooperative may only condemn the property of another provider of public utility service, even if the property is used or useful in providing utility services by such provider, if the condemnation is necessary for the public purpose of acquiring a nonexclusive easement or right-of-way across the property of such provider and only if the acquisition will not materially impair or interfere with the current use of such property by the utility or cooperative and will not prevent or materially impair such provider of public utility service from any future expansion of its facilities on such property.

6. If a public utility or rural electric cooperative seeks to condemn the property of another provider of public utility service, and the conditions in subsection 4 of this section do not apply, this section does not limit the condemnation powers otherwise possessed by such public utility or rural electric cooperative.

7. Suits in inverse condemnation or involving dangerous conditions of public property against a

municipal corporation established under Article VI, Section 30(a) of the Missouri Constitution shall be brought only in the county where such land or any part thereof lies.

8. For purposes of this chapter, the authority for an electrical corporation as defined in 386.020 to condemn property shall not extend to the construction of merchant transmission lines with Federal Energy Regulatory Commission negotiated rate authority that provide less than fifty percent of their electrical load to end user electrical customers in this state and less than fifty percent of the cost of the merchant transmission line is paid for by Missouri ratepayers. For purposes of this subsection, the term "merchant transmission line" means a high-voltage direct current electrical transmission line that does not provide for the erection of electric substations at intervals of less than fifty miles, which substations are necessary to accommodate both the purchase and sale to persons located in this state of electricity generated or transmitted by such electrical corporation.

523.025. If an electrical corporation as defined in section 386.020, except for an electrical corporation operating under a cooperative business plan as described in section 393.110, acquires any involuntary easement by means of eminent domain and does not obtain the financial commitments necessary to construct a project for which the involuntary easement was needed within five years of the date that such easement rights are recorded with the appropriate county recorder of deeds, the corporation shall return possession of the easement to the fee simple title holder within sixty days and cause the dissolution of the easement to be recorded with the county recorder of deeds. In the event of such return of the easement to the title holder, no reimbursement of any payment made by the corporation to the title holder shall be due.

523.039. **1.** In all condemnation proceedings filed after December 31, 2006, just compensation for condemned property shall be determined under one of the three following subdivisions, whichever yields the highest compensation, as applicable to the particular type of property and taking:

(1) An amount equivalent to the fair market value of such property;

(2) For condemnations that result in a homestead taking, an amount equivalent to the fair market value of such property multiplied by one hundred twenty-five percent; or

(3) For condemnations of property that result in any taking that prevents the owner from utilizing property in substantially the same manner as it was currently being utilized on the day of the taking and involving property owned within the same family for fifty or more years, an amount equivalent to the sum of the fair market value and heritage value. For the purposes of this subdivision, family ownership of property may be established through evidence of ownership by children, grandchildren, siblings, or nephews or nieces of the family member owning the property fifty years prior to the taking; and in addition, may be established through marriage or adoption by such family members. If any entity owns the real property, members of the family shall have an ownership interest in more than fifty percent of the entity in order to be within the family line of ownership for the purposes of this subdivision. The property owner shall have the burden of proving to the commissioners or **[**jury**]** **court** that the property has been owned within the same family for fifty or more years.

2. For condemnation of any agricultural or horticultural property by an electrical corporation as defined in section 386.020, except for an electrical corporation operating under a cooperative business plan as described in section 393.110, just compensation shall be an amount equivalent to fair market value multiplied by one hundred fifty percent, as determined by the court.

523.040. 1. The court, or judge thereof in vacation, on being satisfied that due notice of the pendency of the petition has been given, shall appoint three disinterested commissioners, who shall be residents of the county in which the real estate or a part thereof is situated, and in any city not within a county, any county with a charter form of government and with more than one million inhabitants, or any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants at least one of the commissioners shall be either a licensed real estate broker or a state-licensed or state-certified real estate appraiser, to assess the damages which the owners may severally sustain by reason of such appropriation, who, within forty-five days after appointment by the court, which forty-five days may be extended by the court to a date certain with good cause shown, after applying the definition of fair market value contained in subdivision (1) of section 523.001, and after having viewed the property, shall return to the clerk of such court, under oath, their report in duplicate of such assessment of damages, setting forth the amount of damages allowed to the person or persons named as owning or claiming the tract of land condemned, and should more than one tract be condemned in the petition, then the damages allowed to the owner, owners, claimant or claimants of each tract, respectively, shall be stated separately, together with a specific description of the tracts for which such damages are assessed; and the clerk shall file one copy of said report in his office and record the same in the order book of the court, and he shall deliver the other copy, duly certified by him, to the recorder of deeds of the county where the land lies (or to the recorder of deeds of the city of St. Louis, if the land lies in said city) who shall record the same in his office, and index each tract separately as provided in section 59.440, and the fee for so recording shall be taxed by the clerk as costs in the proceedings; and thereupon such company shall pay to the clerk the amount thus assessed for the party in whose favor such damages have been assessed; and on making such payment it shall be lawful for such company to hold the interest in the property so appropriated for the uses prescribed in this section; and upon failure to pay the assessment, the court may, upon motion and notice by the party entitled to such damages, enforce the payment of the same by execution, unless the said company shall, within ten days from the return of such assessment, elect to abandon the proposed appropriation of any parcel of land, by an instrument in writing to that effect, to be filed with the clerk of the court, and entered on the minutes of the court, and as to so much as is thus abandoned, the assessment of damages shall be void.

2. Prior to the issuance of any report under subsection 1 of this section, a commissioner shall notify all parties named in the condemnation petition no less than ten days prior to the commissioners' viewing of the property of the named parties' opportunity to accompany the commissioners on the commissioners' viewing of the property and of the named parties' opportunity to present information to the commissioners.

3. The commissioners shall view the property, hear arguments, and review other relevant information that may be offered by the parties.

4. In any condemnation proceeding involving agricultural or horticultural property, at least one of the disinterested commissioners appointed by the court shall be a farmer who has been engaged in farming, as defined in section 350.010, for a minimum of ten years in the county where such property is situated.

523.060. 1. Any plaintiff or defendant, individual or corporate, shall have the right of trial by jury of twelve persons, if either party file exceptions to the award of commissioners in any condemnation case.

2. Such jury shall use the definition of fair market value provided for in subdivision (1) of section 523.001.

3. In any condemnation proceeding commenced by an electrical corporation as defined in section 386.020, except for an electrical corporation operating under a cooperative business plan as described in section 393.110, if the amount awarded is greater than the offer made by the condemning authority pursuant to section 523.253, the court may award attorney's fees to the property owner."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to House Committee Substitute for Senate Bill No. 820, Page 1, Line 1, by inserting after the number "820," the following:

"Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"204.455. 1. Any user charges, connection fees, or other charges levied by the sewer district shall be due at such time or times as specified by the board of trustees, and shall, if not paid by the due date, become delinquent and shall bear interest from the date of delinquency until paid. If such charges become delinquent they shall be a lien upon the land charged, upon the board of trustees filing with the recorder of deeds in the county where the land is situated a notice of delinquency. The board of trustees shall file with the recorder of deeds a similar notice when the delinquent amounts, plus interest and any recording fees or attorneys' fees, have been paid in full. The lien hereby created may be enforced by suit or foreclosure.

2. For purposes of this section, the term "board of trustees" shall include, but is not limited to, the board of trustees established in subsection 2 of section 204.300.

3. No sewer district shall refuse to connect service at a property following a transfer of ownership due to the previous owner's delinquent fees in charges, unless the sewer district has a lien on the property. A sewer district in violation of this subsection shall be subject to the property owner's attorney's fees."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 820, Page 9, Section 442.404, Line 40, by inserting after all of said line the following:

"**(4) No political subdivision shall require a resident non-corporate owner of a detached, single-family residence to obtain any business license, certification, or professional registration as a condition of applying for or utilizing a building permit for any part of the installation, replacement, or maintenance of solar panels provided all work is performed by the owner or other current resident. The provisions of this subsection shall not apply to any structure being rented, leased, sub-leased or otherwise occupied outside of the owner's principal residence. Nothing in this subsection shall be otherwise construed to prohibit the enforcement of any applicable building codes or relevant inspections as otherwise required by ordinance or law.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Bill No. 820, Page 10, Line 31, by deleting the word "**Missouri**"; and

Further amend said amendment and page, Line 38, by deleting all of said line; and

Further amend said amendment, Page 11, Line 1, by deleting all of said line; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Bill No. 820, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification

or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement,

entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity

used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

(a) Used exclusively for agricultural purposes;

(b) Used on land owned or leased for the purpose of producing farm products; and

(c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or

property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol

and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016**;**

(46) All purchases by a Missouri company of solar photovoltaic energy equipment used to construct a solar photovoltaic energy system and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Allow for energy storage;

(b) Include advanced or smart meter inverter capacity; or

(c) Are projects greater than twenty megawatts.

For the purposes of this subdivision, the term "Missouri company" shall mean any corporation or other business organization that is registered with the secretary of state.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Bill No. 820, Page 9, Section 443.404, Line 40, by inserting after all of the said section and line the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest

in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business; **[**and**]**

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498**; and**

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Bill No. 820, Page 2, Section 386.885, Lines 51-54, by deleting all of said lines and inserting in lieu thereof the following:

"**6. The members of the task force shall serve without compensation but may be reimbursed for any actual and necessary expenses incurred in the performance of the task force's official duties.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Bill No. 820, Page 8, Section 386.890, Line 198, by inserting after all of said section and line the following:

"**393.1072. 1. There is hereby established the "Task Force on Fair, Nondiscriminatory Local Taxation Concerning Solar Energy Systems", which shall be composed of the following members:**

(1) Three members of the house of representatives, with not more than two members from the same political party and each member to be appointed by the speaker of the house of representatives;

(2) Three members of the senate, with not more than two members from the same political party and each member to be appointed by the president pro tempore of the senate;

(3) Two currently elected county assessors from Missouri county governments, with one to be appointed by the speaker of the house of representatives and one to be appointed by the president pro tempore of the senate;

(4) Two representatives from the Missouri state tax commission to be appointed by the commissioners of the Missouri state tax commission;

(5) Two representatives from a state-wide agricultural organization, with one to be appointed by the speaker of the house of representatives and one to be appointed by the president pro tempore of the senate;

(6) Two representatives from the private sector with experience in utility-scale solar energy development and operation, with one to be appointed by the speaker of the house of representatives and one to be appointed by the president pro tempore of the senate; and

(7) One member from an organization that advocates for policy supporting solar energy appointed by the chair of the public service commission.

2. The task force shall conduct public hearings and research and compile a report for delivery to the general assembly before December 31, 2022. Such report shall include information on the following:

(1) The economic benefits and drawbacks of solar energy systems to local communities and the state;

(2) The fair, uniform, and standardized assessment and taxation of solar energy systems and their connected equipment owned by a retail or wholesale provider of electricity at the county level in all counties;

(3) Compliance with existing federal and state programs and regulations; and

(4) Potential legislation that will provide a uniform assessment and taxation methodology for solar energy systems and their connected equipment owned by a retail or wholesale provider of electricity that will be used in every county of Missouri.

3. The task force shall meet within thirty days after its creation and shall organize by selecting a chair and vice chair, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it. Meetings may be held by telephone or video conference at the

discretion of the chair. The chair shall designate a person to keep the records of the task force. A majority of the task force shall constitute a quorum, and a majority vote of such quorum shall be required for any action.

4. The staff of house research and senate research shall provide necessary clerical, research, fiscal, and legal services to the task force as the task force may request.

5. The members of the task force shall serve without compensation, but any actual and necessary expenses incurred by the task force, its members, and any staff assigned to the task force shall be reimbursed.

6. This section shall expire on December 31, 2022."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Bill No. 820, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**1.512. 1. As used in this section, the following terms mean:**

(1) "Broadband" or "broadband service", any service providing advanced telecommunications capability with the same downstream data rate and upstream data rate as required to satisfy the definition of "broadband" by the Federal Communications Commission and that:

(a) Does not require the end user to dial up a connection;

(b) Has the capacity to always be on;

(c) Has transmission speeds that are based on regular available bandwidth rates, not sporadic or burstable rates, with latency suitable for real-time applications and services such as voice over internet protocol and video conferencing; and

(d) Has a monthly usage capacity reasonably comparable to that of residential terrestrial fixed broadband offerings in urban areas.

As the Federal Communications Commission updates the downstream data rate and the upstream data rate, the council shall publish the revised data rates within sixty days of the federal update;

(2) "Council", the broadband development council;

(3) "Digital navigation service", a person or entity that helps or teaches people to safely and effectively use the internet;

(4) "Downstream data rate", the transmission speed from the service provider source to the end user;

(5) "Internet protocol address" or "IP address", a unique string of numbers separated by periods that identifies each computer using the internet protocol to communicate over a network;

(6) "Unserved area", an area that has no access to broadband service;

(7) "Upstream data rate", the transmission speed from the end user to the service provider source.

2. There is hereby established the "Broadband Development Council". The office of broadband development of the department of economic development shall provide administrative, personnel, and technical support to the council as necessary.

3. The council shall consist of:

(1) The director of the department of economic development or his or her designee;

(2) The chief information officer within the office of administration or his or her designee;

(3) The commissioner of higher education or his or her designee;

(4) The commissioner of education or his or her designee;

(5) The director of the state office of broadband development or his or her designee;

(6) The following members of the public, appointed by and serving at the pleasure of the governor, with the advice and consent of the senate:

(a) Two members representing providers that deploy a large volume of broadband service, one of which shall provide service in a rural area;

(b) One member from each congressional district representing business users of this state; and

(c) One member from each congressional district representing residential users of this state.

Members appointed under this subdivision shall serve no more than two three-year terms. However, the terms shall be staggered with one-third of the inaugural members, chosen by lot, serving one additional year and another one-third of the inaugural members, chosen by lot, serving an additional two years. Members appointed under this subdivision shall be deemed part-time public officials and may have other employment. Any person employed by, owning an interest in, or otherwise associated with a broadband deployment project, project sponsor, or project participant is not disqualified from serving as a council member but shall recuse himself or herself from board actions if the member has a conflict of interest or would violate the rules of the Missouri ethics commission;

(7) Three senators appointed by the president pro tempore of the senate, two of whom shall be members of the majority party and one of whom shall be a member of the minority party; and

(8) Three members of the house of representatives appointed by the speaker of the house, two of whom shall be members of the majority party and one of whom shall be a member of the minority party.

4. (1) The council shall select a chair and vice chair from among its members. The director of the department of economic development shall chair the first meeting of the council until a chair is selected. Terms of the chair and vice chair shall be two years, and no member may serve more than two consecutive terms in either position. The council shall appoint a secretary-treasurer, who need not be a member of the council and who, among other tasks or functions designated by the council, shall keep records of its proceedings.

(2) Fifteen voting members of the council shall constitute a quorum, and a simple majority of the members present shall be sufficient for any action taken by vote of the council.

(3) The council may appoint committees or subcommittees for the purposes of investigations and

recommendations. Members of these committees or subcommittees need not be members of the council.

(4) No member of the council who serves by virtue of his or her office shall receive compensation or reimbursement of expenses for serving as a member. Members appointed under subdivision (5) of subsection 3 of this section and the members of any committee or subcommittee are entitled to be reimbursed for actual and necessary expenses.

(5) No member shall be subject to antitrust or unfair competition liability based on membership or participation in the council. The council shall be deemed to provide an essential governmental function and shall have state-action immunity.

5. (1) The council shall:

(a) Explore any and all ways to expand access to broadband services including, but not limited to, middle mile, last mile, and wireless applications;

(b) Gather data regarding the various speeds provided to consumers and compare that data to the speeds the internet service provider advertises;

(c) Explore the potential for increased use of broadband service for the purposes of education, career readiness, workforce preparation, and alternative career training;

(d) Explore ways to encourage state and municipal agencies to expand the development and use of broadband services to better serve the public;

(e) Assist in expanding electronic instruction and distance education services, including digital navigation services;

(f) Advise and make recommendations to the general assembly regarding:

a. Strategies to make broadband service available to unserved and underserved areas;

b. Statutory changes that may enhance and expand broadband in the state; and

c. Strategies to increase adoption of the Affordable Connectivity Program or any successor program; and

(g) Submit a report to the general assembly and governor on or before January first each year. The report shall include a summary of the actions taken by the council during the previous year.

(2) In addition to other powers, the council is hereby granted the powers necessary and appropriate to carry out and effectuate the duties described under subdivision (1) of this subsection. The council shall have the power to:

(a) Promote awareness of public facilities that have community broadband access that can be used for distance education and workforce development;

(b) Advise on the deployment of online government portals so that all public bodies and political subdivisions have websites, one-stop government access, and the ability to stream audio and video of public meetings;

(c) Make and execute contracts, commitments, and other agreements necessary or convenient to exercise its powers including, but not limited to, hiring consultants to assist in the mapping of the state

and categorization of areas within the state; and

(d) Perform any other activities to further its purpose.

(3) The council may:

(a) Retain outside expert consultants to assist in the purposes of this section. Any retention and contracting of expert consultants shall be transparent, and the council shall make publicly available any contracts, retention agreements, payments, and invoicing for services; and

(b) Take action to increase awareness of issues concerning broadband services and to educate and inform the public.

6. (1) The council shall establish a mapping of broadband services in the state based on analysis of data, broadband demand, and other relevant information. The council shall publish an annual assessment and map of the status of broadband that shall specifically designate underserved and unserved areas of the state.

(2) The council shall establish a public map that is interactive and reflects estimated downstream data rates and upstream data rates in regions, counties, cities, communities, streets, or other areas. The public map shall not be so specific as to show data rates at a particular street address or physical location but may include data regarding capacity, based upon fiber count.

(3) The mapping shall be based on information collected or received by the council including, but not limited to, data collected from:

(a) State agencies, federal agencies, public institutions of higher education, and private entities that collect data on broadband services;

(b) Industry-provided information;

(c) Consumer data; and

(d) A voluntary data collection program that the council may establish. The program may include voluntarily submitted data from internet service providers and include any home or region data rate meters utilized by the provider and voluntarily submitted data from customers of an internet service provider, reflecting the person's data rate at a particular IP address, which may be based upon a web-based test or analysis program. Any data collected through a voluntary data collection program shall not be deemed public information and is not subject to public release or availability. Any voluntary data collection program established by the council shall:

a. Clearly state to the providers or customers submitting information that the data rate speed may become public, including references to the provider or customer's physical address;

b. Clearly state submission of information is voluntary and shall be deemed as consent to use and make public such information; and

c. Not include any customer's browsing history, search history, usage records, billing records, or otherwise publicly identify the customer by name, IP address, or physical address.

(4) The mapping and designations therein shall be revised on a continuing basis by the council.

(5) Any map of broadband services accessible to the public shall exclude:

(a) The location or identity of any critical infrastructure used by public or private entities to provide internet services;

(b) Any identifying information of users, including name and IP addresses; and

(c) Any information designated as confidential for public security reasons by the United States Department of Homeland Security or the department of public safety. However, it shall be the duty of the public and private entities to make the council aware of such confidential designation, and the actual or estimated upstream data rates and downstream data rates of an area or region of the state shall not be excluded from public or private maps unless the council determines good cause for the exclusion.

7. Any entity that has received or hereafter receives state or federal moneys to install infrastructure for broadband services shall furnish nonproprietary information to the council concerning the location, type, and extent of such infrastructure.

8. The council shall partner with a research organization, or contract with such an organization, to annually survey each county and school district in the state in order to assess the internet speeds available in such areas and identify areas with challenges to high-speed internet access.

9. (1) Notwithstanding the provisions of chapter 610, information provided to the council, its consultants, or its other agents that is identified as confidential information when submitted shall be exempt from disclosure and shall be secured and safeguarded. Such information may include, but not be limited to, physical plant locations, subscriber levels, market penetration data, and any other proprietary business information or any other information that constitutes a trade secret.

(2) Any person who makes any unauthorized disclosure of such confidential information or data shall be guilty of a class A misdemeanor.

10. This section shall not be construed to confer authority to regulate broadband, broadband services, broadband internet access services, broadband service providers, or internet service providers on the broadband development council, the office of broadband development within the department of economic development, or the department of economic development beyond the authority stated in this section.

1.513. 1. The state of Missouri or the attorney general is hereby authorized to seek the deposit of federal funds designated for broadband deployment in Missouri from broadband providers who default or otherwise fail to complete deployment as agreed upon with the federal government. Such federal funds shall be deposited into a fund that is under the supervision of the Missouri office of broadband development.

2. Any provider in Missouri who defaults or otherwise fails to deploy broadband after receiving federal funds or any moneys from any other state for broadband services shall disclose such default or failure to deploy broadband services on any application to receive any state moneys in Missouri within seven days of such notice of default or failure to deploy broadband services. Any provider who has defaulted in this state or any other state shall be presumed incapable of fulfilling the provider's obligations to deploy broadband internet in Missouri. Such presumption shall be rebuttable.

3. The Missouri office of broadband development is hereby authorized to adjudicate any such findings under subsection 2 of this section in a manner consistent with Missouri law.

8.055. Beginning January 1, 2024, unified high speed Wi-Fi internet access shall be provided to the public within the capitol building and on capitol grounds. Such Wi-Fi access shall be of adequate bandwidth and connectivity to accommodate the number of users in the capitol building and on capitol grounds.

8.475. 1. This section shall be known and may be cited as the "Vertical Real Estate Act".

2. As used in this section, the following terms mean:

(1) "Ground facilities", any shed, building, server room, or other ancillary structure providing an essential service to a tower including, but not limited to, distributing power or providing communications backhaul;

(2) "Tower", a structure that hosts an antenna or other equipment used for the purpose of transmitting cellular or wireless signals for communications purposes, including telephonically, or for computing purposes, including all associated equipment;

(3) "Vertical real estate", any communication or broadcast tower or other structure or installation mounted on a rooftop or other prominent place, along with any facilities associated with that structure, that is suitable for mounting communications equipment upon and any associated ground facilities necessary to accommodate the communications purpose or any real estate suitable for the installation of a telecommunications vertical asset. Nothing in this definition shall prohibit terrestrial, middle-mile, or last-mile broadband or high-speed internet wiring or facilities installation under section 67.1847. Classification as "vertical real estate" shall not prevent any utility installation including, but not limited to, water, electric, or sewer services.

3. Any political subdivision of the state of Missouri is hereby authorized to erect vertical real estate or towers on its property unless otherwise proscribed by law. Any such political subdivision is hereby authorized to enter into public-private partnerships in order to effectuate construction of vertical real estate or towers.

67.485. 1. Two or more political subdivisions may elect to form a broadband infrastructure improvement district for the delivery of broadband internet service to the residents of such political subdivisions. The authority under this section shall be in addition to the authority given to municipalities to form a broadband infrastructure improvement district under section 71.1000 or any other authority granted to political subdivisions to form a broadband infrastructure improvement district under Missouri law. The district shall be a body politic and corporate. The district shall give funding priority to unserved areas and underserved areas of the district. For purposes of this section, public universities and public school districts are included in the meaning of "political subdivision".

2. A political subdivision that elects to form or join a broadband infrastructure improvement district shall submit to the eligible voters of the political subdivision a proposition at a regular or special election, in substantially the following form:

Shall _____ (insert name of the political subdivision) enter into a broadband infrastructure improvement district to be known as _____?

If a majority of votes cast on the proposition are in favor of the proposition, the political subdivision

shall form or join the broadband infrastructure improvement district with other political subdivisions that approve the proposition. If a majority of votes cast on the proposition oppose the proposition, the political subdivision shall not form or join a broadband infrastructure improvement district unless and until the proposition is resubmitted to voters and voters approve the proposition.

3. A broadband infrastructure improvement district shall have the power to:

(1) Contract with a publicly owned or private broadband internet service provider to provide broadband internet service to the residents of the district; and

(2) Finance the provision or expansion of broadband internet service through grants, loans, bonds, or user fees.

A district shall not have the power to levy, assess, apportion, or collect any tax upon property within the district nor upon any political subdivision that is part of the district.

4. (1) The district governing board shall be composed of at least one representative from each political subdivision, but in no case shall there be fewer than four representatives.

(2) Annually, on or before the last Monday in April, the governing body of each political subdivision that is part of a district shall appoint representatives to the district governing board for a one-year term. Each political subdivision shall appoint an equal number of representatives. A representative shall hold office until his or her successor is duly appointed or until the representative is recalled. The governing body of a political subdivision, by majority vote, may recall and replace its representative at any time. If a representative's position is vacated, the governing body of that representative's political subdivision shall fill the vacancy within thirty days by appointing a new representative who shall serve the remainder of the term. A representative may be reappointed to successive terms without limit.

(3) For the purpose of transacting business, the presence of representatives representing more than fifty percent of the political subdivisions that are part of the district shall constitute a quorum. Any action adopted by a majority of the votes cast at a meeting of the governing board at which a quorum is present shall be the action of the board. Each representative shall be entitled to cast one vote.

(4) Each district political subdivision may reimburse its representative for expenses as the political subdivision determines reasonable.

(5) (a) The officers of a district shall be the chair of the board, the vice chair of the board, the clerk of the district, and the treasurer of the district.

(b) The chair shall preside at all meetings of the board and shall make and sign all contracts on behalf of the district upon approval by the board. The chair shall perform all duties incident to the position and office.

(c) During an absence or inability of the chair to render or perform his or her duties or exercise his or her powers, the same shall be performed and exercised by the vice chair, and, when so acting, the vice chair shall have all the powers and be subject to all the responsibilities hereby given to or imposed upon the chair.

(d) During an absence or inability of the vice chair to render or perform his or her duties or

exercise his or her powers, the board shall elect from among its representatives an acting vice chair who shall have the powers and be subject to all the responsibilities hereby given or imposed upon the vice chair.

(e) Upon the death, disability, resignation, or removal of the chair or vice chair, the board shall elect a successor to such vacant office until the next term.

(6) The board shall adopt bylaws for the regulation of its affairs and the conduct of its business.

5. Additional political subdivisions may join a broadband infrastructure improvement district. The board may offer admission to additional political subdivisions upon such terms and conditions as the board deems fair, reasonable, and in the best interests of the district. The governing body of any political subdivision that desires to be admitted to the district shall apply for admission to the board. The board shall determine the financial, economic, governance, and operational effects that are likely to occur if such political subdivision is admitted and thereafter offer or deny admission to the applicant political subdivision. If the board offers admission, it shall specify any terms and conditions, including financial obligations, upon which the admission is predicated. Upon resolution of the board, the applicant political subdivision shall join the district.

6. A political subdivision may withdraw from a district in the same manner as a political subdivision joining a district under subsection 5 of this section.

7. (1) The board may authorize admitting one or more private partners in the broadband improvement district upon such terms and conditions as the board, in the board's sole discretion, deems to be fair, reasonable, and in the best interests of the district. A private partner desiring admission to the district shall apply for admission to the board. For purposes of this subsection, "private partner" includes, but is not limited to, an electric cooperative or public utility providing services within the state.

(2) The board shall determine the financial, economic, governance, and operational effects that are likely to occur if a private partner is admitted and thereafter either grant or deny authority for admission of the petitioning private partner. If the board grants such authority, the board shall also specify any terms and conditions, including financial obligations, upon which such admission is predicated. Upon resolution of the board, such applicant private partner shall become a district member.

(3) The board and the private partner shall by agreement specify the ownership and other financial determinants of the private partner's participation in the district. Such determinations shall be considered to be within the public purposes of the district, absent a judicial determination that such public purposes do not exist.

(4) A private partner admitted to a district under this subsection may finance the installation or expansion of broadband internet service through grants, loans, bonds, user fees, or any other financing methods that do not negatively impact the cost of service provided to the district's residents, customers, or rate-payers.

8. The dissolution of a broadband infrastructure improvement district shall follow the procedures established under sections 67.950 and 67.955.

9. Nothing in this section shall be construed to prohibit or limit the ability of a municipality or

other political subdivision to enter into a contract or cooperative agreement as authorized by section 70.220 or by other legal means."; and

Further amend said bill, Page 8, Section 442.404, Line 40, by inserting after all of section and line the following:

"620.2450. 1. A grant program is hereby established under sections 620.2450 to 620.2458 to award grants to applicants who seek to expand access to **and improve the reliability of** broadband internet service in unserved and underserved areas of the state. The department of economic development shall administer and act as the fiscal agent for the grant program and shall be responsible for receiving and reviewing grant applications and awarding grants under sections 620.2450 to 620.2458. Funding for the grant program established under this section shall be subject to appropriation by the general assembly.

2. As used in sections 620.2450 to 620.2458, the following terms shall mean:

(1) **"Project", the acquisition and installation of retail broadband internet service in unserved and underserved areas of the state;**

(2) "Underserved area", a project area without access to wireline or fixed wireless broadband internet service of speeds of **[**at least twenty-five**] the higher of:**

(a) One hundred megabits per-second download and **[**three**] one hundred** megabits per-second upload; **or**

(b) The minimum speed established by the Federal Communications Commission as authorized in 7 U.S.C. 950bb(e)(1) to (2);

[(2)**] (3)** "Unserved area", a project area without access to wireline or fixed wireless broadband internet service of speeds of at least **[**ten**] twenty-five** megabits per-second download and **[**one megabit**] three megabits** per-second upload.

620.2451. **1.** Grants awarded under sections 620.2450 to 620.2458 shall fund the acquisition and installation of retail broadband internet service **[**at**], prioritizing projects providing** speeds of **[**at least twenty-five**] the higher of:**

(1) One hundred megabits per-second download and **[**three**] one hundred** megabits per-second upload**[**, but**]** that is scalable to higher speeds**; or**

(2) The minimum acceptable speed established by the Federal Communications Commission as authorized in 7 U.S.C. 950bb(e)(1) to (2). Any provider that is incapable of meeting the speed requirement under this subdivision shall be allowed to continue deploying broadband infrastructure at current speeds, provided that each provider quarterly updates the office of broadband development regarding the provider's maximum speed.

2. The department shall maintain a record of all federal grants awarded to entities for the purposes of providing, maintaining, and expanding rural broadband in the state of Missouri. In cases in which funds have been awarded by a federal agency but later retained, withheld, or otherwise not distributed to the original grant recipient due to failure to meet performance standards or other criteria, the department shall seek to have the funds awarded to another eligible, qualified Missouri broadband provider.

3. The funds awarded by the department to an entity for the purposes of providing, maintaining, and expanding rural broadband in the state of Missouri shall require the entity to use the funds

specifically for purposes set forth in the grant. If the entity uses the proceeds or funds for any other purposes or fails to comply with any requirement established by the department through the grant or funds awarded pursuant thereto, the entity shall return any remaining proceeds expended or the value of any incentives or services received by the entity to which a monetary value can be assigned, to be repaid to the department as required by the terms of the grant or contract.

620.2453. An eligible applicant shall submit an application to the department of economic development on a form prescribed by the department. An application for a grant under sections 620.2450 to 620.2458 shall include the following information:

(1) A description of the project area;

(2) A description of the kind and amount of broadband internet infrastructure that is proposed to be deployed;

(3) Evidence demonstrating the unserved or underserved nature of the project area;

(4) The number of households that would have new access to broadband internet service, or whose broadband internet service would be upgraded, as a result of the grant;

(5) A list of significant community institutions that would benefit from the proposed grant;

(6) The total cost of the proposal and the **[**timeframe**]** **time frame** in which it will be completed;

(7) A list identifying sources of funding or in-kind contributions, including government funding, that would supplement any awarded grant; **[**and**]**

(8) A map or list of addresses showing the highest broadband speeds available within the applicant's area of service in the same manner in which the applicant is specified to provide data to the Federal Communications Commission under the Broadband Deployment Accuracy and Technological Availability Act, 47 U.S.C. Section 641 et seq. Such map or list of addresses shall be utilized by the department of economic development to determine the speeds available to individual addresses and eligibility for grant funding. Any map made publicly available as a result of maps provided by broadband providers under this subdivision shall be aggregated and anonymized to show the highest broadband speeds available; and

(9) Any other information required by the department of economic development.

620.2465. 1. The department shall implement a program to increase high-speed internet access in unserved and underserved areas. The department may use its discretion in choosing the method of the program, but the program shall provide high-speed internet access to as many residents who do not have high-speed internet access as quickly as practicable, with preference given to residents who have no internet access.

2. The department may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after

the effective date of this section shall be invalid and void.

620.2468. The state office of broadband development within the department of economic development shall have the authority to engage in site inspections of broadband providers that have received grants or loans for projects from the state office of broadband development. The authority to inspect shall last until the project is complete and operational.

Section 1. 1. There is hereby established in the Missouri department of economic development the "Office of Broadband Development", for the purpose of furthering the goal of connecting Missouri with high-speed internet, creating a long-term plan on broadband access and adoption, and helping to fulfill the statutory mission of the broadband development council. The director of the office of broadband shall be selected by, and report directly to, the director of the department of economic development and will provide support and coordination to the broadband development council.

2. The office shall be administered by the director of the office of broadband development. The department of economic development shall provide administrative support and staff as deemed necessary to assist the office of broadband development and to fulfill the statutory mission of the broadband development council."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Bill No. 820, Page 8, Section 386.890, Line 198, by inserting after all of said section and line the following:

"393.135. **Except as provided in section 393.1250,** any charge made or demanded by an electrical corporation for service, or in connection therewith, which is based on the costs of construction **work** in progress**, as that term is defined in section 393.1250,** upon any existing or new **[**facility of the**]** electrical corporation **facility**, or any other cost associated with owning, operating, maintaining, or financing any **such** property before it is fully operational and used for service, **[**is unjust and unreasonable, and**]** is prohibited.

393.1250. 1. This section shall be known and may be cited as the "Missouri Nuclear Clean Power Act", the purpose of which is to enable the construction of clean baseload electric generating plants or facilities that utilize renewable sources to produce energy. This section shall not apply to clean baseload electric generating plants or renewable source generating facilities that are in commercial operation before August 28, 2022.

2. As used in this section, the following terms mean:

(1) "Clean baseload generating plant", a new nuclear-fueled electric generating facility located in this state that is designed to be operated at a capacity factor exceeding seventy percent annually and is intended in whole or in part to serve retail customers of an electrical corporation in Missouri;

(2) "Construction work in progress", the electrical corporation's share of all capital costs associated with a clean baseload generating plant or renewable source generating facility, which have been incurred but have not been included in the electrical corporation's plant in service, and are recorded in the Federal Energy Regulatory Commission's Uniform System of Accounts Prescribed for Public Utilities and Licensees Subject to the Provisions of the Federal Power Act, Balance Sheet Chart Accounts, as construction work in progress for electric plants in 18 CFR Part 101, or any other account established in the Uniform System of Accounts for the recording of construction work in

progress;

(3) "Renewable source generating facility", any electric generating facility powered by wind, hydropower, solar power, landfill methane, biomass, or any other renewable source of power that does not produce significant carbon emissions.

3. The provisions of section 393.135 shall not apply to a clean baseload generating plant or a renewable source generating facility if the plant or facility is rated at two hundred megawatts or more. Costs recovered by an electrical corporation under the provisions of this section are subject to inclusion or exclusion from rates in a ratemaking proceeding pursuant to the commission's authority to determine just and reasonable rates. In addition, the commission may authorize an electrical corporation to make or demand charges for service based in whole or in part on additional amortizations to maintain the electrical corporation's financial ratios that will, in the commission's judgment, better enable the electrical corporation to cost-effectively construct a clean baseload generating plant or a renewable source generating facility.

4. The commission may promulgate rules to assist in the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 12

Amend House Amendment No. 12 to House Committee Substitute for Senate Bill No. 820, Page 3, Line 13, by deleting said line and inserting in lieu thereof the following:

"the governor prior to the expenditure.

153.034. 1. The term "distributable property" of an electric company shall include all the real or tangible personal property which is used directly in the generation and distribution of electric power, but not property used as a collateral facility nor property held for purposes other than generation and distribution of electricity. Such distributable property includes, but is not limited to:

(1) Boiler plant equipment, turbogenerator units and generators;

(2) Station equipment;

(3) Towers, fixtures, poles, conductors, conduit transformers, services and meters;

(4) Substation equipment and fences;

(5) Rights-of-way;

(6) Reactor, reactor plant equipment, and cooling towers;

(7) Communication equipment used for control of generation and distribution of power;

(8) Land associated with such distributable property.

2. The term "local property" of an electric company shall include all real and tangible personal property owned, used, leased or otherwise controlled by the electric company not used directly in the generation and distribution of power and not defined in subsection 1 of this section as distributable property. Such local property includes, but is not limited to:

(1) Motor vehicles;

(2) Construction work in progress;

(3) Materials and supplies;

(4) Office furniture, office equipment, and office fixtures;

(5) Coal piles and nuclear fuel;

(6) Land held for future use;

(7) Workshops, warehouses, office buildings and generating plant structures;

(8) Communication equipment not used for control of generation and distribution of power;

(9) Roads, railroads, and bridges;

(10) Reservoirs, dams, and waterways;

(11) Land associated with other locally assessed property and all generating plant land.

3. (1) Any real or tangible personal property associated with a project which uses wind energy directly to generate electricity shall be valued and taxed by local authorities having jurisdiction under the provisions of chapter 137 and any other relevant provisions of law. The method of taxation prescribed in subsection 2 of section 153.030 and subsection 1 of this section shall not apply to such property.

(2) The real or tangible personal property referenced in subdivision (1) of this subsection shall include all equipment whose sole purpose is to support the integration of a wind generation asset into an existing system. Examples of such property may include, but are not limited to, wind chargers, windmills, wind turbines, wind towers, and associated electrical equipment such as inverters, pad mount transformers, power lines, storage equipment directly associated with wind generation assets, and substations.

4. For any real or tangible personal property associated with a generation project which was originally constructed utilizing financing authorized under chapter 100 for construction, upon the transfer of ownership of such property to a public utility, such property shall be valued and taxed by local authorities having jurisdiction under the provisions of chapter 137 and any other relevant provisions of law. The method of taxation prescribed in subsection 2 of section 153.030 and subsection 1 of this section shall not apply to such property.

5. Notwithstanding the provisions of subsection 1 of this section to the contrary, the term "distributable property" shall not include any towers, poles, conduit transformers, converter stations, and substation equipment that carry high-voltage, direct current, electric transmission lines. Such towers, poles, conduit transformers, converter stations, and substations shall be valued and taxed by local authorities having jurisdiction under the provisions of chapter 137 and any other relevant provisions of law. The method of taxation prescribed in subsection 2 of section 153.030 and subsection 1 of this section shall not apply to such property."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Bill No. 820, Page 1, Section A, Line 3, by inserting after all of said section and line:

"44.032. 1. **(1) As used in this section, the term "rural electric cooperative" means any rural electric cooperative organized or operating under the provisions of chapter 394, any corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or any electrical corporation operating under a cooperative business plan as described in subsection 2 of section 393.110.**

(2) The general assembly recognizes the necessity for anticipating and making advance provisions to care for the unusual and extraordinary burdens imposed **by disasters or emergencies** on this state **[**and**],** its political subdivisions **[**by disasters or emergencies**], and rural electric cooperatives**. To meet such situations, it is the intention of the general assembly to confer emergency powers on the governor, acting through the director, and vesting the governor with adequate power and authority within the limitation of available funds in the Missouri disaster fund to meet any such emergency or disaster.

2. There is hereby established a fund to be known as the "Missouri Disaster Fund", to which the general assembly may appropriate funds and from which funds may be appropriated annually to the state emergency management agency. The funds appropriated shall be expended during a state emergency at the direction of the governor and upon the issuance of an emergency declaration which shall set forth the emergency and shall state that it requires the expenditure of public funds to furnish immediate aid and relief. The director of the state emergency management agency shall administer the fund.

3. Expenditures may be made upon direction of the governor for emergency management, as defined in section 44.010, or to implement the state disaster plans. Expenditures may also be made to meet the matching requirements of state and federal agencies for any applicable assistance programs.

4. Assistance may be provided from the Missouri disaster fund to political subdivisions of this state **[**which**] and rural electric cooperatives that** have suffered from a disaster to such an extent as to impose a severe financial burden exceeding the ordinary reserve capacity of the subdivision **or rural electric cooperative** affected. Applications for aid under this section shall be made to the state emergency management agency on such forms as may be prescribed and furnished by the agency, which forms shall require the furnishing of sufficient information to determine eligibility for aid and the extent of the financial burden incurred. The agency may call upon other agencies of the state in evaluating such applications. The director of the state emergency management agency shall review each application for aid under the provisions of this section and recommend its approval or disapproval, in whole or in part, to the governor. If approved, the governor shall determine and certify to the director of the state emergency management agency the amount of aid to be furnished. The director of the state emergency management agency shall thereupon issue **[**his**] the director's** voucher to the commissioner of administration, who shall issue **[**his**] the commissioner's** warrants therefor to the applicant.

5. When a disaster or emergency has been proclaimed by the governor or there is a national emergency, the director of the state emergency management agency, upon order of the governor, shall have authority to expend funds for the following:

(1) The purposes of sections 44.010 to 44.130 and the responsibilities of the governor and the state emergency management agency as outlined in sections 44.010 to 44.130;

(2) Employing, for the duration of the response and recovery to emergency, additional personnel and contracting or otherwise procuring necessary appliances, supplies, equipment, and transport;

(3) Performing services for and furnishing materials and supplies to state government agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** with respect to performance of any duties enjoined by law upon such agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** which they are unable to perform because of extreme natural or man-made phenomena, and receiving reimbursement in whole or in part from such agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** able to pay therefor under such terms and conditions as may be agreed upon by the director of the state emergency management agency and any such agency, county, **[**or**]** municipality**, or rural electric cooperative**;

(4) Performing services for and furnishing materials to any individual in connection with alleviating hardship and distress growing out of extreme natural or man-made phenomena, and receiving reimbursement in whole or in part from such individual under such terms as may be agreed upon by the director of the state emergency management agency and such individual;

(5) Providing services to counties and municipalities with respect to quelling riots and civil disturbances;

(6) Repairing and restoring public infrastructure;

(7) Furnishing transportation for supplies to alleviate suffering and distress;

(8) Furnishing medical services and supplies to prevent the spread of disease and epidemics;

(9) Quelling riots and civil disturbances;

(10) Training individuals or governmental agencies for the purpose of perfecting the performance of emergency assistance duties as defined in the state disaster plans;

(11) Procurement, storage, and transport of special emergency supplies or equipment determined by the director to be necessary to provide rapid response by state government to assist counties and municipalities in impending or actual emergencies;

(12) Clearing or removing from publicly or privately owned land or water, debris and wreckage which may threaten public health or safety;

(13) Reimbursement to any urban search and rescue task force for any reasonable and necessary expenditures incurred in the course of responding to any declared emergency under this section; and

(14) Such other measures as are customarily necessary to furnish adequate relief in cases of catastrophe or disaster.

6. The governor may receive such voluntary contributions as may be made from any source to aid in carrying out the purposes of this section and shall credit the same to the Missouri disaster fund.

7. All obligations and expenses incurred by the governor in the exercise of the powers and duties vested by the provisions of this section shall be paid by the state treasurer out of available funds in the Missouri disaster fund, and the commissioner of administration shall draw warrants upon the state treasurer for the payment of such sum, or so much thereof as may be required, upon receipt of proper vouchers provided by the director of the state emergency management agency.

8. The provisions of this section shall be liberally construed in order to accomplish the purposes of

sections 44.010 to 44.130 and to permit the governor to cope adequately with any emergency which may arise, and the powers vested in the governor by this section shall be construed as being in addition to all other powers presently vested in the governor and not in derogation of any existing powers.

9. Such funds as may be made available by the government of the United States for the purpose of alleviating distress from disasters may be accepted by the state treasurer and shall be credited to the Missouri disaster fund, unless otherwise specifically provided in the act of Congress making such funds available.

10. The foregoing provisions of this section notwithstanding, any expenditure or proposed series of expenditures which total in excess of one thousand dollars per project shall be approved by the governor prior to the expenditure."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

HOUSE BILLS ON THIRD READING

HCS for **HBs 2502** and **2556**, entitled:

An Act to repeal sections 313.800, 313.813, and 313.842, RSMo, and to enact in lieu thereof seventeen new sections relating to sports wagering, with penalty provisions.

Was taken up by Senator Hegeman.

Senator Hegeman offered **SS** for **HCS** for **HBs 2502** and **2556**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILLS NOS. 2502 & 2556

An Act to repeal sections 313.004, 313.230, 313.255, 313.800, 313.813, and 313.842, RSMo, and to enact in lieu thereof twenty-eight new sections relating to gaming, with penalty provisions.

Senator Hegeman moved that **SS** for **HCS** for **HBs 2502** and **2556** be adopted.

Senator Bernskoetter offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bills Nos. 2502 and 2556, Pages 8-10, Section 313.230, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Bernskoetter moved that the above amendment be adopted.

Senator Bernskoetter offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for House Committee Substitute for House Bills Nos. 2502 and 2556, Page 1, Line 2, by inserting after all of said line the following:

"Further amend pages 10-12, section 313.255, by striking all of said section; and

Further amend page 12, section 313.425, by striking all of said section; and

Further amend pages 12-16, section 313.427, by striking all of said section; and

Further amend pages 16-29, section 313.429, by striking all of said section; and

Further amend pages 29-30, section 313.431, by striking all of said section; and

Further amend page 30, section 313.433, by striking all of said section; and

Further amend page 30, section 313.434, by striking all of said section; and

Further amend pages 30-31, section 313.435, by striking all of said section; and

Further amend page 31, section 313.437, by striking all of said section; and".

Senator Bernskoetter moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Cierpiot, Gannon, Schatz and White.

President Pro Tem Schatz assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Hegeman, **HCS** for **HBs 2502** and **2556**, with **SS**, **SA 1** and **SA 1** to **SA 1** (pending), was placed on the Informal Calendar.

RESOLUTIONS

Senator Razer offered Senate Resolution No. 856, regarding Henry E. Albright, Lebanon, which was adopted.

Senator Washington offered Senate Resolution No. 857, regarding Dr. Karen Curls, Kansas City, which was adopted.

INTRODUCTION OF GUESTS

Senator Crawford introduced to the Senate, Cadet Master Sergeant Jenesis May; and his mother, Amanda May, Sedalia; and First Sergeant Chad Supanich.

Senator Crawford introduced to the Senate, Dallas County Public Administrator, Carol Ann Johnson; and her husband, Steve, Elkland.

Senator Rowden introduced to the Senate, Gary Pinkel; and his wife, Missy, Columbia.

Senator May introduced to the Senate, Jamie Folsom, Versailles.

Senator Roberts introduced to the Senate, Jim and Nancy Sterling.

Senator Arthur introduced to the Senate, Dr. Laura Neff-Rogers; her children, Henry and Ellie; and Henry and Ellie were made honorary pages, Kansas City.

Senator Thompson Rehder introduced to the Senate, Consul General of India, Amit Kumar, Chicago; and SEMO Board of Regents, Vivek Malik; and Andy Patel, Cape Girardeau.

Senator Moon introduced to the Senate, Emma Mark; and Glen Cope.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FIFTY-SIXTH DAY–THURSDAY, APRIL 28, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 742-Crawford
(In Fiscal Oversight)
SS for SCS for SB 741-Crawford
(In Fiscal Oversight)
SS for SB 812-Eigel
SS for SB 798-Mosley

SENATE BILLS FOR PERFECTION

1. SB 674-Hough, with SCS
2. SB 987-Bean
3. SB 713-Razer, with SCS
4. SB 781-Moon, with SCS
5. SB 1179-Hough
6. SB 994-Washington
7. SBs 961 &733-Beck, with SCS
8. SB 739-Eigel
9. SB 874-Arthur
10. SB 1040-Burlison
11. SB 1143-Brown
12. SB 685-May
13. SB 833-Luetkemeyer
14. SB 1023-Gannon
15. SB 809-Koenig, with SCS
16. SB 800-Hegeman
17. SB 958-Bean, with SCS
18. SB 694-Brattin
19. SB 1063-Crawford
20. SB 963-Brown, with SCS
21. SB 978-Eslinger, with SCS
22. SB 843-Moon, with SCS
23. SB 1178-White and Cierpiot, with SCS
24. SB 1133-White, with SCS
25. SB 684-May
26. SB 923-Brattin
27. SJRs 52 & 53-Koenig, with SCS
28. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HJR 79, with SCS (Crawford) (In Fiscal Oversight)
6. HCS for HB 1858 (Koenig) (In Fiscal Oversight)
7. HCS for HB 1472, with SCS (White)
8. HCS for HB 2168, with SCS (Crawford)
9. HB 2400-Houx (Hoskins)
10. HCS for HB 2000, with SCS (Williams)
11. HCS for HB 2587 (Hoskins)
12. HCS for HB 2485, with SCS (O'Laughlin)
13. HCS for HB 1734, with SCS (White)
14. HCS for HB 2151, with SCS (Arthur)
15. HJR 116-Schnelting (White)
16. HCS for HBs 2116, 2097, 1690 & 2221, with SCS (White)
17. HB 2090-Griffith, with SCS (Bernskoetter)
18. HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS (Luetkemeyer)
19. HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer)
20. HB 1962-Copeland (Eslinger)
21. HB 2202-Fitzwater, with SCS (Cierpiot)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1606 (Eslinger)
(In Fiscal Oversight)
HB 1856-Baker, with SCS (O'Laughlin)
HB 1878-Simmons, with SCS (Crawford)
(In Fiscal Oversight)
HCS for HB 2005 (Bean)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 820-Burlison, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HCS for HB 1720, with SS for SCS, as amended (Bean)
HB 2149-Shields, with SS, as amended (Eslinger)
HCS for HB 3002, with SS for SCS (Hegeman)
HCS for HB 3003, with SS for SCS (Hegeman)
HCS for HB 3004, with SCS (Hegeman)
HCS for HB 3005, with SCS (Hegeman)
HCS for HB 3006, with SCS (Hegeman)
HCS for HB 3007, with SCS (Hegeman)
HCS for HB 3008, with SS for SCS (Hegeman)
HCS for HB 3009, with SCS (Hegeman)
HCS for HB 3010, with SS for SCS (Hegeman)
HCS for HB 3011, with SS for SCS (Hegeman)
HCS for HB 3012, with SS for SCS (Hegeman)
HCS for HB 3013, with SCS (Hegeman)
HCS for HB 3015, with SCS (Hegeman)

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter)
(House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SIXTH DAY—THURSDAY, APRIL 28, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Your word was unto me the joy and rejoicing of my heart." (Jeremiah 15:16)

Gracious God, as we complete our work for this week and head to be with loved ones, we pray that Your word continues to bring joy in our hearts and rejoicing in our daily lives. As we review this week and discern Your word may we trust always in Your guidance and may Your gifts of peace and joy find a permanent place in our souls. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

President Kehoe assumed the Chair.

Senator Rowden moved that further reading of the Journal for the Fifty-Fifth Day, Wednesday, April 27, 2022, be dispensed with and the same be approved as having been fully read.

Senator Moon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Journal of the Senate, Second Regular Session, Fifty-Fifth Day, Wednesday, April 27, 2022, Page 1945, Line 34, by striking the word "Glenn" and inserting in lieu thereof the following: "Glen".

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Rowden moved that the Journal for Wednesday, April 27, 2022, as amended, be approved as though having been fully read, which motion prevailed.

Photographers from Nexstar Media Group and KRCG 13 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins

Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Thompson Rehder—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

On behalf of Senator Thompson Rehder, Senator Rowden offered Senate Resolution No. 858, regarding Alexis Lorraine Jansen, Kelso, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following report, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the following appointment, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Mark Pierce, Republican, as a member of the Clean Water Commission.

Senator Schatz requested unanimous consent of the Senate to vote on the above report in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointment, which motion prevailed.

THIRD READING OF SENATE BILLS

SS for **SB 812**, introduced by Senator Eigel, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 812

An Act to repeal sections 115.151, 115.160, 115.277, 115.283, 115.285, 115.291, 115.302, 115.652, 115.960, and 116.160, RSMo, and to enact in lieu thereof nine new sections relating to elections.

Was taken up.

On motion of Senator Eigel, **SS** for **SB 812** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig

Luetkemeyer	Moon	O'Laughlin	Onder	Riddle	Rowden	Schatz
White	Wieland—23					

NAYS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

Absent—Senators—None

Absent with leave—Senator Thompson Rehder—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Eigel, title to the bill was agreed to.

Senator Eigel moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Rowden assumed the Chair.

SS for **SB 798**, introduced by Senator Mosley, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 798

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

Was taken up.

Senator Bean assumed the Chair.

On motion of Senator Mosley, **SS** for **SB 798** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Gannon	Hough	Luetkemeyer	May
Mosley	Razer	Rizzo	Roberts	Rowden	Schatz	Schupp
Washington	White	Wieland	Williams—18			

NAYS—Senators

Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford	Eigel
Eslinger	Hegeman	Hoskins	Koenig	Moon	O'Laughlin	Onder
Riddle—15						

Absent—Senators—None

Absent with leave—Senator Thompson Rehder—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Mosley, title to the bill was agreed to.

Senator Mosley moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Rowden assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1973**, entitled:

An Act to repeal sections 302.010 and 304.060, RSMo, and to enact in lieu thereof three new sections relating to school activities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 1720**, as amended. Representatives: Pollitt (52), Rone, Chipman, McCreery, Brown (70).

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 3002**. Representatives: Smith (163), Deaton, Black (7), Merideth, Burnett.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 3003**. Representatives: Smith (163), Deaton, Black (7), Merideth, Windham.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 3004**. Representatives: Smith (163), Deaton, Mayhew, Merideth, Aldridge.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 3005**. Representatives: Smith (163), Deaton, Hudson, Merideth, Bland Manlove.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 3006**. Representatives: Smith (163),

Deaton, Cupps, Merideth, Bosley.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 3007**. Representatives: Smith (163), Deaton, Cupps, Merideth, Bosley.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 3008**. Representatives: Smith (163), Deaton, Mayhew, Merideth, Aldridge.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 3009**. Representatives: Smith (163), Deaton, Mayhew, Merideth, Aldridge.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 3010**. Representatives: Smith (163), Deaton, Richey, Merideth, Fogle.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 3011**. Representatives: Smith (163), Deaton, Richey, Merideth, Unsicker.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 3012**. Representatives: Smith (163), Deaton, Hudson, Merideth, Nurrenbern.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 3013**. Representatives: Smith (163), Deaton, Hudson, Merideth, Bland Manlove.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SCS** for **HCS** for **HB 3015**. Representatives: Smith (163), Deaton, Black (7), Merideth, Burnett.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2140**, entitled:

An Act to repeal sections 115.013, 115.031, 115.045, 115.051, 115.081, 115.085, 115.135, 115.151,

115.157, 115.160, 115.165, 115.205, 115.225, 115.237, 115.257, 115.275, 115.277, 115.279, 115.283, 115.285, 115.287, 115.291, 115.302, 115.349, 115.417, 115.427, 115.435, 115.447, 115.652, 115.902, and 115.960, RSMo, and to enact in lieu thereof forty-one new sections relating to elections, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2600**, entitled:

An Act to repeal sections 163.024 and 260.243, RSMo, and to enact in lieu thereof seven new sections relating to natural resources.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2439**, entitled:

An Act to repeal sections 590.040 and 590.080, RSMo, and to enact in lieu thereof two new sections relating to peace officers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2160**, entitled:

An Act to repeal sections 589.404 and 589.414, RSMo, and to enact in lieu thereof two new sections relating to a sexual offender's duty to report.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2660**, entitled:

An Act to repeal section 435.014, RSMo, and to enact in lieu thereof five new sections relating to alternative dispute resolution.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2638**, entitled:

An Act to repeal sections 620.2450, 620.2451, and 620.2453, RSMo, and to enact in lieu thereof eleven new sections relating to broadband services, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2136**, entitled:

An Act to repeal sections 170.047, 170.048, and 173.1200, RSMo, and to enact in lieu thereof four new sections relating to suicide prevention.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1489**, entitled:

An Act to repeal sections 311.280, 311.300, and 311.332, RSMo, and to enact in lieu thereof three new sections relating to alcoholic beverages.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HS** for **HB 2310**, entitled:

An Act to repeal sections 9.010, 9.138, 9.339, 10.095, 227.785, and 227.787, RSMo, and to enact in lieu thereof forty-three new sections relating to state designations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2177**, entitled:

An Act to repeal sections 140.980, 140.981, 140.982, 140.983, 140.985, 140.986, 140.991, 140.1009, and 140.1012, RSMo, and to enact in lieu thereof nine new sections relating to land bank agencies.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1564**, entitled:

An Act to repeal section 209.030, RSMo, and to enact in lieu thereof one new section relating to blind pensions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **HB 2149**, as amended. Representatives: Shields, Evans, Black (137), Doll, Lewis (25).

SENATE BILLS FOR PERFECTION

At the request of Senator Hough, **SB 674**, with **SCS**, was placed on the Informal Calendar.

Senator Bean moved that **SB 987** be taken up for perfection, which motion prevailed.

On motion of Senator Bean, **SB 987** was declared perfected and ordered printed.

At request of Senator Razer, **SB 713**, with **SCS**, was placed on the Informal Calendar.

Senator Moon moved that **SB 781**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 781**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 781

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to middle school, high school, and college athletics.

Was taken up.

Senator Moon moved that **SCS** for **SB 781** be adopted.

Senator Moon offered **SS** for **SCS** for **SB 781**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 781

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to middle school, high school, and college athletics.

Senator Moon moved that **SS** for **SCS** for **SB 781** be adopted.

Senator Bean assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Bean assumed the Chair.

RESOLUTIONS

Senator Washington offered Senate Resolution No. 859, regarding DaJuan Marcellous Mack, which was adopted.

Senator Washington offered Senate Resolution No. 860, regarding Pastor John L. Brooks, Kansas City, which was adopted.

INTRODUCTION OF GUESTS

Senator Arthur introduced to the Senate, Hannah Schupert, Springfield.

Senator Burlison introduced to the Senate, Steve Makoski, Springfield.

Senator Bean introduced to the Senate, Allen Rowland, Dexter.

On motion of Senator Rowden, the Senate adjourned until 3:00 p.m., Monday, May 2, 2022, which placed **SB 781**, with **SCS** and **SS** for **SCS** (pending) on the Informal Calendar.

SENATE CALENDAR

FIFTY-SEVENTH DAY–MONDAY, MAY 2, 2022

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704
HB 1973-Gregory (51)
HCS for HB 2140
HCS for HB 2600
HB 2439-Hovis
HB 2160-Dinkins
HB 2660-Veit
HCS for HB 2638
HCS for HB 2136
HCS for HB 1489
HS for HB 2310
HCS for HB 2177
HB 1564-Griffith

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 742-Crawford
(In Fiscal Oversight)
SS for SCS for SB 741-Crawford
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1179-Hough
2. SB 994-Washington
3. SBs 961 &733-Beck, with SCS
4. SB 739-Eigel
5. SB 874-Arthur
6. SB 1040-Burlison
7. SB 1143-Brown
8. SB 685-May
9. SB 833-Luetkemeyer
10. SB 1023-Gannon
11. SB 809-Koenig, with SCS
12. SB 800-Hegeman
13. SB 958-Bean, with SCS
14. SB 694-Brattin
15. SB 1063-Crawford
16. SB 963-Brown, with SCS
17. SB 978-Eslinger, with SCS
18. SB 843-Moon, with SCS
19. SB 1178-White and Cierpiot, with SCS
20. SB 1133-White, with SCS
21. SB 684-May
22. SB 923-Brattin
23. SJRs 52 & 53-Koenig, with SCS
24. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown)
   (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman)
   (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin)
   (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison)
   (In Fiscal Oversight)
5. HCS for HJR 79, with SCS (Crawford)
   (In Fiscal Oversight)
6. HCS for HB 1858 (Koenig)
   (In Fiscal Oversight)
7. HCS for HB 1472, with SCS (White)
8. HCS for HB 2168, with SCS (Crawford)
9. HB 2400-Houx (Hoskins)
10. HCS for HB 2000, with SCS (Williams)
11. HCS for HB 2587 (Hoskins)
12. HCS for HB 2485, with SCS (O'Laughlin)
13. HCS for HB 1734, with SCS (White)
14. HCS for HB 2151, with SCS (Arthur)
15. HJR 116-Schnelting (White)
16. HCS for HBs 2116, 2097, 1690 & 2221, with SCS (White)
17. HB 2090-Griffith, with SCS (Bernskoetter)
18. HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS (Luetkemeyer)
19. HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer)
20. HB 1962-Copeland (Eslinger)
21. HB 2202-Fitzwater, with SCS (Cierpiot)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)

SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 674-Hough, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 713-Razer, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 781-Moon, with SCS & SS for SCS (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

SS for SCS for HCS for HB 1606 (Eslinger) (In Fiscal Oversight)
HB 1856-Baker, with SCS (O'Laughlin)
HB 1878-Simmons, with SCS (Crawford) (In Fiscal Oversight)
HCS for HB 2005 (Bean)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 820-Burlison, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HCS for HB 1720, with SS for SCS, as amended (Bean)
HB 2149-Shields, with SS, as amended (Eslinger)
HCS for HB 3002, with SS for SCS (Hegeman)
HCS for HB 3003, with SS for SCS (Hegeman)
HCS for HB 3004, with SCS (Hegeman)
HCS for HB 3005, with SCS (Hegeman)
HCS for HB 3006, with SCS (Hegeman)
HCS for HB 3007, with SCS (Hegeman)
HCS for HB 3008, with SS for SCS (Hegeman)
HCS for HB 3009, with SCS (Hegeman)

HCS for HB 3010, with SS for SCS (Hegeman)
HCS for HB 3011, with SS for SCS (Hegeman)
HCS for HB 3012, with SS for SCS (Hegeman)
HCS for HB 3013, with SCS (Hegeman)
HCS for HB 3015, with SCS (Hegeman)

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SEVENTH DAY—MONDAY, MAY 2, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Let everything that breathes praise the Lord." (Psalm 150:6)

Creator God, we return here in another raining time and know that we have received so much rain that many are concerned about rivers overflowing and fields too wet to plant but we trust in You that all things that come from Your hand are most needed and necessary for our people. So, we trustingly give thanks and pray that we too may be necessary for the people we serve and our time here in the senate. So, as we enter a time of tension and stress may Your guiding presence be with us so that all we do is required of us and that which we do be done in a spirit of cooperation and trust. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator White moved that further reading of the Journal for the Fifty-Sixth Day, Thursday, April 28, 2022, be dispensed with and the same be approved as having been fully read.

Senator Onder offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Journal of the Senate, Second Regular Session, Fifty-Sixth Day, Thursday, April 28, 2022, Page 1958, Line 11, by striking the word "On" and inserting in lieu thereof the following: "Without having perfected SB 781, on the".

Senator Onder moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator Moon offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to the Journal of the Senate, Page 1, Line 3, by inserting after the word "SB 781" the following: "with SCS and SS for SCS".

Senator Moon moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

At the request of Senator Onder, **SA 1** was withdrawn, rendering **SA 1** to **SA 1** moot.

Senator White moved that the Journal for Thursday, April 28, 2022, be approved as though having been fully read, which motion prevailed.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Brattin—1

Vacancies—None

The Liuetenant Governor was present.

RESOLUTIONS

Senator Washington offered Senate Resolution No. 861, regarding the One Hundred Fifth Anniversary of the Mutual Musicians Foundation, Kansas City, which was adopted.

Senator Moon offered Senate Resolution No. 862, regarding Leah Edwards, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 863, regarding Roger Brallier, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 864, regarding Jeffery Cope, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 865, regarding Renda Wilson, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 866, regarding Peter Bass, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 867, regarding Nina Henson, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 868, regarding Carol Tate, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 869, regarding Glenda Sanders, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 870, regarding David Milligan, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 871, regarding Linda Pyshny, Hollister, which was adopted.

Senator Brown offered Senate Resolution No. 872, regarding Waynesville R-VI School District, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 873, regarding Kirby Latimer, Hunnewell, which was adopted.

On behalf of Senator Brattin, Senator Rowden offered Senate Resolution No. 874, regarding Braden Ast, Nevada, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 875, regarding Elizabeth Marie Gunter, St. Joseph, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 876, regarding the Seventy-Fifth Wedding Anniversary of Marvin and Aleda White, St. Joseph, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 877, regarding the Sixtieth Wedding Anniversary of Gary and Patti Colvin, St. Joseph, which was adopted.

Senator Hoskins offered Senate Resolution No. 878, regarding Shelby L. Davis, Dawn, which was adopted.

Senator Bean offered Senate Resolution No. 879, regarding Caroline Shaw, Birch Tree, which was adopted.

Senator Burlison offered Senate Resolution No. 880, regarding Debbie and David Lee, Ash Grove, which was adopted.

Senator Rowden offered Senate Resolution No. 881, regarding Heather Vaughn, Sturgeon, which was adopted.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3002**: Senators Hegeman, Hough, Eslinger, Washington, and Arthur.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3003**: Senators Hegeman, Hough, Luetkemeyer, May, and Arthur.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3004**: Senators Hegeman, Hough, Cierpiot, Williams, and Arthur.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3005**: Senators Hegeman, Hough, Hoskins, Williams, and Arthur.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3006**: Senators Hegeman, Hough, Brown, Washington, and Williams.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3007**: Senators Hegeman, Hough, Cierpiot, May, and Arthur.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3008**: Senators Hegeman, Hough, Brown, May, and Arthur.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3009**: Senators Hegeman, Hough, Hoskins, May, and Washington.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3010**: Senators Hegeman, Hough, Crawford, Washington, and Arthur.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3011**: Senators Hegeman, Hough, Crawford, Washington, and May.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3012**: Senators Hegeman, Hough, Luetkemeyer, Arthur, and Washington.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3013**: Senators Hegeman, Hough, Eslinger, Arthur, and Washington.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3015**: Senators Hegeman, Hough, Crawford, Arthur, and Williams.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 1720**, as amended: Senators Bean, Bernskoetter, Hoskins, Razer, and Washington.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **HB 2149**: Senators Eslinger, Riddle, Brown, Schupp, and Beck.

REFERRALS

President Pro Tem Schatz referred **HJR 116**; **HCS** for **HB 1472**, with **SCS**; **HCS** for **HB 1734**, with **SCS**; **HB 2088**, **HB 1705**, **HCS** for **HB 1699**, with **SCS**; **HCS** for **HBs 2116**, **2097**, **1690**, and **2221**, with **SCS**; **HCS** for **HB 2151**, with **SCS**; **HB 2202**, with **SCS**; **HB 2168**, with **SCS**; **HCS** for **HB 2587**; and **HB 2697**, **HB 1589**, **HB 1637**, and **HCS** for **HB 2127**, with **SCS**; to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HCS** for **HB 1662**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS** for **SB 742**, **SCS** for **HB 1878**, and **SS** for **SCS** for **HCS** for **HB 1606**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety,

submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1738**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **HB 2365**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 987**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SBs 681** and **662**, entitled:

An Act to repeal sections 37.850, 160.261, 160.516, 160.2700, 160.2705, 161.097, 161.210, 161.700, 161.1050, 162.261, 162.281, 162.291, 162.471, 162.481, 162.491, 162.720, 162.961, 162.974, 163.016, 167.225, 167.268, 167.640, 167.645, 168.021, 168.205, 168.500, 168.515, 169.596, 170.014, 170.018, 170.047, 170.048, 171.033, 173.1200, 302.010, and 304.060, RSMo, and to enact in lieu thereof fifty-three new sections relating to elementary and secondary education, with an emergency clause for a certain section.

With House Amendment Nos. 1, 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 2 to House Amendment No. 3, House Amendment No. 3, as amended, House Substitute Amendment No. 1 for House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 2 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment Nos. 7, 8, 9, 10, House Amendment No. 1 to House Amendment No. 11, House Amendment No. 11, as amended, House Amendment Nos. 12, 13, 14, 15, 16, 17, 18 and 19.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 11, Section 160.565, Line 14, by deleting the word "**kindergarten**" and inserting in lieu thereof the word "**nine**"; and

Further amend said bill, page, and section, Lines 19 to 21, by deleting the phrase "**No student or parent shall be required to obtain permission from the student's school district or charter school to enroll in an extended learning opportunity**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 95, Section 304.060, Lines 11 to 17, by deleting all of the said lines the following:

"vehicle**], excluding motor vehicles operating under the authority of the department of revenue under sections 387.400 to 387.440. Notwithstanding any other provisions of law, the state board of education shall not require an individual who uses a motor vehicle with a gross vehicle weight that is less than or equal to twelve thousand pounds for the purpose of providing student transportation services in a vehicle other than a school bus to obtain any license other than a class F license, as described in 12 CSR 10-24.200(6). Motor vehicles other than school buses used**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 1, Line 5, by deleting all of the said line and inserting in lieu thereof the following:

""163.161. 1. Any school district which makes provision for transporting pupils as provided in section 162.621 and sections 167.231 and 167.241 shall receive state aid for the ensuing year for such transportation on the basis of the cost of pupil transportation services provided the current year. A district shall receive, pursuant to section 163.031, an amount not greater than seventy-five percent of the allowable costs of providing pupil transportation services to and from school and to and from public accredited vocational courses, and shall not receive an amount per pupil greater than one hundred twenty-five percent of the state average approved cost per pupil transported the second preceding school year, except when the state board of education determines that sufficient circumstances exist to authorize amounts in excess of the one hundred twenty-five percent of the state average approved cost per pupil transported the second previous year.

2. The state board of education shall determine public school district route approval procedures to be used by each public school district board of education to approve all bus routes or portions of routes and determine the total miles each public school district needs for safe and cost-efficient transportation of the pupils and the state board of education shall determine allowable costs. No state aid shall be paid for the costs of transporting pupils living less than one mile from the school. However, if the state board of education determines that circumstances exist where no appreciable additional expenses are incurred in transporting pupils living less than one mile from school, such pupils may be transported without increasing or diminishing the district's entitlement to state aid for transportation.

3. State aid for transporting handicapped and severely handicapped students attending classes within the school district or in a nearby district under a contractual arrangement shall be paid in accordance with the provisions of section 163.031 and an amount equal to seventy-five percent of the additional cost of transporting handicapped and severely handicapped students above the average per pupil cost of transporting all students of the district shall be apportioned pursuant to section 163.031 where such special transportation is approved in advance by the department of elementary and secondary education. State aid for transportation of handicapped and severely handicapped children in a special school district shall be

seventy-five percent of allowable costs as determined by the state board of education which may for sufficient reason authorize amounts in excess of one hundred twenty-five percent of the state average approved cost per pupil transported the second previous year. In no event shall state transportation aid exceed seventy-five percent of the total allowable cost of transporting all pupils eligible to be transported; provided that no district shall receive reduced reimbursement for costs of transportation of handicapped and severely handicapped children based upon inefficiency.

4. No state transportation aid received pursuant to section 163.031 shall be used to purchase any school bus manufactured prior to April 1, 1977, that does not meet the federal motor vehicle safety standards.

5. Any school district that operates magnet schools as part of a master desegregation settlement agreement shall not be considered inefficient for purposes of state aid for transportation of pupils attending such magnet schools and shall not receive a financial penalty for the magnet school transportation portion of the overall transportation budget as a result thereof.

167.020. 1. As used in this section, the term "homeless child" or "homeless youth" shall mean a person less than twenty-one years of age who lacks a fixed, regular and adequate nighttime residence, including a child or youth who:

(1) Is sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason; is living in motels, hotels, or camping grounds due to lack of alternative adequate accommodations; is living in emergency or transitional shelters; is abandoned in hospitals; or is awaiting foster care placement;

(2) Has a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings;

(3) Is living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings; and

(4) Is a migratory child or youth who qualifies as homeless because the child or youth is living in circumstances described in subdivisions (1) to (3) of this subsection.

2. **(1)** In order to register a pupil, the **pupil or the** parent or legal guardian of the pupil **[**or the pupil himself or herself**]** shall provide, at the time of registration, one of the following:

[(1)**] (a)** Proof of residency in the district. Except as otherwise provided in section 167.151, the term "residency" shall mean that a person both physically resides within a school district and is domiciled within that district or, in the case of a private school student suspected of having a disability under the Individuals With Disabilities Education Act, 20 U.S.C. Section **[**1412,**] 1411** et seq., **as amended,** that the student attends private school within that district. The domicile of a minor child shall be the domicile of a parent, military guardian pursuant to a military-issued guardianship or court-appointed legal guardian. For instances in which the family of a student living in Missouri co-locates to live with other family members or live in a military family support community because one or both of the child's parents are stationed or deployed out of state or deployed within Missouri under active duty orders under Title 10 or Title 32 of the United States Code, the student may attend the school district in which the family member's residence or family support community is located. If the active duty orders expire during the school year, the student may finish the school year in that district;

[(2)**](b)** Proof that the person registering the student has requested a waiver under subsection 3 of this

section within the last forty-five days; or

[(3)**] (c)** Proof that one or both of the child's parents are being relocated to the state of Missouri under military orders.

(2) In instances where there is reason to suspect that admission of the pupil will create an immediate danger to the safety of other pupils and employees of the district, the superintendent or the superintendent's designee may convene a hearing within five working days of the request to register and determine whether or not the pupil may register.

3. Any person subject to the requirements of subsection 2 of this section may request a waiver from the district board of any of those requirements on the basis of hardship or good cause. Under no circumstances shall athletic ability be a valid basis of hardship or good cause for the issuance of a waiver of the requirements of subsection 2 of this section. The district board or committee of the board appointed by the president and which shall have full authority to act in lieu of the board shall convene a hearing as soon as possible, but no later than forty-five days after receipt of the waiver request made under this subsection or the waiver request shall be granted. The district board or committee of the board may grant the request for a waiver of any requirement of subsection 2 of this section. The district board or committee of the board may also reject the request for a waiver in which case the pupil shall not be allowed to register. Any person aggrieved by a decision of a district board or committee of the board on a request for a waiver under this subsection may appeal such decision to the circuit court in the county where the school district is located.

4. Any person who knowingly submits false information to satisfy any requirement of subsection 2 of this section is guilty of a class A misdemeanor.

5. In addition to any other penalties authorized by law, a district board may file a civil action to recover, from the parent, military guardian or legal guardian of the pupil, the costs of school attendance for any pupil who was enrolled at a school in the district and whose parent, military guardian or legal guardian filed false information to satisfy any requirement of subsection 2 of this section.

6. Subsection 2 of this section shall not apply to a pupil who is a homeless child or youth, or a pupil attending a school not in the pupil's district of residence as a participant in an interdistrict transfer program established under a court-ordered desegregation program, a pupil who is a ward of the state and has been placed in a residential care facility by state officials, a pupil who has been placed in a residential care facility due to a mental illness or developmental disability, a pupil attending a school pursuant to sections 167.121 and 167.151 **or sections 167.1200 to 167.1230**, a pupil placed in a residential facility by a juvenile court, a pupil with a disability identified under state eligibility criteria if the student is in the district for reasons other than accessing the district's educational program, or a pupil attending a regional or cooperative alternative education program or an alternative education program on a contractual basis.

7. Within two business days of enrolling a pupil, the school official enrolling a pupil, including any special education pupil, shall request those records required by district policy for student transfer and those discipline records required by subsection 9 of section 160.261 from all schools previously attended by the pupil within the last twelve months. Any school district that receives a request for such records from another school district enrolling a pupil that had previously attended a school in such district shall respond to such request within five business days of receiving the request. School districts may report or disclose education records to law enforcement and juvenile justice authorities if the disclosure concerns law enforcement's or juvenile justice authorities' ability to effectively serve, prior to adjudication, the student whose records are

released. The officials and authorities to whom such information is disclosed must comply with applicable restrictions set forth in 20 U.S.C. Section 1232g(b)(1)(E)**, as amended**.

8. If one or both of a child's parents are being relocated to the state of Missouri under military orders, a school district shall allow remote registration of the student and shall not require the **student or the** parent or legal guardian of the student **[**or the student himself or herself**]** to physically appear at a location within the district to register the student. Proof of residency, as described in this section, shall not be required at the time of the remote registration but shall be required within ten days of the student's attendance in the school district.

167.151. 1. The school board of any district, in its discretion, may admit to the school"; and

Further amend said amendment, Page 2, Line 28, by inserting after all of the said line the following:

"Further amend said bill, Page 57, Section 167.850, Line 106, by inserting after all of the said section and line the following:

167.1200. 1. Sections 167.1200 to 167.1230 shall be known and may be cited as the "Public School Open Enrollment Act".

2. As used in sections 167.1200 to 167.1230, the following terms mean:

(1) "Department", the department of elementary and secondary education;

(2) "Diversity plan" or "voluntary diversity plan", a plan that is voluntarily adopted by a local school board to promote diversity and to avoid minority student isolation in the district;

(3) "Nonresident district", a school district other than a transferring student's resident district;

(4) "Parent", a transferring student's parent, guardian, or other person having custody or care of the student;

(5) "Public school", any school for elementary or secondary education that is supported and maintained from public funds and is conducted and operated within this state under the authority and supervision of a duly elected local board of education of the school district or a special administrative board appointed by the state board of education under section 162.081;

(6) "Resident district", the school district in which the transferring student resides or, in the case of a transferring student who is subject to joint legal custody or joint physical custody awarded by a court, the residence designated as the address of the student for educational purposes;

(7) "Sibling", each of two or more children having a parent in common by blood, adoption, marriage, or foster care;

(8) "Socioeconomic status", the income level of a student or the student's family, which shall be measured by whether a student or the student's family meets the financial eligibility criteria for free and reduced price meals offered under federal guidelines;

(9) "Superintendent", the superintendent of a school district or the superintendent's designee;

(10) "Transferring student", a child beginning kindergarten in the child's resident district or a public school student in kindergarten to grade twelve who immediately prior to transferring has been enrolled in and completed a full semester in a public school in the student's resident district and who

transfers to a nonresident district through a public school open enrollment program under sections 167.1200 to 167.1230;

(11) "Transfer year", the school year in which a transferring student attends school in a nonresident district.

167.1205. 1. A public school open enrollment program is established to enable a child beginning kindergarten or a student in kindergarten to grade twelve to attend a school in a nonresident district subject to the limitations under section 167.1225. Such program is designed to improve quality instructional and educational programs by providing opportunities including, but not limited to, the following:

(1) Increasing parental involvement for students whose parents work in other school districts;

(2) Providing access to instructional programs and classes that are not available in the resident district; and

(3) Offering parents the opportunity to select curriculum options that align with the parents' personal beliefs.

2. (1) School districts shall not be required to participate in the public school open enrollment program.

(2) (a) Each school district shall, before October first of each year, indicate whether the district will participate in the public school open enrollment program created in sections 167.1200 to 167.1230 in the school year beginning on July first of the following year.

(b) If a school district participates in the public school open enrollment program, the district shall receive transferring students for the full school year in which the district participates.

(3) This subsection shall not be construed to prevent any student in a nonparticipating school district from transferring out of the nonparticipating district to a participating district as a transferring student.

(4) (a) For all school years beginning on or after July 1, 2023, but ending before July 1, 2027, a district may restrict the number of students who may transfer to a nonresident district under sections 167.1200 to 167.1230 to a maximum of three percent of the previous school year's enrollment for the district.

(b) For the school years 2023-24 and 2024-25, a provisionally accredited district with a school population of enrolled students between four thousand five hundred and five thousand five hundred and that is located in a county with more than seven hundred thousand but fewer than eight hundred thousand inhabitants may restrict the number of students who may transfer to a nonresident district under sections 167.1200 to 167.1230.

3. (1) Sections 167.1200 to 167.1230 shall not be construed to require a school district to add teachers, staff, or classrooms or to in any way exceed the requirements and standards established by existing law or the nonresident district.

(2) Sections 167.1200 to 167.1230 shall not be construed to require a school district to provide special educational services for children with disabilities who are three years of age or older and who

do not reside in the school district under section 162.700 if the nonresident district determines, as provided in the nonresident district's model policy adopted under subsection 4 of this section, that the school district is unable to provide appropriate special educational services as required under section 162.700 for a child with disabilities seeking a transfer under sections 167.1200 to 167.1230. The determination shall be made by the nonresident district after consultation with the child's resident district and any local public, private, and not-for-profit agencies that provide services for children with disabilities. The nonresident district shall make the determination before approving an application for a transfer under sections 167.1200 to 167.1230. If a determination is required under this subdivision, the child seeking the transfer shall remain enrolled in the child's resident district until such determination becomes final.

4. (1) The department or another entity skilled in policy development shall develop a model policy for determining the number of transfers available under section 167.1215 and establishing specific standards for acceptance and rejection of transfer applications under section 167.1230. Regardless of whether a school district participates in the public school open enrollment program, the board of education of each school district shall, by resolution, adopt the model policy with any changes necessary for a particular district's needs.

(2) The model policy's determination of the number of transfers available shall require each school district to define the term "insufficient classroom space" for that district.

(3) The specific standards for acceptance and rejection of transfer applications may include, but shall not be limited to:

(a) The capacity of a school building, grade level, class, or program;

(b) The availability of classroom space in each school building;

(c) Any class-size limitation;

(d) The ratio of students to classroom teachers;

(e) The district's projected enrollment; and

(f) Any characteristics of specific programs affected by additional or fewer students attending because of transfers under the public school open enrollment program.

(4) The specific standards for acceptance and rejection of transfer applications shall include a statement that priority shall be given to an applicant who has a sibling who:

(a) Is already enrolled in the nonresident district; or

(b) Has made an application for enrollment in the same nonresident district.

(5) The specific standards for acceptance and rejection of transfer applications shall not include an applicant's:

(a) Academic achievement;

(b) Athletic or other extracurricular ability;

(c) Disabilities;

(d) English proficiency level; or

(e) Previous disciplinary proceedings; except that, any suspension or expulsion from another district shall be included.

(6) A school district receiving transferring students shall not discriminate on the basis of gender, national origin, race, ethnicity, ancestry, religion, disability, or whether the student is homeless or a migrant.

5. A nonresident district shall:

(1) Accept credits toward graduation that were awarded by another district to a transferring student; and

(2) Award a diploma to a transferring student if the student meets the nonresident district's graduation requirements.

6. The superintendent for each school district shall cause the information about the public school open enrollment program to be posted on the district website and in the student handbook to inform parents of students of the:

(1) Availability of the program established under sections 167.1200 to 167.1230;

(2) Application deadline; and

(3) Requirements and procedures for resident and nonresident students to participate in the program.

7. If a student wishes to attend a school within a nonresident district that is a magnet school, an academically selective school, or a school with a competitive entrance process that has admissions requirements, the student shall furnish proof that the student meets the admissions requirements in the application described under section 167.1220.

8. A nonresident district may deny a transfer to a student who, in the most recent school year, has been suspended from school two or more times or who has been suspended for an act of school violence or expelled under subsection 2 of section 160.261. A student whose transfer is initially precluded under this subsection may be permitted to transfer on a provisional basis as a probationary transfer student, subject to no further disruptive behavior, upon approval of the nonresident district's superintendent.

9. A student who is denied a transfer under this subsection has the right to an in-person meeting with the nonresident district's superintendent. The nonresident district shall develop common standards for determining disruptive behavior that shall include, but not be limited to, criteria under section 160.261.

10. Students shall not enroll in a nonresident district under sections 167.1200 to 167.1230 in any school year before school year 2023-24.

11. (1) As used in this subsection, "school days of enrollment" does not include enrollment in summer school, and "varsity" means the highest level of competition offered by one school or school district against the highest level of competition offered by an opposing school or school district.

(2) (a) Except as provided in this paragraph, a student who participates in open enrollment for purposes of attending a grade in grades nine to twelve in a school district other than the district of

residence is ineligible to participate in interscholastic athletics for three hundred sixty-five days unless the student's case meets the standards under the following exceptions:

a. If the transfer does not involve undue influence and is not for athletic reasons, a student may be eligible immediately at the school of the student's choice upon first entering when:

(i) The student is promoted from grade six to grade seven;

(ii) The student is promoted from grade eight to grade nine and the student is eligible in all other respects; or

(iii) The student completes the highest grade in an elementary school that is not a part of a system supporting a high school and the student is eligible in all other respects; or

b. If a student transfers schools under circumstances that do not meet the requirements under sections 167.1200 to 167.1230, such student may be granted eligibility to participate in interscholastic athletics as hereinafter restricted if the student qualifies under the following terms and conditions:

(i) A student whose name has been included on a school eligibility roster at any level for a given sport during the twelve calendar months preceding the date of such transfer shall be eligible only for subvarsity competition in such sport for three hundred sixty-five days after the date of transfer. A student may have unrestricted eligibility in all other sports in which such student's name has not appeared on a school eligibility roster;

(ii) A student who has attended a school system that does not sponsor interscholastic athletics but who has participated in organized nonschool competition during the twelve calendar months preceding the date of such transfer shall be eligible only for subvarsity competition in such sport for three hundred sixty-five days after the date of transfer. A student may have unrestricted eligibility in all other sports in which such student did not participate; or

(iii) Eligibility may be granted as described in item (i) of this subparagraph if the athletic eligibility is approved by the principals of both the resident and nonresident districts and if there is no athletic purpose involved in the transfer. The student shall be ineligible for all sports for three hundred sixty-five days after the date of transfer if either or both principals decline to approve athletic eligibility.

(b) Nothing in this section or section 167.1210 shall prevent a statewide athletic association that provides oversight for athletic or activity eligibility for students from imposing a stricter penalty upon any transferring student who is determined to have been unduly influenced to participate in or not to participate in the public school open enrollment program outlined in sections 167.1200 to 167.1230.

"167.1210. 1. A student who applies to enroll in multiple nonresident districts and accepts a public school open enrollment program transfer to a nonresident district shall accept only one such transfer per school year.

2. (1) A student who accepts a public school open enrollment program transfer to a nonresident district shall commit to attend and take all courses through the nonresident district for at least one school year. At least one course per semester shall be delivered by the nonresident district in-seat.

(2) If a transferring student returns to the student's resident district, the student's transfer shall

be void and the student shall reapply if the student seeks a future public school open enrollment program transfer. No transferring student who returns to the student's resident district shall reapply for a future transfer under this subdivision until after the student has been enrolled in and completed a full school semester in a public school in the student's resident district.

3. (1) Except as otherwise provided in this subsection, a transferring student attending school in a nonresident district may complete all remaining school years in the nonresident district without reapplying each school year.

(2) A sibling of a transferring student who continues enrollment in a nonresident district may enroll in or continue enrollment in that nonresident district if the district has the capacity to accept the sibling without adding teachers, staff, or classrooms or exceeding the regulations and standards established by law or the policy of the nonresident district and the sibling has no discipline issues as described in section 167.1205.

4. Except for a transferring student with a socioeconomic status that qualifies the student for transportation costs reimbursement under subsection 6 of this section, the transferring student or the student's parent is responsible for the transportation of the student to and from the school in the nonresident district where the student is enrolled, except that the nonresident district may enter into an agreement with the student's parent that the parent may transport the student to an existing bus stop location convenient to the school district if the school district has capacity available on a bus serving that location. If transportation is a related service on a student's individualized education program (IEP) and the student is a participant in the public school open enrollment transfer program, the nonresident district shall not be required to provide such transportation as a related service under the IEP if the nonresident district and the student's parent have entered into an agreement under this subsection. Such agreement shall contain a statement that the parent is waiving the transportation as a related service under the student's IEP.

5. Notwithstanding the provisions of chapter 163 or federal calculations of military impact aid to the contrary, for the purposes of determining state and federal aid, a transferring student shall be counted as a resident pupil of the nonresident district in which the student is enrolled.

6. (1) Any transferring student who qualifies for free and reduced price meals under federal guidelines and transfers to any nonresident district sharing a border with the student's resident district shall be offered transportation services provided by the nonresident district or may choose to be reimbursed by the parent public school choice fund established in section 167.1212 for the costs of transportation of the student as provided in this subsection.

(2) The amount of transportation costs eligible for reimbursement shall be, rounded to the nearest dollar, the product obtained by multiplying:

(a) The number of days the student attended school in the nonresident district;

(b) The number of miles in a single round trip between the student's residence and the nonresident district's nearest existing bus stop location; and

(c) The mileage reimbursement rate of thirty-seven cents per mile.

(3) The transferring student or the student's parent shall keep a record of each instance of transporting the transferring student to and from the nonresident district's nearest existing bus stop

location. Such record may be verified by the nonresident district's attendance records or in a similar manner as established by board policy.

(4) All reimbursements made under this subsection to a transferring student or the student's parent shall be made quarterly.

(5) Any such transferring student who transfers to any nonresident district that does not share a border with the student's resident district shall not receive the transportation reimbursement provided under this subsection.

(6) The provisions of this subsection shall not require a nonresident district to offer transportation services if the transportation would constitute a transportation hardship under section 167.121.

(7) Nonresident districts providing transportation services under this subsection may partner or contract with the resident district or a third-party transportation provider, or both, in providing transportation and shall also be reimbursed by the parent public school choice fund for the costs of transportation of the student as provided under this subsection.

7. Nothing in sections 167.1200 to 167.1230 shall be construed to relieve any resident district of its responsibility to pay any costs required under section 162.705 or 162.740.

167.1211. If a nonresident student receives special educational services and participates in the public school open enrollment program, the nonresident district shall receive reimbursement from the parent public school choice fund created in section 167.1212 for the costs of the special educational services for the student with an individualized education program above the state and federal funds received for educating the student. Such reimbursement shall not exceed three times the current expenditure per average daily attendance as calculated on the district annual secretary of the board report for the year in which expenditures are claimed.

167.1212. 1. There is hereby created in the state treasury the "Parent Public School Choice Fund", which shall consist of an appropriation by the general assembly of sixty million dollars and any additional appropriations made by the general assembly. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely as provided in sections 167.1200 to 167.1230.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Moneys appropriated to and deposited in the fund shall be used to supplement, not supplant, state aid distributed to school districts under chapter 163 and shall be used solely to compensate school districts that participate in the public school open enrollment program established in sections 167.1200 to 167.1230.

5. The department shall annually evaluate the availability and use of moneys from the fund. If the department determines that additional moneys are needed to fulfill the purposes of this section, the department shall, as part of the legislative budget process, annually request such moneys by a specific line item appropriation.

167.1215. 1. Before October first annually, each school district shall set the number of transfer students the district is willing to receive for the following school year under sections 167.1200 to 167.1230. The district may create criteria for the acceptance of students including, but not limited to, the number of students by building, grade, classroom, or program.

2. (1) Each school district shall publish the number set under this section, notify the department of such number, and shall not be required to accept any transfer students under this section who would cause the district to exceed the published number.

(2) The school district may report the total number of students the district is willing to receive and further delineate the number by building, grade, classroom, or program.

3. (1) Each school district shall develop a method for the formation and operation of a waiting list for applications that cannot be accepted because the number of transfers applied for exceeds the number of transfers available.

(2) Applications on the waiting list may be given priority for acceptance in the following order and may include other options for priority acceptance:

(a) Siblings of students already enrolled in the district;

(b) Children of an active duty member of the Armed Forces of the United States;

(c) Children of school district employees;

(d) Students who had previously attended school in the district but whose parents have moved out of the district; and

(e) Students whose parents present an employment circumstance for which an open enrollment transfer would be in the student's best interest.

(3) A parent of a student on the waiting list shall be informed by the district of the details of the operation of the list and whether the parent will be required to refile a timely application for open enrollment in order to remain on the waiting list.

167.1220. 1. If a student seeks to attend a school in a nonresident district under sections 167.1200 to 167.1230, the student's parent shall submit an application:

(1) To the nonresident district, with a copy to the resident district;

(2) On a form approved by the department that contains the student's necessary information for enrollment in another district; and

(3) Postmarked before December first in the calendar year preceding the school year in which the student seeks to begin the fall semester at the nonresident district.

2. A nonresident district that receives an application under subsection 1 of this section shall, upon receipt of the application, place a date and time stamp on the application that reflects the date and time the nonresident district received the application.

3. As soon as possible after receiving an application, the superintendent of the nonresident district shall review and make a determination on each application in the order in which the application was received by the nonresident district. Before accepting or rejecting an application, the superintendent

shall determine whether one of the limitations under section 167.1225 applies to the application.

4. The superintendent of the nonresident district may accept an application. If the superintendent rejects an application, the superintendent shall present the rejected application with the superintendent's reasons for the rejection to the school board.

5. (1) As used in this subsection, "good cause" means:

(a) A change in a student's residence due to a change in family residence;

(b) A change in the state in which the family residence is located;

(c) A change in a student's parent's marital status;

(d) A guardianship or custody proceeding;

(e) Placement in foster care;

(f) Adoption;

(g) Participation in a foreign exchange program;

(h) Participation in a substance abuse or mental health treatment program;

(i) A change in the status of a student's resident district such as removal of accreditation by the department, surrender of accreditation, or permanent closure of a nonpublic school; or

(j) Revocation of a charter school contract as provided in state law.

(2) Before December first of the calendar year preceding the school year in which the student seeks to begin the fall semester at the nonresident district but before July first of such school year, or before the first Monday in July if July first falls on a Saturday or Sunday, the parent shall send notification to the district of residence and the receiving district, on forms prescribed by the state board of education, that good cause exists for failure to meet the December first deadline. The school board of a receiving district may adopt a policy granting the superintendent the authority to approve open enrollment applications submitted after the December first deadline. The school board of the receiving district shall take action to approve the request if good cause exists. If the request is granted, the school board shall transmit a copy of the form to the parent and the district of residence within five days after school board action. A denial of a request by the board of a receiving district is not subject to appeal.

(3) If the good cause relates to a change in status of a student's school district of residence, a parent shall file such notification within forty-five days after the last school board action or within thirty days after the certification of the election, whichever is applicable to the circumstances.

(4) If a resident district believes that a receiving district is violating this subsection, the resident district may, within fifteen days after school board action by the receiving district, submit an appeal to the commissioner of education.

(5) The commissioner of education or the commissioner's designee shall attempt to mediate the dispute to reach approval by both school boards. If approval is not reached under mediation, the commissioner shall conduct a hearing and shall hear testimony from both school boards. Within ten days following the hearing, the commissioner shall render a decision upholding or reversing the

decision by the school board of the receiving district. Within five days after the commissioner's decision, the school board may appeal the decision of the commissioner to the state board of education as provided in state law.

6. (1) Before February first of the school year before the school year in which the student seeks to enroll in a nonresident district under sections 167.1200 to 167.1230, the nonresident district's superintendent shall notify the parent and the resident district, in writing, as to whether the student's application has been accepted or rejected. The notification shall be sent by first-class mail to the address on the application.

(2) If the application is rejected, the nonresident district's superintendent shall state in the notification letter the reason for the rejection.

(3) If the application is accepted, the nonresident district's superintendent shall state in the notification letter:

(a) A reasonable deadline before which the student shall enroll in the nonresident district and after which the acceptance notification is void; and

(b) Instructions for the procedures established by the nonresident district for renewing enrollment in the nonresident district each year.

(4) If the application is accepted, the nonresident district's superintendent shall notify the resident district and the department of the student's participation and shall also notify the student and the student's parent of the opportunity to participate in an anonymous survey provided by the department regarding all reasons for the student's and parent's interest in participating in the public school open enrollment program.

(5) The department shall publish an annual report based on the anonymous survey conducted under subdivision (4) of this subsection, at the statewide and district levels, that provides data at the statewide and district levels of sufficient detail to allow analysis of trends regarding the reasons for participation in the public school open enrollment program at the statewide, regional, and local district levels. In such annual report, the department shall also include data at the statewide and district levels of sufficient detail to allow detection and analysis of the impact of the public school open enrollment program on racial, ethnic, and socio-economic balance among schools and districts at the statewide, regional, and local district levels. No such survey results published under this subsection shall be published in a manner that reveals information regarding a group of five or fewer students.

167.1225. 1. If sections 167.1200 to 167.1230 conflict with a provision of an enforceable desegregation court order or a district's court-approved desegregation plan regarding the effects of past racial segregation in student assignment, the provisions of the order or plan shall govern.

2. (1) A school district may annually declare an exemption from sections 167.1200 to 167.1230 if the school district is subject to a desegregation order or mandate of a federal court or agency remedying the effects of past racial segregation or subject to a settlement agreement remedying the effects of past racial segregation.

(2) An exemption declared by a board of education of a school district under subdivision (1) of this subsection is irrevocable for one year from the date the school district notifies the department of the declaration of exemption.

(3) After each year of exemption, the board of education of a school district may elect to participate in the public school open enrollment program under sections 167.1200 to 167.1230 if the school district's participation does not conflict with the school district's federal court-ordered desegregation program or settlement agreement remedying the effects of past racial segregation.

(4) A school district shall notify the department before April first if in the next school year the school district intends to:

(a) Declare an exemption under subdivision (1) of this subsection; or

(b) Resume participation after a period of exemption.

(5) Annually before June first, the department shall report to each school district the maximum number of public school open enrollment program transfers for the school year to begin July first.

(6) If a student is unable to transfer because of the limits under this subsection, the resident district shall give the student priority for a transfer in the following school year in the order that the resident district receives notices of application under section 167.1220, as evidenced by a notation made by the district on the applications indicating the date and time of receipt.

3. Any resident or nonresident school district with an approved diversity plan or voluntary diversity plan may deny a transfer under sections 167.1200 to 167.1230 if the school district determines that the transfer conflicts with the provisions of such diversity plan. The denial of a transfer under this subsection shall be deemed a denial for good cause.

4. (1) Any student who transfers to a nonresident district under section 167.131, sections 162.1040 to 162.1061, or any section other than sections 167.1200 to 167.1230 shall not be subject to any requirements under sections 167.1200 to 167.1230.

(2) Districts receiving transfer students or sending transfer students to nonresident districts under section 167.131, sections 162.1040 to 162.1061, or any section other than sections 167.1200 to 167.1230 shall not be subject to any requirements under sections 167.1200 to 167.1230 for those transfer students.

5. (1) A student transferring to a nonresident district under sections 167.1200 to 167.1230 shall not be considered a transfer student under any law relating to another transfer program or procedure that allows students to transfer out of their resident districts.

(2) This subdivision shall apply only to students enrolled in a resident district that does not offer education in a grade higher than grade eight as follows:

(a) Such student shall enroll in such nonresident district under sections 167.1200 to 167.1230 before the end of such student's fifth grade year; and

(b) Such student who does not enroll in such nonresident district before the end of such student's fifth grade year may transfer to such nonresident district under sections 167.1200 to 167.1230, but such student's resident district shall pay tuition to such nonresident district and follow all other procedures as if such student transferred under section 167.131 when the student enters the ninth grade.

(3) If a student transfers under sections 167.1200 to 167.1230 to a nonresident district that does not offer education in a grade higher than grade eight, such nonresident district shall not be

considered such student's resident district for any purpose after such student completes grade eight or upon such student's transfer out of such nonresident district before such student completes grade eight.

167.1230. 1. A student whose application for a transfer under section 167.1220 is rejected by the nonresident district may appeal to the department to reconsider the transfer.

2. An appeal to the department shall be in writing and shall be postmarked no later than ten calendar days, excluding weekends and legal holidays, after the student or the student's parent receives a notice of rejection of the application under section 167.1220.

3. Contemporaneously with the filing of the written appeal under subsection 2 of this section, the student or the student's parent shall also mail a copy of the written appeal to the nonresident district's superintendent.

4. In the written appeal, the student or student's parent shall state the basis for appealing the decision of the nonresident district.

5. The student or the student's parent shall submit, along with the written appeal, a copy of the notice of rejection from the nonresident district.

6. As part of the review process, the student or student's parent may submit supporting documentation that the transfer would be in the best educational, health, social, or psychological interest of the student.

7. The nonresident district may submit in writing any additional information, evidence, or arguments supporting the district's rejection of the student's application by mailing such response to the department. Such response shall be postmarked no later than ten days after the nonresident district receives the student's or parent's appeal.

8. Contemporaneously with the filing of its response under subsection 7 of this section, the nonresident district shall also mail a copy of the response to the student or student's parent.

9. If the department overturns the determination of the nonresident district on appeal, the department shall notify the parent, the nonresident district, and the resident district of the basis for the department's decision.

10. (1) The department shall collect data from school districts on the number of applications for student transfers under sections 167.1200 to 167.1230 and study the effects of public school open enrollment program transfers under sections 167.1200 to 167.1230. The department shall consider, as part of its study, the maximum number of transfers and exemptions for both resident and nonresident districts for up to two years to determine if a significant racially segregative impact has occurred to any school district.

(2) Annually before October first, the department shall report the department's findings from the study of the data under subdivision (1) of this subsection to:

(a) The joint committee on education or any successor committee;

(b) The house committee on elementary and secondary education or any other education committee designated by the speaker of the house of representatives; and

(c) The senate committee on education or any other education committee designated by the president pro tempore of the senate.

11. The department shall annually make a random selection of ten percent of the school districts participating in the public school open enrollment program under sections 167.1200 to 167.1230. The department shall audit each selected school district's transfers approved or denied under policies adopted by the school board under sections 167.1200 to 167.1230. If the department determines that a selected school district is improperly implementing and administering the transfer process established under sections 167.1200 to 167.1230, the department may withhold any state aid provided to the school district under chapter 163 until the school district corrects the transfer process improprieties identified by the department's audit."; and

Further amend said bill, Page 96, Section B, Line 6, by inserting after all of the said section and line the following:

"Section C. The enactment of sections 167.1200, 167.1205, 167.1210, 167.1211, 167.1212, 167.1215, 167.1220, 167.1225, and 167.1230 and the repeal and reenactment of sections 167.020 and 167.151 of this act shall become effective July 1, 2023."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 1, Lines 24-31, by deleting all of the said lines and inserting in lieu thereof the following:

"**(2) For all school years beginning on or after July 1, 2023, any current owner of residential real property or agricultural real property or a named beneficiary of a trust that currently owns residential real property or agricultural real property and that pays a school tax in a district or districts other than the district in which such current owner or current beneficiary resides may send up to four of such owner's or beneficiary's children to a public school, excluding a charter school, in any district in which such owner or trust pays such school tax. For purposes of this subdivision, "residential real property" shall not include any multi-family residential property which exceeds four units. An owner or a named beneficiary of a trust that currently owns residential real property shall not be permitted under this subdivision to send their child to a district outside of the county in which they currently reside. Such owner or beneficiary shall send thirty days' written notice to all school districts involved specifying which school district each child will attend. Such owner or beneficiary shall also present proof of the owner's or trust's annual payment of at least two thousand dollars of school taxes levied on the real property specified in this subdivision within such school district and ownership of the specified real property for not less than the immediately preceding four consecutive years. Neither the resident nor nonresident districts shall be responsible for providing transportation services under this subdivision. The school district attended shall count a child attending under this subdivision in its average daily attendance for the purpose of distribution of state aid under chapter 163, except that such nonresident students shall not be counted in the district's average daily attendance for the purposes of determining eligibility for aid payments under section 163.044.**"; and

Further amend said amendment, Page 2, Lines 2-19, by deleting said lines and inserting in lieu thereof

the following:

"4. **For any school year ending on or before June 30, 2023,** any owner of agricultural land who, pursuant to subsection 3 of this section, has the option of sending his children to the public schools of more than one district shall exercise such option as provided in this subsection. Such person shall send written notice to all school districts involved specifying to which school district his children will attend by June thirtieth in which such a school year begins. If notification is not received, such children shall attend the school in which the majority of his property lies. Such person shall not send any of his children to the public schools of any district other than the one to which he has sent notice pursuant to this subsection in that school year or in which the majority of his property lies without paying tuition to such school district."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 40, Section 163.016, Line 28, by inserting after all of the said section and line the following:

"167.151. 1. The school board of any district, in its discretion, may admit to the school pupils not entitled to free instruction and prescribe the tuition fee to be paid by them, except as provided in **subdivision (2) of subsection 3 of this section and in** sections 167.121, 167.131, 167.132, and 167.895.

2. Orphan children, children with only one parent living, and children whose parents do not contribute to their support—if the children are between the ages of six and twenty years and are unable to pay tuition—may attend the schools of any district in the state in which they have a permanent or temporary home without paying a tuition fee.

3. **(1) For all school years ending on or before June 30, 2023,** any **[**person**]** **individual** who pays a school tax in any other district than that in which **[**he**]** **such individual** resides may send **[**his**]** **such individual's** children to any public school in the district in which the tax is paid and receive as a credit on the amount charged for tuition the amount of the school tax paid to the district; except that any **[**person**]** **individual** who owns real estate of which eighty acres or more are used for agricultural purposes and upon which **[**his**]** **such individual's** residence is situated may send **[**his**]** **such individual's** children to public school in any school district in which a part of such real estate, contiguous to that upon which **[**his**]** **such individual's** residence is situated, lies and shall not be charged tuition therefor; so long as thirty-five percent of the real estate is located in the school district of choice. The school district of choice shall count the children in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

(2) For all school years beginning on and after July 1, 2023, an owner of residential real property or agricultural real property or a named beneficiary of a trust that owns residential real property or agricultural real property and that pays a school tax in any district other than the district in which such owner or beneficiary resides may send up to four of such owner's or beneficiary's children to a public school in any district in which such owner or trust pays such school tax. The school district or public school of choice shall count a child as a resident attending under this subdivision in its average daily attendance for the purpose of distribution of state aid through the foundation formula.

4. **[**Any owner of agricultural land who, pursuant to subsection 3 of this section, has the option of sending his children to the public schools of more than one district shall exercise such option as provided

in this subsection. Such person shall send written notice to all school districts involved specifying to which school district his children will attend by June thirtieth in which such a school year begins. If notification is not received, such children shall attend the school in which the majority of his property lies. Such person shall not send any of his children to the public schools of any district other than the one to which he has sent notice pursuant to this subsection in that school year or in which the majority of his property lies without paying tuition to such school district.**]**

For all school years beginning on or after July 1, 2023, any owner of real property or named beneficiary of a trust that owns real property who elects to exercise the option provided in subdivision (2) of subsection 3 of this section shall exercise such option as provided in this subdivision. Such owner or beneficiary shall send written notice to all school districts involved specifying which school district each child will attend thirty days prior to enrollment. When providing such notice, such owner or beneficiary shall present proof of such owner's or trust's payment of at least three thousand dollars of school taxes levied on the real property within such school district and ownership of the real property for not less than three years. Such proof may be determined by multiplying the school taxes paid on the most recent property tax receipt by the years of property ownership.

5. If a pupil is attending school in a district other than the district of residence and the pupil's parent is teaching in the school district or is a regular employee of the school district which the pupil is attending, then the district in which the pupil attends school shall allow the pupil to attend school upon payment of tuition in the same manner in which the district allows other pupils not entitled to free instruction to attend school in the district. The provisions of this subsection shall apply only to pupils attending school in a district which has an enrollment in excess of thirteen thousand pupils and not in excess of fifteen thousand pupils and which district is located in a county **[**of the first classification**]** with a charter form of government which has a population in excess of six hundred thousand persons and not in excess of nine hundred thousand persons."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR
HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 3, Section 160.067, Line 2 by inserting after the word "**submit**" the phrase "**and present**"; and

Further amend said bill, page and section, Line 10, by inserting after the number "**2021;**" the word "**and**"; and

Further amend said bill, Page 15, Section 161.097, Line 18, by deleting the word "**program**" and inserting in lieu thereof the word "**programs**"; and

Further amend said bill, Page 26, Section 162.084, Line 23, by inserting after all of the said line the following:

"**3. The requirements to mail a letter under subsection 1 of this section and display information on the local education agency's website under subdivision (2) of subsection 2 of this section shall not apply to any special school district or state operated school in which all of the students enrolled are students with disabilities.**"; and

Further amend said bill, Page 48, Section 167.640, Line 17, by deleting the number "**167.245**" and inserting in lieu thereof the number "**167.645**"; and

Further amend said bill, Page 51, Section 167.645, Line 117, by inserting after the second occurence of the word "**identified**" the word "**as**"; and

Further amend said bill and section, Page 53, Line 164, by deleting the phrase "**subsection 1 of this section**" and inserting in lieu thereof the phrase "**subdivision (1) of this subsection**"; and

Further amend said bill, page, and section, Line 170, by deleting the word "**will**" and inserting in lieu thereof the word "**shall**"; and

Further amend said bill and section, Page 54, Line 193, by deleting the phrase "**subsection 1 of this section**" and inserting in lieu thereof the phrase "**subdivision (1) of this subsection**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 6, Line 11, by inserting after all of said line the following:

"Further amend said bill, Page 78, Section 170.048, Line 27, by inserting after all of said section and line the following:

"**170.307. 1. For school year 2022-23 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received mental health awareness training given any time during a pupil's four years of high school.**

2. Beginning in school year 2022-23, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in mental health awareness. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the department of elementary and secondary education.

3. The department of elementary and secondary education shall promulgate rules to develop a model curriculum to be used by school districts to provide the instruction required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 6, Line 11, by inserting after all of the said line the following:

"Further amend said bill, Page 75, Section 170.036, Line 13, by deleting the word "**Six**" and inserting in lieu thereof the word "**Nine**"; and

Further amend said bill, page, and section, Line 19, by deleting the word "**and**"; and

Further amend said bill, page, and section, Line 21, by deleting all of the said line and inserting in lieu thereof the following:

"**computer science teachers;**

(g) An association of school board members;

(h) An association of elementary school principals; and

(i) An association of secondary school principals.

(7) A representative from a Missouri institution of higher education, to be appointed by the commissioner of higher education; and

(8) A representative from a Missouri private, nonprofit institution of higher education, to be appointed by the commissioner of higher education."; and

Further amend said bill and section, Page 76, Lines 37 to 42, by deleting all of the said lines and inserting in lieu thereof the following:

"**(4) Within one year of the task force forming, a plan for schools serving any student in grades kindergarten through eighth grade to provide instruction in the basics of computer science and computation thinking in an integrated or standalone format beginning in the 2024-25 school year without creating learning loss in the existing curriculum;**

(5) A plan for ensuring teachers are well-prepared to begin teaching computer science, including defining high quality professional learning for in-service teachers and strategies for pre-service teacher preparation;"; and

Further amend said bill, page, and section, Line 61, by deleting the words "**one month**" and inserting in lieu thereof the words "**three months**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 10, Section 160.261, Line 241, by inserting after all of said section and line the following:

"160.560. 1. The department of elementary and secondary education shall establish the "Show-Me Success Diploma Program".

2. Under the show-me success diploma program, the department of elementary and secondary education shall develop the "Show-Me Success Diploma" as an alternative pathway to graduation for high school students that may be earned at any point between the end of a student's tenth grade year and the conclusion of the student's twelfth grade year.

3. Before July 1, 2023, the department of elementary and secondary education shall develop detailed requirements for students to become eligible for the show-me success diploma that include at least the following:

(1) Demonstrated skills and knowledge in English, science, and mathematical literacy to be successful in college-level courses offered by the community colleges in this state that count toward a degree or certificate without taking remedial or developmental coursework; and

(2) Satisfactory grades on approved examinations in subjects determined to be necessary to prepare a student to enter postsecondary education without taking remedial or developmental coursework.

4. School districts and charter schools may offer a course of study designed to meet the requirements to obtain a show-me success diploma to students entering the ninth grade. Students who elect to pursue a show-me success diploma shall participate in a course of study designed by the school district to meet the requirements established under subsection 3 of this section. The show-me success diploma shall be available to any such student until the end of that student's twelfth grade year.

5. Students who earn a show-me success diploma may remain in high school and participate in programs of study available through the school district or charter school until that student would otherwise have graduated at the end of grade twelve. For purposes of calculation and distribution of state aid, the school district or charter school of a pupil having earned a show-me success diploma who remains enrolled in the school district or charter school shall continue to include the pupil in the pupil enrollment of each such school district or charter school and shall continue to receive funding for a pupil who earns a show-me success diploma until that pupil would otherwise have graduated at the end of grade twelve. Students who elect to remain in high school under this subsection shall be eligible to participate in extracurricular activities, including interscholastic sports, through the end of grade twelve.

6. Students who pursue but do not meet the eligibility requirements for a show-me success diploma at the end of grade ten or eleven shall receive a customized program of assistance during the next school year that addresses areas in which the student demonstrated deficiencies in the course requirements. Students may choose to return to a traditional academic program without completing the show-me success diploma.

7. The department of elementary and secondary education shall provide training, guidance, and assistance to teachers and administrators of the schools offering the show-me success diploma and shall closely monitor the progress of the schools in the development of the program.

8. Pupils who earn a show-me success diploma and do not remain enrolled in the district or charter school and instead enroll, or show proof that they will enroll, in a postsecondary educational institution eligible to participate in a student aid program administered by the U.S. Department of Education shall be included in the district's or charter school's state aid calculation under section 163.031, until such time that the pupil would have completed the pupil's twelfth grade year had the

pupil not earned a show-me success diploma. The funding assigned to a pupil under this subsection shall be calculated as if the pupil's attendance percentage equaled the district's or charter school's prior year average attendance percentage. For a pupil who, as provided in this subsection, is included in the district's or charter school's state aid calculation but who is not enrolled in the district or charter school, an amount equal to ninety percent of the pupil's proportionate share of the state, local, and federal aid that the district or charter school receives for the pupil under this subsection shall be deposited into an account established under sections 166.400 to 166.455 that lists the pupil as the beneficiary. The state treasurer shall provide guidance and assist school districts, charter schools, pupils, and parents or guardians of pupils with the creation, maintenance, and use of an account that has been established under sections 166.400 to 166.455.

9. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill, Page 20, Section 161.241, Line 44, by inserting after said section and line the following:

"**161.380. 1. Subject to appropriations, the department of elementary and secondary education shall establish the "Competency-Based Education Grant Program".**

2. (1) There is hereby created in the state treasury the "Competency-Based Education Grant Program Fund". The fund shall consist of any appropriations to such fund and any gifts, contributions, grants, or bequests received from private or other sources for the purpose of providing competency-based education programs. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements of public moneys in accordance with distribution requirements and procedures developed by the department of elementary and secondary education. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

3. The department of elementary and secondary education shall award grants from the competency-based education grant program fund to eligible school districts for the purpose of providing competency-based education programs. A school district wishing to receive such a grant shall submit an application to the department of elementary and secondary education addressing:

(1) A core mission that competency-based education courses will help achieve;

(2) A plan that outlines competency-based education courses and key metrics that will show success;

(3) Resources available to the school and in the community that will assist in creating successful competency-based outcomes; and

(4) Resources and support needed to help the school succeed in implementing competency-based education courses.

4. The department of elementary and secondary education shall facilitate the creation, sharing, and development of course assessments; curriculum; training and guidance for teachers; and best practices for the school districts that offer competency-based education courses.

5. For purposes of this section, the term "competency-based education program" means an educational program that:

(1) Affords students flexibility to progress and earn course credit upon demonstration of mastery, including through early high school graduation;

(2) Provides individual learning and assessment options, including through experiential and project-based learning, online or blended learning, additional remedial education time, and accelerated-pace curricula;

(3) Assesses student proficiency based on graduate profiles describing meaningful and critical knowledge and skills that students should have upon graduation; or

(4) Assesses student proficiency through tasks developed both locally and at the state level, performance of which demonstrates mastery.

6. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

161.385. 1. There is hereby established the "Competency-Based Education Task Force" to study and develop competency-based education programs in public schools. Task force members shall be chosen to represent the geographic diversity of the state. Task force members shall be appointed for a term of two years and may be reappointed. All task force members shall be appointed before December 31, 2022, and every other year thereafter by December thirty-first of that year. The task force members shall be appointed as follows:

(1) Two members of the house of representatives appointed by the speaker of the house of representatives;

(2) Two members of the senate appointed by the president pro tempore of the senate;

(3) The commissioner of the department of elementary and secondary education or the commissioner's designee; and

(4) Four members appointed by the governor. Two members shall each represent a separate school district that offers competency-based education courses.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of its objectives as established in subsections 4 and 5 of this section. Any vacancy on the task force shall be filled in the same manner as the original appointment. Members of the task force shall serve without compensation, but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of official duties.

3. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of official duties.

4. The task force shall:

(1) Work toward implementing competency-based education courses statewide and devising a plan for Missouri to lead the way in competency-based education courses;

(2) Solicit input from individuals and organizations with information or expertise relevant to the task force's objective, including experts and educators with experience related to competency-based education programs;

(3) Hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public;

(4) Identify promising competency-based education programs, including programs that:

(a) Afford students flexibility to progress and earn course credit upon demonstration of mastery, including through early high school graduation;

(b) Provide individual learning and assessment options, including through experiential and project-based learning, online or blended learning, additional remedial education time, and accelerated-pace curricula; or

(c) Assess student proficiency through tasks developed both locally and at the state level, performance of which demonstrates mastery;

(5) Identify obstacles to implementing competency-based education programs in Missouri public schools;

(6) Develop comprehensive graduate profiles that describe meaningful and critical knowledge skills that students should have upon graduation that can be implemented into a diploma designation;

(7) Develop findings and recommendations for implementing competency-based education models and practices in Missouri public schools, including recommending changes to existing legislation, rules, and regulations; and

(8) Develop findings and recommendations for implementing a competency-based performance assessment that:

(a) Is consistent with the most effective competency-based education programs identified by the task force under subdivision (3) of this subsection;

(b) Assesses students based on both locally developed and common statewide performance tasks

tied to grade and course competencies aligned with state content standards; and

(c) Complies with all applicable federal law, including 20 U.S.C. Section 6311(b)(1)(B), as amended. To the extent that implementing a competency-based performance assessment would require the department of elementary and secondary education to obtain innovative assessment and accountability demonstration authority under 20 U.S.C. Section 6364, as amended, the task force shall develop findings and recommendations for obtaining such authority.

5. Beginning in 2023, the task force shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education by December first annually."; and

Further amend said bill, Page 40, Section 162.974, Line 12, by inserting after said section and line the following:

"**162.1255. 1. As used in this section, the following terms mean:**

(1) "Competency-based credit", credit awarded by school districts and charter schools to high school students upon demonstration of competency as determined by a school district. Such credit shall be awarded upon receipt of "proficient" or "advanced" on an end-of-course assessment;

(2) "Prior year average attendance percentage", the quotient of the district or charter school's prior year average daily attendance divided by the district or charter school's prior year average yearly enrollment.

2. School districts and charter schools shall receive state school funding under sections 163.031, 163.043, 163.044, and 163.087 for resident pupils enrolled in the school district or charter school and taking competency-based courses offered by the school district.

3. For purposes of calculation and distribution of state aid under section 163.031, attendance of a student enrolled in a district's or charter school's competency-based courses shall equal, upon course completion, the product of the district's or charter school's prior year average attendance percentage multiplied by the total number of attendance hours normally allocable to a noncompetency-based course of equal credit value."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 3, Line 7, by deleting said line and inserting in lieu thereof the following:

""571.101. 1. All applicants for concealed carry permits issued pursuant to subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said applicant can show qualification as provided by sections 571.101 to 571.121, the county or city sheriff shall issue a concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle. A concealed carry permit shall be valid from the date of issuance or renewal until five years from the last day of the month in which the permit was issued or renewed. The concealed carry permit is valid throughout this state. Although the permit is considered valid in the state, a person who fails to renew his or her permit

within five years from the date of issuance or renewal shall not be eligible for an exception to a National Instant Criminal Background Check under federal regulations currently codified under 27 CFR 478.102(d), relating to the transfer, sale, or delivery of firearms from licensed dealers. A concealed carry endorsement issued prior to August 28, 2013, shall continue from the date of issuance or renewal until three years from the last day of the month in which the endorsement was issued or renewed to authorize the carrying of a concealed firearm on or about the applicant's person or within a vehicle in the same manner as a concealed carry permit issued under subsection 7 of this section on or after August 28, 2013.

2. A concealed carry permit issued pursuant to subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) Is **[**at least nineteen**]** **eighteen** years of age **or older**, is a citizen or permanent resident of the United States**,** and either:

(a) Has assumed residency in this state; or

(b) Is a member of the **United States** Armed Forces stationed in Missouri**[**,**]** or the spouse of such member of the military;

(2) **[**Is at least nineteen years of age, or is at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, and is a citizen of the United States and either:

(a) Has assumed residency in this state;

(b) Is a member of the Armed Forces stationed in Missouri; or

(c) The spouse of such member of the military stationed in Missouri and nineteen years of age;

(3)**]** Has not **[**pled guilty to or entered a plea of nolo contendere or**]** been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

[(4)**]** **(3)** Has not been convicted of**[**, pled guilty to or entered a plea of nolo contendere to**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit;

[(5)**]** **(4)** Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

[(6)**]** **(5)** Has not been discharged under dishonorable conditions from the United States Armed Forces;

[(7)**]** **(6)** Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or others;

[(8)**] (7)** Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

[(9)**] (8)** Submits a completed application for a permit as described in subsection 3 of this section;

[(10)**] (9)** Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111;

[(11)**] (10)** Is not the respondent of a valid full order of protection which is still in effect;

[(12)**] (11)** Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

3. The application for a concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the Federal Bureau of Customs and Immigration Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri or is a member of the Armed Forces stationed in Missouri or the spouse of such a member of the Armed Forces and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is **[**at least nineteen years of age or is**]** eighteen years of age or older **[**and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces**]**;

(4) An affirmation that the applicant has not **[**pled guilty to or**]** been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of**[**, pled guilty to, or entered a plea of nolo contendere to**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or

for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury pursuant to the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for permit renewal, or for the issuance of a new permit due to change of address, or for a lost or destroyed permit.

4. An application for a concealed carry permit shall be made to the sheriff of the county or any city not within a county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 2 of this section. In addition to the completed application, the applicant for a concealed carry permit must also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 11 or 12 of this section.

5. (1) Before an application for a concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification and orders showing the person being stationed in Missouri. In order to determine the applicant's suitability for a concealed carry permit, the applicant shall be fingerprinted. No other biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a concealed carry permit. If no disqualifying record is identified by these checks at the state level, the fingerprints shall be forwarded to the Federal Bureau of Investigation for a national criminal history record check. Upon receipt of the completed report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's

or nondriver's license or a valid military identification, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a concealed carry permit issued under this section, provided that it shall not serve as an alternative to an national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the certificate of qualification under subsection 6 or 7 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be proscribed in a manner consistent to the denial and review of an application under subsection 6 of this section.

6. The sheriff may refuse to approve an application for a concealed carry permit if he or she determines that any of the requirements specified in subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114.

7. If the application is approved, the sheriff shall issue a concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the concealed carry permit in the presence of the sheriff or his or her designee.

8. The concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance; and

(4) The expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

9. (1) The sheriff shall keep a record of all applications for a concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year. Any record of an application that was approved shall be kept for a period of one year after the expiration and nonrenewal of the permit.

(2) The sheriff shall report the issuance of a concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.101 to

571.121. An applicant's status as a holder of a concealed carry permit, provisional permit, or a concealed carry endorsement issued prior to August 28, 2013, shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

10. Information regarding any holder of a concealed carry permit, or a concealed carry endorsement issued prior to August 28, 2013, is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof. Any state agency that has retained any documents or records, including fingerprint records provided by an applicant for a concealed carry endorsement prior to August 28, 2013, shall destroy such documents or records, upon successful issuance of a permit.

11. For processing an application for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund. This fee shall include the cost to reimburse the Missouri state highway patrol for the costs of fingerprinting and criminal background checks. An additional fee shall be added to each credit card, debit card, or other electronic transaction equal to the charge paid by the state or the applicant for the use of the credit card, debit card, or other electronic payment method by the applicant.

12. For processing a renewal for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

13. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the sheriff of any county or city not within a county or his or her designee and in counties of the first classification the sheriff may designate the chief of police of any city, town, or municipality within such county.

14. For the purposes of this chapter, "concealed carry permit" shall include any concealed carry endorsement issued by the department of revenue before January 1, 2014, and any concealed carry document issued by any sheriff or under the authority of any sheriff after December 31, 2013.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a"; and

Further amend said amendment, Page 6, Line 33, by inserting after said line the following:

"571.205. 1. Upon request and payment of the required fee, the sheriff shall issue a concealed carry permit that is valid through the state of Missouri for the lifetime of the permit holder to a Missouri resident who meets the requirements of sections 571.205 to 571.230, known as a Missouri lifetime concealed carry permit. A person may also request, and the sheriff shall issue upon payment of the required fee, a concealed carry permit that is valid through the state of Missouri for a period of either ten years or twenty-five years from the date of issuance or renewal to a Missouri resident who meets the requirements of sections 571.205 to 571.230. Such permit shall be known as a Missouri extended concealed carry permit. A person issued a

Missouri lifetime or extended concealed carry permit shall be required to comply with the provisions of sections 571.205 to 571.230. If the applicant can show qualification as provided by sections 571.205 to 571.230, the sheriff shall issue a Missouri lifetime or extended concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle.

2. A Missouri lifetime or extended concealed carry permit shall be suspended if the permit holder becomes a resident of another state. The permit may be reactivated upon reestablishment of Missouri residency if the applicant meets the requirements of sections 571.205 to 571.230, and upon successful completion of a name-based inquiry of the National Instant Background Check System.

3. A Missouri lifetime or extended concealed carry permit shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) Is at least nineteen years of age, is a citizen or permanent resident of the United States and has assumed residency in this state, or is at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, and is a citizen of the United States and has assumed residency in this state;

(2) Has not **[**pled guilty to or entered a plea of nolo contendere or**]** been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States, other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(3) Has not been convicted of**[**, pled guilty to or entered a plea of nolo contendere to**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit;

(4) Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States, other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) Has not been discharged under dishonorable conditions from the United States Armed Forces;

(6) Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or herself or others;

(7) Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

(8) Submits a completed application for a permit as described in subsection 4 of this section;

(9) Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement under subsections 1 and 2 of section 571.111;

(10) Is not the respondent of a valid full order of protection which is still in effect;

(11) Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

4. The application for a Missouri lifetime or extended concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the United States Immigration and Customs Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is at least nineteen years of age or is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces;

(4) An affirmation that the applicant has not **[**pled guilty to or**]** been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of**[**, pled guilty to, or entered a plea of nolo contendere to**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or that the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state under chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury under the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for the issuance of a new permit, issuance of a new permit due to change of name or address, renewal of an extended permit, or for a lost or destroyed permit, or reactivation under subsection 2 of this section.

5. An application for a Missouri lifetime or extended concealed carry permit shall be made to the sheriff of the county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 3 of this section. In addition to the completed application, the applicant for a Missouri lifetime or extended concealed carry permit shall also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 12 of this section.

6. (1) Before an application for a Missouri lifetime or extended concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification. No biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a Missouri lifetime or extended concealed carry permit. Upon receipt of the completed report from the National Instant Criminal Background Check System, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a Missouri lifetime or extended concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a Missouri lifetime or extended concealed carry permit issued under this section, provided that it shall not serve as an alternative to a national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the permit under subsection 7 or 8 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be prescribed in a manner consistent to the denial and review of an application under subsection 7 of this section.

7. The sheriff may refuse to approve an application for a Missouri lifetime or extended concealed carry permit if he or she determines that any of the requirements specified in subsection 3 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered

a false statement regarding any of the provisions of sections 571.205 to 571.230. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial under section 571.220. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial under section 571.220.

8. If the application is approved, the sheriff shall issue a Missouri lifetime or extended concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the Missouri lifetime or extended concealed carry permit in the presence of the sheriff or his or her designee.

9. The Missouri lifetime or extended concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance;

(4) A clear statement indicating that the permit is only valid within the state of Missouri; and

(5) If the permit is a Missouri extended concealed carry permit, the expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

10. (1) The sheriff shall keep a record of all applications for a Missouri lifetime or extended concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year.

(2) The sheriff shall report the issuance of a Missouri lifetime or extended concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.205 to 571.230. An applicant's status as a holder of a Missouri lifetime or extended concealed carry permit or provisional permit shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

11. Information regarding any holder of a Missouri lifetime or extended concealed carry permit is a

closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof.

12. For processing an application, the sheriff in each county shall charge a nonrefundable fee not to exceed:

(1) Two hundred dollars for a new Missouri extended concealed carry permit that is valid for ten years from the date of issuance or renewal;

(2) Two hundred fifty dollars for a new Missouri extended concealed carry permit that is valid for twenty-five years from the date of issuance or renewal;

(3) Fifty dollars for a renewal of a Missouri extended concealed carry permit;

(4) Five hundred dollars for a Missouri lifetime concealed carry permit,

which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 13, Section 160.565, Line 71, by inserting after all of the said section and line the following:

"160.665. 1. Any school district within the state may designate one or more elementary or secondary school teachers **[**or**],** administrators**, or other designated school personnel** as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the teacher **[**or**],** administrator**, or other designated school personnel**. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection officer shall not be permitted to allow any firearm or device out of **[**his or her**]** **the officer's** personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

4. Upon detention of a person under subsection 3 of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

5. Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

6. Any teacher **[**or**],** administrator**, or other designated school personnel** of an elementary or secondary school who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the superintendent of the school district **[**which**] that** employs **[**him or her**] such individual** as a teacher **[**or**],** administrator**, or other designated school personnel**. Along with this request, any teacher **[**or**],** administrator**, or other designated school personnel** seeking to carry a concealed firearm on school property shall also submit proof that **[**he or she**] such individual** has a valid concealed carry endorsement or permit, and all teachers **[**and**],** administrators**, and other designated school personnel** seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

7. No school district may designate a teacher **[**or**],** administrator**, or other designated school personnel** as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

8. **(1)** Any school district that designates a teacher **[**or**],** administrator**, or other designated school personnel** as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

[(1)**] (a)** The full name, date of birth, and address of the officer;

[(2)**] (b)** The name of the school district; and

[(3)**] (c)** The date such person was designated as a school protection officer.

(2) Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

9. A school district may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school district shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

10. The director of the department of public safety shall maintain a listing of all persons designated by school districts as school protection officers and shall make this list available to all law enforcement agencies.

11. Before a school district may designate a teacher **[**or**],** administrator**, or other designated school personnel** as a school protection officer, the school board shall hold a public hearing on whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district is located. The board may determine at a closed meeting, as "closed meeting" is defined under section 610.010, whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device."; and

Further amend said bill, Page 96, Section 304.060, Line 44, by inserting after all of the said section and line the following:

"571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about **[**his or her**]** **the individual's** person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body **of** which **[**he or she**]** **such individual** is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under

section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher **[**or**],** administrator**, or other designated school personnel** of an elementary or secondary school who has been designated by **[**his or her**] such individual's** school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or

manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and **[**his or her**]** **such individual's** permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have **[**his or her**]** **such individual's** concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement

issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify the licensee that **[**he or she**] the licensee** must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing.

571.215. 1. A Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 shall authorize the person in whose name the permit is issued to carry concealed firearms on or about **[**his or her**] the individual's** person or vehicle throughout the state. No Missouri lifetime or extended concealed carry permit shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries, or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule under subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule under subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government, or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid Missouri lifetime or extended concealed carry permit from carrying a concealed firearm at a meeting of the body **of** which **[**he or she**] such individual** is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not

removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid Missouri lifetime or extended concealed carry permit, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county, or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit holders in that portion of a building owned, leased, or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule, or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule, or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule, or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule, or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a Missouri lifetime or extended concealed carry permit to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the Missouri lifetime or extended concealed carry permit is a teacher **[**or**],** administrator**, or other designated school personnel** of an elementary or secondary school who has been designated by **[**his or her**]** **such individual's** school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a Missouri lifetime or extended concealed carry permit;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager under rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a Missouri lifetime or extended concealed carry permit from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a Missouri lifetime or extended concealed carry permit shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and **[**his or her**]** **such individual's** permit to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have **[**his or her**]** **such**

individual's Missouri lifetime or extended concealed carry permit revoked and such person shall not be eligible for a Missouri lifetime or extended concealed carry permit or a concealed carry permit issued under sections 571.101 to 571.121 for a period of three years. Upon conviction of charges arising from a citation issued under this subsection, the court shall notify the sheriff of the county which issued the Missouri lifetime or extended concealed carry permit. The sheriff shall suspend or revoke the Missouri lifetime or extended concealed carry permit.

590.010. As used in this chapter, the following terms mean:

(1) "Commission", when not obviously referring to the POST commission, means a grant of authority to act as a peace officer;

(2) "Director", the director of the Missouri department of public safety or **[**his or her**]** **the director's** designated agent or representative;

(3) "Peace officer", a law enforcement officer of the state or any political subdivision of the state with the power of arrest for a violation of the criminal code or declared or deemed to be a peace officer by state statute;

(4) "POST commission", the peace officer standards and training commission;

(5) "Reserve peace officer", a peace officer who regularly works less than thirty hours per week;

(6) "School protection officer", an elementary or secondary school teacher **[**or**],** administrator**, or other designated school personnel** who has been designated as a school protection officer by a school district.

590.205. 1. The POST commission shall establish minimum standards for school protection officer training instructors, training centers, and training programs.

2. The director shall develop and maintain a list of approved school protection officer training instructors, training centers, and training programs. The director shall not place any instructor, training center, or training program on its approved list unless such instructor, training center, or training program meets all of the POST commission requirements under this section and section 590.200. The director shall make this approved list available to every school district in the state. The required training to become a school protection officer shall be provided by those firearm instructors, private and public, who have successfully completed a department of public safety POST certified law enforcement firearms instructor school.

3. Each person seeking entrance into a school protection officer training center or training program shall submit a fingerprint card and authorization for a criminal history background check to include the records of the Federal Bureau of Investigation to the training center or training program where such person is seeking entrance. The training center or training program shall cause a criminal history background check to be made and shall cause the resulting report to be forwarded to the school district where the elementary **or secondary** school teacher **[**or**],** administrator**, or other designated school personnel** is seeking to be designated as a school protection officer.

4. No person shall be admitted to a school protection officer training center or training program unless such person submits proof to the training center or training program that **[**he or she**]** **such individual** has a valid concealed carry endorsement or permit.

5. A certificate of school protection officer training program completion may be issued to any applicant

by any approved school protection officer training instructor. On the certificate of program completion the approved school protection officer training instructor shall affirm that the individual receiving instruction has taken and passed a school protection officer training program that meets the requirements of this section and section 590.200 and indicate whether the individual has a valid concealed carry endorsement or permit. The instructor shall also provide a copy of such certificate to the director of the department of public safety."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 74, Section 170.018, Line 142, by inserting after all of said section and line the following:

"**170.024. 1. This section shall be known and may be cited as the "Show-Me Digital Health Act".**

2. The department of elementary and secondary education shall develop a curriculum containing at least one unit of instruction studying the responsible use of social media. The department shall make such curriculum available to school districts beginning in the 2024-25 school year.

3. The curriculum developed under subsection 2 of this section shall provide students with the following information:

(1) The purpose and acceptable use of various social media platforms;

(2) Social media behavior that ensures cyber safety, cybersecurity, and cyber ethics;

(3) The potential negative consequences of failing to use various social media platforms responsibly, such as cyberbullying;

(4) The ability to access, analyze, evaluate, create, and act on all forms of digital and written communications;

(5) Digital ethics, etiquette, respectful discourse with people who have differing opinions, safety, security, digital footprints, and the identification of rhetoric that incites violence;

(6) Cyberbullying prevention and response;

(7) The significance of algorithms;

(8) Ways to identify online misinformation;

(9) A general knowledge of the economic structure of the digital landscape; and

(10) The importance of the right to freedom of speech contained in the Bill of Rights of the Constitution of the United States including, but not limited to:

(a) The central role that the right to freedom of speech has in the history of the United States; and

(b) The applicability of protections for freedom of speech for online interaction in school settings that the department of elementary and secondary education shall provide to school districts.

4. The curriculum developed under subsection 2 of this section shall provide school districts with samples of learning activities, resources, and training that promote critical thinking and the skills

necessary to evaluate all forms of media.

5. Each school district shall adopt the curriculum provided by the department of elementary and secondary education under subsection 2 of this section or a substantially similar curriculum beginning in the 2024-25 school year for grades three to twelve. Each school district shall determine the minimum amount of instruction time that qualifies as a unit of instruction satisfying the requirements of this subsection.

6. Each school district shall provide a plan of professional development for teachers to ensure such teachers are adequately prepared to provide the instruction required under this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 75, Section 170.025, Line 15, by inserting after all of the said section and line the following:

"**170.027. 1. As used in this section, "driver education instruction and training" means instruction and training that offers instruction in the use and operation of motor vehicles including, but not limited to, instruction in the safe operation of motor vehicles and rules of the road and the laws of this state relating to motor vehicles.**

2. The state board of education shall develop and recommend a program of driver education instruction and training to be offered as part of the one-half unit of credit in health education in each public school district and charter school offering courses to pupils in grades ten to twelve. The board shall make such driver education instruction and training available for the 2023-24 school year and all subsequent school years. Each public school district and charter school shall offer such instruction and training or a substantially similar program of driver education instruction and training to pupils in grades ten to twelve in the 2023-24 school year and all subsequent school years.

3. The driver education instruction and training required under this section shall:

(1) Instruct pupils about the operation of motor vehicles;

(2) Emphasize the development of knowledge, attitudes, habits, and skills necessary for the safe operation of motor vehicles;

(3) Provide instruction on distracted driving as a major traffic safety issue;

(4) Provide instruction on special hazards existing at emergency situations and required safety and driving precautions that shall be observed in such situations and at highway construction and maintenance zones, railroad crossings, and the approaches thereto;

(5) Provide instruction concerning law enforcement procedures for traffic stops, including a demonstration of the proper actions to be taken during a traffic stop and appropriate interactions with law enforcement; and

(6) Provide such other instruction developed by the state board of education in conjunction with the department of transportation and the Missouri state highway patrol that is deemed necessary to instruct pupils on the operation and equipment of motor vehicles.

4. (1) The driver education instruction and training required under this section shall not require any pupil to physically operate a motor vehicle as part of such instruction and training.

(2) This section shall not be construed to prohibit any public school district or charter school from offering an elective driver education course that is different from the driver education instruction and training required under this section.

5. The state board of education may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Pages 21 to 23, Section 161.854, Lines 1 to 54, by deleting all of the said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 1, Section A, Line 12, by inserting after all of the said section and line the following:

"9.138. The governor shall annually issue a proclamation setting apart the first week of March as "[Math, Engineering, Technology and Science (METS) Week] **Science, Technology, Engineering, and Math (STEM) Week**", and recommending to the people of the state that the week be appropriately observed through activities that will result in an increased awareness of the importance of advancing community interest in [math, engineering, technology, and science] **science, technology, engineering, and math** programs, and promote [METS] **STEM** careers statewide in order to advance Missouri's workforce. The proclamation shall also recommend that the week be observed with appropriate activities in public schools. Public and private involvement in [METS] **STEM** week demonstrates that fostering and encouraging interest in the sciences is a major factor in determining growth and success in school and will help students develop a focus on technology-based careers after graduation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 11

Amend House Amendment No. 11 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 1, Line 1, by inserting after the number "662," the following:

"Page 21, Section 161.700, Lines 20-22, by deleting all of said lines and inserting in lieu thereof the following:

"5. The term **[**"holocaust"**] "Holocaust"** shall be defined as the **[**period from 1933 through 1945 when**]** **systematic, state-sponsored persecution and murder of** six million Jews **[**and millions of others were murdered**]** by **the** Nazi **[**Germany**]** **regime** and its **allies and** collaborators **[**as part of a structured, state-sanctioned program of genocide**]** **during the period from 1933 through 1945**."; and

Further amend said bill, page and section, Lines 32-52, by deleting said lines and inserting in lieu thereof the following:

"**(a) Information providing a historical understanding of the Holocaust to offer context for the discussion of how and why the Holocaust happened;**

(b) Participation, in person or using technology, in learning projects about the Holocaust; and

(c) The use of materials developed or supported by the Holocaust education and awareness commission, the United States Holocaust Memorial Museum, or the St. Louis Kaplan Feldman Holocaust Museum.

(3) Based on the instructional materials provided under paragraph (c) of subdivision (2) of this subsection, the department of elementary and secondary education shall develop a curriculum framework of instruction for studying the Holocaust. The department shall make such curriculum framework available to up to twenty-five school districts or schools within a district, with at least one district or school within each of the nine regional professional development centers, as defined by the department, as a pilot program in consultation with the Holocaust education and awareness commission beginning in the 2023-2024 school year.

(4) Each school district participating in the pilot program shall adopt the curriculum framework provided by the department under subdivision (3) of this subsection in the 2023-2024 school year. Each school district shall determine the minimum amount of instruction time that qualifies as a unit of instruction satisfying the requirements of this subsection.

(5) Each participating school district shall provide a plan of professional development for teachers to ensure such teachers are adequately prepared to provide the instruction required under this subsection.

(6) This subsection shall apply to schools participating in the pilot program starting in the 2023-2024 school year and the program shall be expanded in all subsequent school years, with all school districts participating by the 2025-2026 school year.

(7) The department shall provide for a program evaluation regarding the success and impact of the pilot program upon completion of the first year of the pilot program and shall report the results of such evaluation to the general assembly. The department may consult with organizations including but not limited to the Holocaust education and awareness commission, the United States Holocaust Museum, or the St. Louis Kaplan Feldman Holocaust Museum to develop the evaluation."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 40, Section 163.016, Line 28, by inserting after said section and line the following:

"166.700. As used in sections 166.700 to 166.720, the following terms mean:

(1) "Curriculum", a complete course of study for a particular content area or grade level, including any supplemental materials;

(2) "District", the same meaning as used in section 160.011;

(3) "Educational assistance organization", the same meaning as used in section 135.712;

(4) "Parent", the same meaning as used in section 135.712;

(5) "Private school", a school that is not a part of the public school system of the state of Missouri and that charges tuition for the rendering of elementary or secondary educational services;

(6) "Program", the same meaning as used in section 135.712;

(7) "Qualified school", [a home school as defined in section 167.031 or] any of the following entities that is incorporated in Missouri and that does not discriminate on the basis of race, color, or national origin:

(a) A charter school as defined in section 160.400;

(b) A private school;

(c) A public school as defined in section 160.011; or

(d) A public or private virtual school;

(8) "Qualified student", any elementary or secondary school student who is a resident of this state and resides in any county with a charter form of government or any city with at least thirty thousand inhabitants who:

(a) Has an approved "individualized education plan" (IEP) developed under the federal Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400, et seq., as amended; or

(b) Is a member of a household whose total annual income does not exceed an amount equal to two hundred percent of the income standard used to qualify for free and reduced price lunches, and meets at least one of the following qualifications:

a. Attended a public school as a full-time student for at least one semester during the previous twelve months; or

b. Is a child who is eligible to begin kindergarten or first grade under sections 160.051 to 160.055.

166.705. 1. A parent of a qualified student may establish a Missouri empowerment scholarship account for the student by entering into a written agreement with an educational assistance organization. The agreement shall provide that:

(1) The qualified student shall enroll in a qualified school and receive an education in at least the

subjects of English language arts, mathematics, social studies, and science;

(2) Except for a qualified student who is in the custody of the state, the qualified student shall not be enrolled in a public school operated by, or a charter school located within, the qualified student's district of residence and shall release the district of residence from all obligations to educate the qualified student while the qualified student is enrolled in the program. This subdivision shall not be construed to relieve the student's district of residence from the obligation to conduct an evaluation for disabilities;

(3) The qualified student shall receive a grant, in the form of moneys deposited in accordance with section 135.714, in the qualified student's Missouri empowerment scholarship account;

(4) The moneys deposited in the qualified student's Missouri empowerment scholarship account shall be used only for the following expenses of the qualified student:

(a) Tuition or fees at a qualified school;

(b) Textbooks required by a qualified school;

(c) Educational therapies or services from a licensed or accredited practitioner or provider including, but not limited to, licensed or accredited paraprofessionals or educational aides;

(d) Tutoring services;

(e) Curriculum;

(f) Tuition or fees for a private virtual school;

(g) Fees for a nationally standardized norm-referenced achievement test, advanced placement examinations, international baccalaureate examinations, or any examinations related to college or university admission;

(h) Fees for management of the Missouri empowerment scholarship account by firms selected by the educational assistance organization;

(i) Services provided by a public school including, but not limited to, individual classes and extracurricular programs;

(j) Computer hardware or other technological devices that are used to help meet the qualified student's educational needs and that are approved by an educational assistance organization;

(k) Fees for summer education programs and specialized after-school education programs;

(l) Transportation costs for mileage to and from a qualified school; and

(5) Moneys deposited in the qualified student's Missouri empowerment scholarship account shall not be used for the following:

(a) Consumable educational supplies including, but not limited to, paper, pens, pencils, or markers;

(b) Tuition at a private school located outside of the state of Missouri; and

(c) Payments or reimbursements to any person related within the third degree of consanguinity or affinity to a qualified student.

2. Missouri empowerment scholarship accounts are renewable on an annual basis upon request of the

parent of a qualified student. Notwithstanding any changes to the qualified student's multidisciplinary evaluation team plan, a student who has previously qualified for a Missouri empowerment scholarship account shall remain eligible to apply for renewal until the student completes high school and submits scores to the state treasurer from a nationally standardized norm-referenced achievement test, advanced placement examination, international baccalaureate examination, or any examination related to college or university admission purchased with Missouri empowerment scholarship account funds.

3. [A signed agreement under this section shall satisfy the compulsory school attendance requirements of section 167.031.

4.] A qualified school or a provider of services purchased under this section shall not share, refund, or rebate any Missouri empowerment scholarship account moneys with the parent or qualified student in any manner.

[5] **4**. If a qualified student withdraws from the program by enrolling in a school other than a qualified school or is disqualified from the program under the provisions of section 166.710, the qualified student's Missouri empowerment scholarship account shall be closed and any remaining funds shall be returned to the educational assistance organization for redistribution to other qualified students. Under such circumstances, the obligation to provide an education for such student shall transfer back to the student's district of residence.

[6] **5**. Any funds remaining in a qualified student's Missouri empowerment scholarship account at the end of a school year shall remain in the account and shall not be returned to the educational assistance organization. Any funds remaining in a qualified student's Missouri empowerment scholarship account upon graduation from a qualified school shall be returned to the educational assistance organization for redistribution to other qualified students.

[7] **6**. Moneys received under sections 166.700 to 166.720 shall not constitute Missouri taxable income to the parent of the qualified student."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 24, Section 161.1050, Line 32, by inserting after all of the said section and line the following:

"**162.005. 1. As used in this section, "school board" means a special administrative board or any other form of governance appointed under section 162.081; a board of directors established under section 162.471; a board of education established under section 162.261, 162.571, or 162.855; the governing board of a charter school established under section 160.400; and any other form of governance over a school district established under state law.**

2. Before July 1, 2023, each school board shall adopt a school board meeting speaker policy to ensure that the requirements listed in this subsection are followed at each school board meeting:

(1) Each school board shall designate a time for public comment at the beginning of each regular public meeting of the school board. Such public comment period shall be available to residents of the district and shall be subject to reasonable rules requiring decorum and civility in the meeting space;

(2) A school board may set a time limit on any individual who desires to speak at a school board meeting. Each such time limit shall designate not less than three minutes per speaker. The school board may limit the public comment period to one hour of actual testimony or twenty speakers, whichever is less based on the number of minutes designated per speaker. If the time designated for the public comment period expires and additional speakers were not afforded the time to speak, such additional speakers shall have the first opportunity to speak at the public comment period of the next regular public meeting of the school board and the school board shall provide an alternate method of communicating such additional speakers' concerns to the school board;

(3) Each school board shall determine specific identifying information each individual desiring to speak shall provide to the school board before speaking;

(4) Each school board may determine that particular issues are inappropriate for individuals to speak about during such public comment period including, but not limited to, personnel issues and litigation issues. Any guideline prohibiting particular issues from being addressed during such public comment period shall be made available to the public in writing before each public comment period begins;

(5) No school board shall ban an individual from attending or remove an individual from participating in a school board meeting unless such individual is banned or removed because such individual commits the offense of peace disturbance as provided in section 574.010, has previously been removed from a school board meeting and issued a summons for the offense of peace disturbance under section 574.010, or is prohibited from being on school property under state law; and

(6) Each school board shall provide a method for an individual who is unable to attend the public comment period of a school board meeting to submit a written statement. Any such written statement submitted before the beginning of the school board meeting shall be provided to the school board and made available to all individuals attending such meeting and to the public upon request unless such written statement violates the policies or rules established for the public comment period.

3. If multiple speakers desire to speak on the same issue during the public comment period, the school board may suggest that the speakers select one individual to present comments on behalf of all such speakers.

4. Parents may bring a civil action for injunctive relief against the school district or public school in which their child is enrolled if such school district or public school violates this section. Such action shall be brought in the county where the violation occurred. If a court finds that the school district or public school has knowingly engaged in multiple or repeated violations of this section, the department of elementary and secondary education shall withhold all moneys provided by monthly distribution of state formula funding to such school district or public school until such school district or public school is in compliance with this section. After the school district or public school provides evidence that such school district or public school is in compliance with this section, the department shall restore the distribution of the funding to its original amount before the distribution was withheld. Any moneys that were withheld under this subsection shall be released to such school district or public school only if such school district or public school establishes compliance with this section in the same school year in which the department withheld such moneys."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 88, Section 173.1200, Line 45, by inserting after all of the said section and line the following:

"**173.1352. 1. As used in this section, the following terms mean:**

(1) "Advanced placement examination", any examination administered through the College Board's Advanced Placement Program (AP);

(2) "Institution", any in-state public community college, college, or university that offers postsecondary freshman-level courses.

2. (1) Each institution shall adopt and implement a policy to grant undergraduate course credit to entering freshman students for each advanced placement examination upon which such student achieves a score of three or higher for any similarly correlated course offered by the institution at the time of such student's acceptance into the institution.

(2) In the policy, the institution shall:

(a) Establish the institution's conditions for granting course credit; and

(b) Identify the specific course credit or other academic requirements of the institution, including the number of semester credit hours or other course credit, that the institution will grant to a student who achieves required scores on advanced placement examinations.

3. On request of an applicant for admission as an entering freshman, and based on information provided by the applicant, an institution shall determine and notify the applicant regarding:

(1) The amount and type of any course credit that would be granted to the applicant under the policy; and

(2) Any other academic requirement that the applicant would satisfy under the policy."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 69, Section 168.515, Line 33, by inserting after all of the said section and line the following:

"169.560. 1. Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity for an employer included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the employer's salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the employer does not utilize a salary schedule, or if the position in question is not subject to the employer's salary schedule, a retiree employed in accordance with the provisions of this subsection may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously

exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position by the employer that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this subsection shall apply to any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work for an employer included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the employer, the third-party employer, the independent contractor, and the retiree subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this subsection.

2. Notwithstanding any other provision of this section, any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141, other than for disability, may be employed by an employer included in the retirement system created by those sections in a position that does not normally require a person employed in that position to be duly certificated under the laws governing the certification of teachers in Missouri, and through such employment may earn up to **[**sixty percent of the minimum teacher's salary as set forth in section 163.172**]** **the annual earnings exemption amount applicable to a Social Security recipient before the calendar year of attainment of full retirement age under 20 CFR 404.430**, without a discontinuance of the person's retirement allowance **from the retirement system. The Social Security annual earnings exemption amount applied shall be the exemption amount in effect for the calendar year in which the school year begins**. Such person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment, and such person shall not earn membership service for such employment. The employer's contribution rate shall be paid by the hiring employer into the public education employee retirement system established by sections 169.600 to 169.715. If such a person is employed in any capacity by an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements. The provisions of this subsection shall not apply to any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141 employed by a public community college."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 15

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 48, Section 167.268, Line 28, by inserting after all of said section and line the following:

"**167.625. 1. This section shall be known and may be cited as "Will's Law".**

2. As used in this section, the following terms mean:

(1) "Individualized emergency health care plan", a document developed by a school nurse, in consultation with a student's parent and other appropriate medical professionals, that is consistent with the recommendations of the student's health care providers, that describes procedural guidelines that provide specific directions about what to do in a particular emergency situation, and that is signed by the parent and the school nurse or the school administrator or the administrator's designee in the absence of the school nurse;

(2) "Individualized health care plan", a document developed by a school nurse, in consultation with a student's parent and other appropriate medical professionals who may be providing epilepsy or seizure disorder care to the student, that is consistent with the recommendations of the student's health care providers, that describes the health services needed by the student at school, and that is signed by the parent and the school nurse or the school administrator or the administrator's designee in the absence of the school nurse;

(3) "Parent", a parent, guardian, or other person having charge, control, or custody of a student;

(4) "School", any public elementary or secondary school or charter school;

(5) "School employee", a person employed by a school;

(6) "Student", a student who has epilepsy or a seizure disorder and who attends a school.

3. (1) The parent of a student who seeks epilepsy or seizure disorder care while at school shall inform the school nurse or the school administrator or the administrator's designee in the absence of the school nurse. The school nurse shall develop an individualized health care plan and an individualized emergency health care plan for the student. The parent of the student shall annually provide to the school written authorization for the provision of epilepsy or seizure disorder care as described in the individualized plans.

(2) The individualized plans developed under subdivision (1) of this subsection shall be updated by the school nurse before the beginning of each school year and as necessary if there is a change in the health status of the student.

(3) Each individualized health care plan shall, and each individualized emergency health care plan may, include but not be limited to the following information:

(a) A notice about the student's condition for all school employees who interact with the student;

(b) Written orders from the student's physician or advanced practice nurse describing the epilepsy or seizure disorder care;

(c) The symptoms of the epilepsy or seizure disorder for that particular student and recommended care;

(d) Whether the student may fully participate in exercise and sports, and any contraindications to exercise or accommodations that shall be made for that particular student;

(e) Accommodations for school trips, after-school activities, class parties, and other school-related activities;

(f) Information for such school employees about how to recognize and provide care for epilepsy and seizure disorders, epilepsy and seizure disorder first aid training, when to call for assistance, emergency contact information, and parent contact information;

(g) Medical and treatment issues that may affect the educational process of the student;

(h) The student's ability to manage, and the student's level of understanding of, the student's epilepsy or seizure disorder; and

(i) How to maintain communication with the student, the student's parent and health care team, the school nurse or the school administrator or the administrator's designee in the absence of the school nurse, and the school employees.

4. (1) The school nurse assigned to a particular school or the school administrator or the administrator's designee in the absence of the school nurse shall coordinate the provision of epilepsy and seizure disorder care at that school and ensure that all school employees are trained every two years in the care of students with epilepsy and seizure disorders including, but not limited to, school employees working with school-sponsored programs outside of the regular school day, as provided in the student's individualized plans.

(2) The training required under subdivision (1) of this subsection shall include an online or in-person course of instruction approved by the department of health and senior services that is provided by a reputable, local, Missouri-based health care or nonprofit organization that supports the welfare of individuals with epilepsy and seizure disorders.

5. The school nurse or the school administrator or the administrator's designee in the absence of the school nurse shall obtain a release from a student's parent to authorize the sharing of medical information between the student's physician or advanced practice nurse and other health care providers. The release shall also authorize the school nurse or the school administrator or the administrator's designee in the absence of the school nurse to share medical information with other school employees in the school district as necessary. No sharing of information under this subsection shall be construed to be a violation of the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA) (Pub. L. 104-191), as amended, if a student's parent has provided a release under this subsection.

6. No school employee including, but not limited to, a school nurse, a school bus driver, a school bus aide, or any other officer or agent of a school shall be held liable for any good faith act or omission consistent with the provisions of this section, nor shall an action before the state board of nursing lie against a school nurse for any such action taken by a school employee trained in good faith by the school nurse under this section. "Good faith" shall not be construed to include willful misconduct, gross negligence, or recklessness."; and

Further amend said bill, Page 96, Section B, Line 2, by deleting the phrase "and increase the number of substitute teachers"; and

Further amend said bill, page, and section, Lines 3 and 5, by deleting each occurence of the phrase "section 168.036" and inserting in lieu thereof the phrase "sections 167.625 and 168.036"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 16

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 69, Section 168.515, Line 33, by inserting after all of the said section and line the following:

"169.070. 1. The retirement allowance of a member whose age at retirement is sixty years or more and whose creditable service is five years or more, or whose sum of age and creditable service equals eighty years or more, or who has attained age fifty-five and whose creditable service is twenty-five years or more or whose creditable service is thirty years or more regardless of age, may be the sum of the following items, not to exceed one hundred percent of the member's final average salary:

(1) Two and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years.

In lieu of the retirement allowance otherwise provided in subdivisions (1) and (2) of this subsection, a member may elect to receive a retirement allowance of:

(3) Two and four-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-nine years or more but less than thirty years, and the member has not attained age fifty-five;

(4) Two and thirty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-eight years or more but less than twenty-nine years, and the member has not attained age fifty-five;

(5) Two and three-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-seven years or more but less than twenty-eight years, and the member has not attained age fifty-five;

(6) Two and twenty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-six years or more but less than twenty-seven years, and the member has not attained age fifty-five;

(7) Two and two-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-five years or more but less than twenty-six years, and the member has not attained age fifty-five;

(8) **[**Between July 1, 2001, and July 1, 2014,**]** Two and fifty-five hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is **[**thirty-one**]** **thirty-two** years or more regardless of age.

2. In lieu of the retirement allowance provided in subsection 1 of this section, a member whose age is sixty years or more on September 28, 1975, may elect to have the member's retirement allowance calculated

as a sum of the following items:

(1) Sixty cents plus one and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years;

(3) Three-fourths of one percent of the sum of subdivisions (1) and (2) of this subsection for each month of attained age in excess of sixty years but not in excess of age sixty-five.

3. (1) In lieu of the retirement allowance provided either in subsection 1 or 2 of this section, collectively called "option 1", a member whose creditable service is twenty-five years or more or who has attained the age of fifty-five with five or more years of creditable service may elect in the member's application for retirement to receive the actuarial equivalent of the member's retirement allowance in reduced monthly payments for life during retirement with the provision that:

Option 2.

Upon the member's death the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member as the member shall have nominated in the member's election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the retired member elected option 1; or

Option 3.

Upon the death of the member three-fourths of the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 4.

Upon the death of the member one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance shall be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 5.

Upon the death of the member prior to the member having received one hundred twenty monthly payments of the member's reduced allowance, the remainder of the one hundred twenty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the one hundred twenty monthly payments, the total of the remainder of such one hundred twenty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the one hundred twenty

payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum; or

Option 6.

Upon the death of the member prior to the member having received sixty monthly payments of the member's reduced allowance, the remainder of the sixty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the sixty monthly payments, the total of the remainder of such sixty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the sixty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum.

(2) The election of an option may be made only in the application for retirement and such application must be filed prior to the date on which the retirement of the member is to be effective. If either the member or the person nominated to receive the survivorship payments dies before the effective date of retirement, the option shall not be effective, provided that:

(a) If the member or a person retired on disability retirement dies after acquiring twenty-five or more years of creditable service or after attaining the age of fifty-five years and acquiring five or more years of creditable service and before retirement, except retirement with disability benefits, and the person named by the member as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either survivorship benefits under option 2 or a payment of the accumulated contributions of the member. If survivorship benefits under option 2 are elected and the member at the time of death would have been eligible to receive an actuarial equivalent of the member's retirement allowance, the designated beneficiary may further elect to defer the option 2 payments until the date the member would have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section;

(b) If the member or a person retired on disability retirement dies before attaining age fifty-five but after acquiring five but fewer than twenty-five years of creditable service, and the person named as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either a payment of the member's accumulated contributions, or survivorship benefits under option 2 to begin on the date the member would first have been eligible to receive an actuarial equivalent of the member's retirement allowance, or to begin on the date the member would first have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section.

4. If the total of the retirement or disability allowance paid to an individual before the death of the individual is less than the accumulated contributions at the time of retirement, the difference shall be paid to the beneficiary of the individual, or to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the individual in that order of precedence. If an optional benefit as provided in option 2, 3 or 4 in subsection 3 of this section had been elected, and the beneficiary dies after receiving the optional benefit, and if the total retirement allowance paid to the retired individual and the beneficiary of the retired individual is less than the total of the contributions, the difference shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of

the beneficiary, in that order of precedence, unless the retired individual designates a different recipient with the board at or after retirement.

5. If a member dies and his or her financial institution is unable to accept the final payment or payments due to the member, the final payment or payments shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated. If the beneficiary of a deceased member dies and his or her financial institution is unable to accept the final payment or payments, the final payment or payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated.

6. If a member dies before receiving a retirement allowance, the member's accumulated contributions at the time of the death of the member shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or to the estate of the member, in that order of precedence; except that, no such payment shall be made if the beneficiary elects option 2 in subsection 3 of this section, unless the beneficiary dies before having received benefits pursuant to that subsection equal to the accumulated contributions of the member, in which case the amount of accumulated contributions in excess of the total benefits paid pursuant to that subsection shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence.

7. If a member ceases to be a public school employee as herein defined and certifies to the board of trustees that such cessation is permanent, or if the membership of the person is otherwise terminated, the member shall be paid the member's accumulated contributions with interest.

8. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, if a member ceases to be a public school employee after acquiring five or more years of membership service in Missouri, the member may at the option of the member leave the member's contributions with the retirement system and claim a retirement allowance any time after reaching the minimum age for voluntary retirement. When the member's claim is presented to the board, the member shall be granted an allowance as provided in sections 169.010 to 169.141 on the basis of the member's age, years of service, and the provisions of the law in effect at the time the member requests the member's retirement to become effective.

9. The retirement allowance of a member retired because of disability shall be nine-tenths of the allowance to which the member's creditable service would entitle the member if the member's age were sixty, or fifty percent of one-twelfth of the annual salary rate used in determining the member's contributions during the last school year for which the member received a year of creditable service immediately prior to the member's disability, whichever is greater, except that no such allowance shall exceed the retirement allowance to which the member would have been entitled upon retirement at age sixty if the member had continued to teach from the date of disability until age sixty at the same salary rate.

10. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, from October 13, 1961, the contribution rate pursuant to sections 169.010 to 169.141 shall be multiplied by the factor of two-thirds for any member of the system for whom federal Old Age and Survivors Insurance tax is paid from state or local tax funds on account of the member's employment entitling the person to membership in the system. The monetary benefits for a member who elected not to exercise an option to pay into the system a retroactive contribution of four percent on that part of the member's annual salary rate which was in

excess of four thousand eight hundred dollars but not in excess of eight thousand four hundred dollars for each year of employment in a position covered by this system between July 1, 1957, and July 1, 1961, as provided in subsection 10 of this section as it appears in RSMo, 1969, shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, and prior to July 1, 1961, the benefits provided in this section as it appears in RSMo, 1959; except that if the member has at least thirty years of creditable service at retirement the member shall receive the benefit payable pursuant to that section as though the member's age were sixty-five at retirement;

(4) For years of membership service after July 1, 1961, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

11. The monetary benefits for each other member for whom federal Old Age and Survivors Insurance tax is or was paid at any time from state or local funds on account of the member's employment entitling the member to membership in the system shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

12. Any retired member of the system who was retired prior to September 1, 1972, or beneficiary receiving payments under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 1, 1972, will be eligible to receive an increase in the retirement allowance of the member of two percent for each year, or major fraction of more than one-half of a year, which the retired member has been retired prior to July 1, 1975. This increased amount shall be payable commencing with January, 1976, and shall thereafter be referred to as the member's retirement allowance. The increase provided for in this subsection shall not affect the retired member's eligibility for compensation provided for in section **[**169.580 or**]** 169.585, nor shall the amount being paid pursuant to these sections be reduced because of any increases provided for in this section.

13. If the board of trustees determines that the cost of living, as measured by generally accepted standards, increases two percent or more in the preceding fiscal year, the board shall increase the retirement allowances which the retired members or beneficiaries are receiving by two percent of the amount being received by the retired member or the beneficiary at the time the annual increase is granted by the board with the provision that the increases provided for in this subsection shall not become effective until the fourth January first following the member's retirement or January 1, 1977, whichever later occurs, or in the case of any member retiring on or after July 1, 2000, the increase provided for in this subsection shall not become effective until the third January first following the member's retirement, or in the case of any member retiring on or after July 1, 2001, the increase provided for in this subsection shall not become

effective until the second January first following the member's retirement. Commencing with January 1, 1992, if the board of trustees determines that the cost of living has increased five percent or more in the preceding fiscal year, the board shall increase the retirement allowances by five percent. The total of the increases granted to a retired member or the beneficiary after December 31, 1976, may not exceed eighty percent of the retirement allowance established at retirement or as previously adjusted by other subsections. If the cost of living increases less than five percent, the board of trustees may determine the percentage of increase to be made in retirement allowances, but at no time can the increase exceed five percent per year. If the cost of living decreases in a fiscal year, there will be no increase in allowances for retired members on the following January first.

14. The board of trustees may reduce the amounts which have been granted as increases to a member pursuant to subsection 13 of this section if the cost of living, as determined by the board and as measured by generally accepted standards, is less than the cost of living was at the time of the first increase granted to the member; except that, the reductions shall not exceed the amount of increases which have been made to the member's allowance after December 31, 1976.

15. Any application for retirement shall include a sworn statement by the member certifying that the spouse of the member at the time the application was completed was aware of the application and the plan of retirement elected in the application.

16. Notwithstanding any other provision of law, any person retired prior to September 28, 1983, who is receiving a reduced retirement allowance under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 28, 1983, and whose beneficiary nominated to receive continued retirement allowance payments under the elected option dies or has died, shall upon application to the board of trustees have his or her retirement allowance increased to the amount he or she would have been receiving had the option not been elected, actuarially adjusted to recognize any excessive benefits which would have been paid to him or her up to the time of application.

17. Benefits paid pursuant to the provisions of the public school retirement system of Missouri shall not exceed the limitations of Section 415 of Title 26 of the United States Code except as provided pursuant to this subsection. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan pursuant to Section 415(m) of Title 26 of the United States Code. Such plan shall be created solely for the purpose described in Section 415(m)(3)(A) of Title 26 of the United States Code. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

18. Notwithstanding any other provision of law to the contrary, any person retired before, on, or after May 26, 1994, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive an amount based on the person's years of service so that the total amount received pursuant to sections 169.010 to 169.141 shall be at least the minimum amounts specified in subdivisions (1) to (4) of this subsection. In determining the minimum amount to be received, the amounts in subdivisions (3) and (4) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance. In determining the minimum amount to be received, beginning September 1, 1996, the amounts in subdivisions (1) and (2) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance due to election of an optional form of retirement having a continued monthly payment after the person's death. Notwithstanding any other

provision of law to the contrary, no person retired before, on, or after May 26, 1994, and no beneficiary of such a person, shall receive a retirement benefit pursuant to sections 169.010 to 169.141 based on the person's years of service less than the following amounts:

(1) Thirty or more years of service, one thousand two hundred dollars;

(2) At least twenty-five years but less than thirty years, one thousand dollars;

(3) At least twenty years but less than twenty-five years, eight hundred dollars;

(4) At least fifteen years but less than twenty years, six hundred dollars.

19. Notwithstanding any other provisions of law to the contrary, any person retired prior to May 26, 1994, and any designated beneficiary of such a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement or aging and upon request shall give written or oral opinions to the board in response to such requests. Beginning September 1, 1996, as compensation for such service, the member shall have added, pursuant to this subsection, to the member's monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. Beginning September 1, 1999, the designated beneficiary of the deceased member shall as compensation for such service have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. The total compensation provided by this section including the compensation provided by this subsection shall be used in calculating any future cost-of-living adjustments provided by subsection 13 of this section.

20. Any member who has retired prior to July 1, 1998, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive a payment equivalent to eight and seven-tenths percent of the previous month's benefit, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

21. Any member who has retired shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such request. As compensation for such duties, the beneficiary of the retired member, or, if there is no beneficiary, the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the retired member, in that order of precedence, shall receive as a part of compensation for these duties a death benefit of five thousand dollars.

22. Any member who has retired prior to July 1, 1999, and the designated beneficiary of a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to five dollars times the member's number of years of creditable service.

23. Any member who has retired prior to July 1, 2000, and the designated beneficiary of a deceased

retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a payment equivalent to three and five-tenths percent of the previous month's benefit, which shall be added to the member or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

24. Any member who has retired prior to July 1, 2001, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a dollar amount equal to three dollars times the member's number of years of creditable service, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 17

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 78, Section170.375, Line 8, by inserting after all of the said section and line the following:

"**170.376. The board of each school district shall require each public school in such district to conduct educational programs and activities and devote a period of time at least equal to one class period that honors the struggles and triumphs of Native Americans throughout the history of the United States. Such educational programs and activities and period of time shall take place in the month of November. The school board, in consultation with the administrators of each public school in the school district, shall determine the educational programs and activities that will be conducted to comply with the requirements of this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 18

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 13, Section 160.565, Line 71, by inserting after all of the said section and line the following:

"**160.671. 1. As used in this section, the following terms mean:**

(1) "Recreational facility", any facility in which a school safety program is offered to students of a school district, or any community center;

(2) "School safety program", any public or nonprofit after-school program focused on gun violence reduction in a school district, a community lacking gun violence reduction efforts, or a city not within a county.

2. (1) There is hereby created in the state treasury the "School Safety Program Fund", which shall

consist of moneys appropriated to it by the general assembly under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely as provided in this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

3. Upon appropriation, moneys in the school safety program fund shall be used to supplement, not supplant, nonlottery educational resources for a school safety program in a school district and shall be distributed to eligible programs by the department of elementary and secondary education. Moneys may be provided under this section to any program or entity that provides a school safety program in a school district including, but not limited to, any nonprofit organization that offers a school safety program or any recreational facility."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 19

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 681 & 662, Page 40, Section 163.016, Line 28, by inserting after all of said section and line the following:

"**163.063. 1. For the purpose of determining state and local funding for a child's education, if the child resides in a residential treatment facility or other facility and is unable to attend in the public school district where the child resides, either because the child may be a safety risk or the child has behavioral conditions that support the need to educate the child on such facility's site or campus and the school district uses the residential care facility to provide any portion of the child's education, the school district shall pass through to such facility at least eighty percent of any state or local moneys paid to the district on a per-pupil basis for such child in addition to any other moneys available to the school district through the department of elementary and secondary education for such child.**

2. If the school district provides a teacher or other educational resources to such residential treatment facility or other facility, the district may use moneys provided under subsection 1 of this section to offset the cost of such teacher or other educational resources that are directly attributable to such child in state custody at such facility's site or campus. Such facility shall be afforded reasonable costs associated with such child's education up to the average per-pupil cost. No such facility shall be required to offset the costs to the child's school district for the education of such child as long as such costs of education do not exceed the average per-pupil spending on an annual basis within the school district.

3. The school district shall provide an annual accounting to the residential treatment facility or other facility and shall either support or approve the facility's education plan for such child or provide for the child's education on such facility's site or campus.

4. If a child receives educational services from a residential care facility, it shall be the responsibility of the school district in which the child resides to provide for the education of the child

and ensure the child is receiving education services that are substantially similar to the curriculum and standards of the school district.

5. The provisions of this section shall not apply to school boards authorized under sections 162.670 to 162.999."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

On motion of Senator Rowden, the Senate adjourned until 11:30 a.m., Tuesday, May 3, 2022.

SENATE CALENDAR

FIFTY-EIGHTH DAY-TUESDAY, MAY 3, 2022

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704
HB 1973-Gregory (51)
HCS for HB 2140
HCS for HB 2600
HB 2439-Hovis
HB 2160-Dinkins
HB 2660-Veit
HCS for HB 2638
HCS for HB 2136
HCS for HB 1489
HS for HB 2310
HCS for HB 2177
HB 1564-Griffith

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 742-Crawford
SS for SCS for SB 741-Crawford
(In Fiscal Oversight)
SB 987-Bean

SENATE BILLS FOR PERFECTION

1. SB 1179-Hough
2. SB 994-Washington
3. SBs 961 &733-Beck, with SCS
4. SB 739-Eigel
5. SB 874-Arthur
6. SB 1040-Burlison
7. SB 1143-Brown
8. SB 685-May

9. SB 833-Luetkemeyer
10. SB 1023-Gannon
11. SB 809-Koenig, with SCS
12. SB 800-Hegeman
13. SB 958-Bean, with SCS
14. SB 694-Brattin
15. SB 1063-Crawford
16. SB 963-Brown, with SCS
17. SB 978-Eslinger, with SCS
18. SB 843-Moon, with SCS
19. SB 1178-White and Cierpiot, with SCS
20. SB 1133-White, with SCS
21. SB 684-May
22. SB 923-Brattin
23. SJRs 52 & 53-Koenig, with SCS
24. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HJR 79, with SCS (Crawford) (In Fiscal Oversight)
6. HCS for HB 1858 (Koenig) (In Fiscal Oversight)
7. HCS for HB 1472, with SCS (White) (In Fiscal Oversight)
8. HCS for HB 2168, with SCS (Crawford) (In Fiscal Oversight)
9. HB 2400-Houx (Hoskins)
10. HCS for HB 2000, with SCS (Williams)
11. HCS for HB 2587 (Hoskins) (In Fiscal Oversight)
12. HCS for HB 2485, with SCS (O'Laughlin)
13. HCS for HB 1734, with SCS (White) (In Fiscal Oversight)
14. HCS for HB 2151, with SCS (Arthur) (In Fiscal Oversight)
15. HJR 116-Schnelting (White) (In Fiscal Oversight)
16. HCS for HBs 2116, 2097, 1690 & 2221, with SCS (White) (In Fiscal Oversight)
17. HB 2090-Griffith, with SCS (Bernskoetter)
18. HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS (Luetkemeyer) (In Fiscal Oversight)
19. HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer) (In Fiscal Oversight)
20. HB 1962-Copeland (Eslinger)
21. HB 2202-Fitzwater, with SCS (Cierpiot) (In Fiscal Oversight)
22. HCS for HB 1662 (Koenig)
23. HB 1738-Dogan, with SCS (Roberts)
24. HB 2365-Shields

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter

SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 674-Hough, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 713-Razer, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 781-Moon, with SCS & SS for SCS (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1606, with SS for SCS (Eslinger)
HB 1856-Baker, with SCS (O'Laughlin)
HB 1878-Simmons, with SCS (Crawford)
HCS for HB 2005 (Bean)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SBs 681 & 662-O'Laughlin and Arthur, with HCS, as amended
SB 820-Burlison, with HCS, as amended

BILLS IN CONFERENCE AND BILLS

CARRYING REQUEST MESSAGES

In Conference

HCS for HB 1720, with SS for SCS, as amended (Bean)
HB 2149-Shields, with SS, as amended (Eslinger)
HCS for HB 3002, with SS for SCS (Hegeman)
HCS for HB 3003, with SS for SCS (Hegeman)
HCS for HB 3004, with SCS (Hegeman)
HCS for HB 3005, with SCS (Hegeman)
HCS for HB 3006, with SCS (Hegeman)
HCS for HB 3007, with SCS (Hegeman)
HCS for HB 3008, with SS for SCS (Hegeman)
HCS for HB 3009, with SCS (Hegeman)
HCS for HB 3010, with SS for SCS (Hegeman)

HCS for HB 3011, with SS for SCS (Hegeman)
HCS for HB 3012, with SS for SCS (Hegeman)
HCS for HB 3013, with SCS (Hegeman)
HCS for HB 3015, with SCS (Hegeman)

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-EIGHTH DAY—TUESDAY, MAY 3, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"While you are proclaiming peace with your lips, be careful to have it even more fully in your heart." (St. Francis of Assisi)

Heavenly Father, we know that peace within allows us to face the most stressful situations with a calm that permits us to accomplish more and communicate more effectively with those who may see things differently from us. Grant us a peace in our hearts and minds that helps us create a more tranquil senate chamber and office and home. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group and KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator Williams offered Senate Resolution No. 882, regarding Coumba Taiba Diallo, St. Louis, which was adopted.

Senator Schatz offered Senate Resolution No. 883, regarding Emma Rose Ploch, Labadie, which was adopted.

Senator Schatz offered Senate Resolution No. 884, regarding Isha Deol, Ellisville, which was adopted.

Senator Crawford offered Senate Resolution No. 885, regarding Avery Hlavacek, Lebanon, which was adopted.

Senator Riddle offered Senate Resolution No. 886, regarding Krista V. Orf, Troy, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 887, regarding Pam Rogers, Marys Home, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House Conferees are allowed to exceed the differences specific to the sunset on the tax credits in **SS** for **SCS** for **HCS** for **HB 1720**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1559**, entitled:

An Act to repeal sections 43.400, 43.401, 43.503, 210.004, 210.201, 210.203, 210.278, 210.482, 210.487, 210.762, 217.343, 217.690, 311.320, 328.075, 328.080, 329.050, 431.068, 455.010, 455.035, 455.513, 491.678, 544.671, 547.170, 565.002, 565.140, 566.020, 566.034, 566.064, 566.068, 566.071, 566.155, 568.045, 568.050, 568.065, 568.070, 572.020, 573.010, 573.090, 577.010, 577.013, 579.020, and 650.055, RSMo, and to enact in lieu thereof forty-three new sections relating to the protection of children, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **HCS** for **HB 1472**, with **SCS**; **HCS** for **HB 1734**, with **SCS**; **HCS** for **HB 2151**, with **SCS**; **HCS** for **HBs 2116**, **2097**, **1690** and **2221**, with **SCS**; and **HJR 116**, begs leave to report that it has considered the same and recommends that the bills and joint resolution do pass.

PRIVILEGED MOTIONS

Senator O'Laughlin moved that the Senate refuse to concur in **SS** for **SCS** for **SBs 681** and **662**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

THIRD READING OF SENATE BILLS

SS for **SB 742**, introduced by Senator Crawford, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 742

An Act to repeal sections 288.132, 303.025, 303.041, 319.129, 375.159, 376.380, and 379.011, RSMo, and to enact in lieu thereof thirteen new sections relating to insurance, with penalty provisions.

Was taken up.

On motion of Senator Crawford, **SS** for **SB 742** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Beck	Bernskoetter	Brown	Burlison	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senator Moon—1

Absent—Senators

Bean	Brattin	Eigel—3

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Burlison moved that the Senate refuse to concur in **SB 820**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon and allow the conferees to exceed the differences in **HA 3** and **HA 6**, as amended, which motion prevailed.

HOUSE BILLS ON THIRD READING

HB 1878, with **SCS**, introduced by Representative Simmons, entitled:

An Act to repeal section 115.427, RSMo, and to enact in lieu thereof one new section relating to elections.

Was called from the Informal Calendar and taken up by Senator Crawford.

SCS for **HB 1878**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1878

An Act to repeal sections 115.013, 115.031, 115.045, 115.051, 115.081, 115.085, 115.105, 115.123, 115.135, 115.151, 115.157, 115.160, 115.165, 115.205, 115.225, 115.237, 115.257, 115.275, 115.277, 115.279, 115.283, 115.285, 115.287, 115.291, 115.302, 115.349, 115.351, 115.417, 115.427, 115.435, 115.447, 115.652, 115.755, 115.758, 115.761, 115.765, 115.767, 115.770, 115.773, 115.776, 115.785, 115.902, 115.904, and 115.960, RSMo, and to enact in lieu thereof thirty-nine new sections relating to elections, with penalty provisions.

Was taken up.

Senator Crawford moved that **SCS** for **HB 1878** be adopted.

Senator Crawford offered **SS** for **SCS** for **HB 1878**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1878

An Act to repeal sections 115.013, 115.045, 115.051, 115.081, 115.085, 115.105, 115.123, 115.135, 115.151, 115.157, 115.160, 115.165, 115.205, 115.225, 115.237, 115.257, 115.275, 115.277, 115.279, 115.283, 115.285, 115.287, 115.291, 115.302, 115.349, 115.351, 115.417, 115.427, 115.435, 115.447, 115.652, 115.755, 115.758, 115.761, 115.765, 115.767, 115.770, 115.773, 115.776, 115.785, 115.902, 115.904, and 115.960, RSMo, and to enact in lieu thereof forty new sections relating to elections, with penalty provisions.

Senator Crawford moved that **SS** for **SCS** for **HB 1878** be adopted.

Senator Hough assumed the Chair.

Senator Burlison offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 6, Section 115.022, Line 6, by striking the following: "If there is not sufficient"; and further amend said section, lines 7-9, by striking all of said lines; and further amend said section, line 14, by inserting after all of said line the following:

"**3. For purposes of this section, "in-kind donations" shall only include:**

(1) Personal protective equipment;

(2) Water;

(3) Locations at which an election may be conducted; and

(4) Food for an election authority, staff of an election authority, election judges, watchers, and challengers."; and

Further amend said bill, page 25, section 115.225, lines 68-72, by striking all of said lines; and

Further amend said bill and section, page 26, lines 73-84, by striking all of said lines and inserting in lieu thereof the following:

"**6. (1) Each election authority that controls its own information technology department shall, once every two years, allow a cyber security review of their office by the secretary of state or alternatively by an entity that specializes in cyber security reviews. Each political subdivision that controls the information technology department for an election authority shall, once every two years, allow a cyber security review of the information technology department by the secretary of state or alternatively by an entity that specializes in cyber security reviews. The secretary of state shall, once every two years, allow a cyber security review of its office by an entity that specializes in cyber security reviews. For purposes of this section, an entity specializes in cyber security review if it employs one or more individuals who:**

(a) Have at least five years management experience in information security or five years experience as an information security analyst;

(b) Have worked in at least two of the domains listed in paragraph (c) of this subdivision that are covered in the exam required by such paragraph; and

(c) Have attained an information security certification by passing an exam that covers at least three of the following topics:

a. Information technology risk management, identification, mitigation, and compliance;

b. Information security incident management;

c. Information security program development and management;

d. Risk and control monitoring and reporting;

e. Access control systems and methodology;

f. Business continuity planning and disaster recovery planning;

g. Physical security of election authority property;

h. Networking security; or

i. Security architecture application and systems development.

(2) If an election authority or political subdivision fails to have a cyber security review as required by this subsection, the secretary of state may publish a notice of noncompliance in a newspaper within the jurisdiction of the election authority or in electronic format. The secretary of state is also authorized to withhold funds from an election authority in violation of this section unless such funding is a federal mandate or part of a federal and state agreement.

7. The secretary of state shall have authority to require cyber security testing, including penetration testing, of vendor machines, programs, and systems. Failure to participate in such testing shall result in a revocation of vendor certification. Upon notice from another jurisdiction of cyber security failures or certification withholds or revocation, the secretary of state shall have authority to revoke or withhold certification for vendors. The requirements of this section shall be subject to appropriation for the purpose of cyber security testing.

8. The secretary of state may designate an organization of which each election authority shall be a member, provided there is no membership fee and the organization provides information to increase cyber security and election integrity efforts.".

Senator Burlison moved that the above amendment be adopted.

Senator Onder offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 1, Line 14, by inserting after "challengers." the following:

"**4. The secretary of state is authorized to withhold funds from an election authority in violation of this section unless such funding is a federal mandate or part of a federal and state agreement.**".

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo offered **SA 2** to **SA 1**:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 1, Line 1, by striking the words "Line 6,"; and further amend said amendment and page, lines 2-4 by striking all of said lines and inserting in lieu thereof the following: "Line 14, by".

Senator Rizzo moved that the above amendment be adopted.

Senator Bean assumed the Chair.

At the request of Senator Burlison, **SA 1** was withdrawn, rendering **SA 1** to **SA 1** and **SA 2** to **SA 1** moot.

Senator Burlison offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 6, Section 115.022, Lines 1-2, by striking the words: "Notwithstanding any other law to the contrary" and inserting in lieu thereof the following: "**Except as provided in subsection 5 of this section**"; and further amend line 6, by striking the following: "If there is not sufficient"; and further amend said section, lines 7-9, by striking all of said lines; and further amend line 14, by inserting after all of said line the following:

"**3. For purposes of this section, "in-kind donations" shall only include:**

(1) Personal protective equipment;

(2) Water;

(3) Locations at which an election may be conducted; and

(4) Food for an election authority, staff of an election authority, election judges, watchers, and challengers.

4. The secretary of state is authorized to withhold funds from an election authority in violation of this section unless such funding is a federal mandate or part of a federal and state agreement.

5. In any even-numbered year in which the amount of state funds appropriated to proportionally compensate counties pursuant to sections 115.063 and 115.065 is less than the amount of such funds that were appropriated in the previous even-numbered year, private moneys may be received by the secretary of state to disburse to counties based on the amount of registered voters in each county. The amount of private moneys that may be received by the secretary of state shall not exceed the difference between the amount of state funds appropriated in the previous even-numbered year and the amount appropriated in the pending even-numbered year, plus ten percent of the total amount that was appropriated in the previous even-numbered year."; and

Further amend said bill, page 25, section 115.225, lines 68-72, by striking all of said lines; and

Further amend said bill and section, page 26, lines 73-84, by striking all of said lines and inserting in lieu thereof the following:

"**6. (1) Each election authority that controls its own information technology department shall, once every two years, allow a cyber security review of their office by the secretary of state or alternatively by an entity that specializes in cyber security reviews. Each political subdivision that controls the information technology department for an election authority shall, once every two years, allow a cyber security review of the information technology department by the secretary of state or alternatively by an entity that specializes in cyber security reviews. The secretary of state shall, once every two years, allow a cyber security review of its office by an entity that specializes in cyber security reviews. For purposes of this section, an entity specializes in cyber security review if it employs one or more individuals who:**

(a) Have at least five years management experience in information security or five years experience as an information security analyst;

(b) Have worked in at least two of the domains listed in paragraph (c) of this subdivision that are covered in the exam required by such paragraph; and

(c) Have attained an information security certification by passing an exam that covers at least three of the following topics:

a. Information technology risk management, identification, mitigation, and compliance;

b. Information security incident management;

c. Information security program development and management;

d. Risk and control monitoring and reporting;

e. Access control systems and methodology;

f. Business continuity planning and disaster recovery planning;

g. Physical security of election authority property;

h. Networking security; or

i. Security architecture application and systems development.

(2) If an election authority or political subdivision fails to have a cyber security review as required by this subsection, the secretary of state may publish a notice of noncompliance in a newspaper within the jurisdiction of the election authority or in electronic format. The secretary of state is also authorized to withhold funds from an election authority in violation of this section unless such funding is a federal mandate or part of a federal and state agreement.

7. The secretary of state shall have authority to require cyber security testing, including penetration testing, of vendor machines, programs, and systems. Failure to participate in such testing shall result in a revocation of vendor certification. Upon notice from another jurisdiction of cyber security failures or certification withholds or revocation, the secretary of state shall have authority to revoke or withhold certification for vendors. The requirements of this section shall be subject to appropriation for the purpose of cyber security testing.

8. The secretary of state may designate an organization of which each election authority shall be a member, provided there is no membership fee and the organization provides information to increase cyber security and election integrity efforts.".

Senator Burlison moved that the above amendment be adopted, which motion prevailed.

Senator Koenig offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 15, Section 115.151, Line 28, by inserting after all of said line the following:

"115.155. 1. The election authority shall provide for the registration of each voter. Each application shall be in substantially the following form:

APPLICATION FOR REGISTRATION

Are you a citizen of the United States?

☐ YES ☐ NO

Will you be 18 years of age on or before election day?

☐ YES ☐ NO

IF YOU CHECKED "NO" IN RESPONSE TO EITHER OF THESE QUESTIONS, DO NOT COMPLETE THIS FORM.

IF YOU ARE SUBMITTING THIS FORM BY MAIL AND ARE REGISTERING FOR THE FIRST TIME, PLEASE SUBMIT A COPY OF A CURRENT, VALID PHOTO IDENTIFICATION. IF YOU DO NOT SUBMIT

SUCH INFORMATION, YOU WILL BE REQUIRED TO PRESENT ADDITIONAL IDENTIFICATION UPON VOTING FOR THE FIRST TIME SUCH AS A BIRTH CERTIFICATE, A NATIVE AMERICAN TRIBAL DOCUMENT, OTHER PROOF OF UNITED STATES CITIZENSHIP, A VALID MISSOURI DRIVERS LICENSE OR OTHER FORM OF PERSONAL IDENTIFICATION.

	_____ Township (or Ward)
_____ Name	_____ Precinct
_____ Home Address	_____ Required Personal Identification Information
_____ City ZIP	
_____ Date of Birth	_____ Place of Birth (Optional)
_____ Telephone Number (Optional)	_____ Mother's Maiden Name (Optional)
_____ Occupation (Optional)	_____ Last Place Previously Registered
_____ Last four digits of Social Security Number (Required for registration unless no Social Security number exists for Applicant)	_____ Under What Name
Remarks:	_____ When

Political Party Affiliation (You shall be unaffiliated unless you designate an affiliation.)

I am a citizen of the United States and a resident of the state of Missouri. I have not been adjudged incapacitated by any court of law. If I have been convicted of a felony or of a misdemeanor connected with the right of suffrage, I have had the voting disabilities resulting from such conviction removed pursuant to law. I do solemnly swear that all statements made on this card are true to the best of my knowledge and belief.

I UNDERSTAND THAT IF I REGISTER TO VOTE KNOWING THAT I AM NOT LEGALLY ENTITLED TO REGISTER, I AM COMMITTING A CLASS ONE ELECTION OFFENSE AND MAY BE PUNISHED BY IMPRISONMENT OF NOT MORE THAN FIVE YEARS OR BY A FINE OF BETWEEN TWO THOUSAND FIVE HUNDRED DOLLARS AND TEN THOUSAND DOLLARS OR BY BOTH SUCH IMPRISONMENT AND FINE.

_____ _____

Signature of Voter Date

_____

Signature of Election Official

2. **The options for political party affiliation required by the application described in subsection 1 of this section shall include all established political parties and an option to be unaffiliated. If an applicant does not designate an affiliation, the election authority shall mark the applicant's form as unaffiliated.**

3. After supplying all information necessary for the registration records, each applicant who appears in person before the election authority shall swear or affirm the statements on the registration application by signing his or her full name, witnessed by the signature of the election authority or such authority's deputy registration official. Each applicant who applies to register by mail pursuant to section 115.159, or pursuant to section 115.160 or 115.162, shall attest to the statements on the application by his or her signature.

[3.**]** **4.** Upon receipt by mail of a completed and signed voter registration application, a voter registration application forwarded by the division of motor vehicle and drivers licensing of the department of revenue pursuant to section 115.160, or a voter registration agency pursuant to section 115.162, the election authority shall, if satisfied that the applicant is entitled to register, transfer all data necessary for the registration records from the application to its registration system. Within seven business days after receiving the application, the election authority shall send the applicant a verification notice. If such notice is returned as undeliverable by the postal service within the time established by the election authority, the election authority shall not place the applicant's name on the voter registration file.

[4.**]** **5.** If, upon receipt by mail of a voter registration application or a voter registration application

forwarded pursuant to section 115.160 or 115.162, the election authority determines that the applicant is not entitled to register, such authority shall, within seven business days after receiving the application, so notify the applicant by mail and state the reason such authority has determined the applicant is not qualified. The applicant may file a complaint with the elections division of the secretary of state's office under and pursuant to section 115.219. If an applicant for voter registration fails to answer the question on the application concerning United States citizenship, the election authority shall notify the applicant of the failure and provide the applicant with an opportunity to complete the form in a timely manner to allow for the completion of the registration form before the next election.

[5.**]** **6.** The secretary of state shall prescribe specifications for voter registration documents so that they are uniform throughout the state of Missouri and comply with the National Voter Registration Act of 1993, including the reporting requirements, and so that registrations, name changes and transfers of registrations within the state may take place as allowed by law.

[6.**]** **7.** All voter registration applications shall be preserved in the office of the election authority."; and

Further amend said bill, page 16, section 115.157, line 32, by inserting after "district" the following: "**; and**

(20) Political party affiliation"; and further amend line 44, by striking said line and inserting in lieu thereof the following: "birth **[**and**],** addresses**, and political party affiliations** of voters, or any part thereof, within"; and

Further amend said bill, page 20, section 115.160, line 64, by inserting after all of said line the following:

"115.163. 1. Each election authority shall use the Missouri voter registration system established by section 115.158 to prepare a list of legally registered voters for each precinct. The list shall be arranged alphabetically or by street address as the election authority determines and shall be known as the precinct register. The precinct registers shall be kept by the election authority in a secure place, except when given to election judges for use at an election. Except as provided in subsection 6 of section 115.157, all registration records shall be open to inspection by the public at all reasonable times.

2. A new precinct register shall be prepared by the election authority prior to each election.

3. **(1)** The election authority shall send to each voter, except those who registered by mail and have not voted, a voter identification card no later than ninety days prior to the date of a primary or general election for federal office, unless the voter has received such a card during the preceding six months. The election authority shall send to each voter who registered by mail and has not voted the verification notice required under section 115.155 no later than ninety days prior to the date of a primary or general election for federal office.

(2) The voter identification card shall contain the voter's name, address, **political party affiliation,** and precinct. The card also shall inform the voter of the personal identification requirement in section 115.427 and may also contain other voting information at the discretion of the election authority.

(3) The voter identification card shall be sent to a voter, except those who registered by mail and have not voted, after a new registration or a change of address. If any voter, except those who registered by mail and have not voted, shall lose his **or her** voter identification card **or change political party affiliation**, he **or she** may request a new **[**one**] card** from the election authority.

(4) The voter identification card authorized pursuant to this section may be used as a canvass of voters in lieu of the provisions set out in sections 115.179 to 115.193.

(5) Except as provided in subsection 2 of section 115.157, anyone, upon request and payment of a reasonable fee, may obtain a printout, list and/or computer tape of those newly registered voters or voters deleted from the voting rolls, since the last canvass or updating of the rolls.

(6) The election authority may authorize the use of the postal service contractors under the federal National Change of Address program to identify those voters whose address is not correct on the voter registration records. The election authority shall not be required to mail a voter registration card to those voters whose addresses are incorrect. Confirmation notices to such voters required by section 115.193 shall be sent to the corrected address provided by the National Change of Address program."; and

Further amend said bill, page 22, section 115.165, line 61, by inserting after all of said line the following:

"**115.168. 1. If a registered voter chooses to change his or her political party affiliation, the voter may notify the election authority of such change. Any change of political party affiliation shall be made by signed, written notice in substantially the same manner as a change of address application is filed under section 115.165.**

2. For purposes of this section, the phrase "change his or her political party affiliation" shall mean changing affiliation from one established political party to another established political party, changing from affiliation with an established political party to unaffiliated, or changing from unaffiliated to affiliation with an established political party."; and

Further amend said bill, page 72, section 115.447, line 34, by inserting after all of said line the following:

"**115.628. 1. The secretary of state shall maintain voter registration records in accordance with the Missouri voter registration system defined under section 115.158.**

2. Local election authorities shall notify registered voters of the political party affiliation opportunities of this section using all current election mailings that would otherwise be mailed to registered voters prior to January 1, 2025.

3. Beginning January 1, 2023, the voter registration application form shall be amended to include a choice of political party affiliation.

4. Notwithstanding any other provision of law to the contrary, beginning January 1, 2023, voters may declare political party affiliation during the voter check-in process at any election. Appropriate software shall be provided at voter check-in for political party affiliation so as to minimize later data entry for election authorities. If the election authority does not use electronic poll books, then a signed, written notice in substantially the same manner as a change of address application is filed under section 115.165 is adequate. The election authority shall process this initial political party registration through its normal means of administration.

5. Notwithstanding any other provision of law to the contrary, all current processes for registering voters in the various counties shall remain in place."; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted.

Senator Schupp offered **SA 1** to **SA 3**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 2, Line 54, by inserting after "Affiliation (" the following: "**OPTIONAL:**".

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Koenig moved that **SA 3**, as amended, be adopted, which motion prevailed.

Senator Brattin offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 11, Section 115.105, Line 52, by inserting after all of said line the following:

"115.111. **1. The election authority shall clearly designate observation areas for challengers and watchers. For watchers, designated areas shall, to the extent possible within the physical space of the polling place, be no closer than three feet and no further than six feet from the ballot processing area and shall be so positioned as to allow all watchers to readily observe all public aspects of the voting process and counting, in accordance with their legally prescribed duties. For challengers, designated areas shall, to the extent possible within the physical space of the polling place, be no closer than three feet and no further than six feet from the election check-in area and shall be so positioned as to allow all challengers, in accordance with their legally prescribed duties, to observe the names, identification, and addresses of people checking in to vote.**

2. (1) The election authority shall provide challengers and watchers uniform and nondiscriminatory access to observe all stages of the election process, including but not limited to the certification of voting systems, testing of tabulating equipment, absentee voting in person at the office of the election authority, canvassing, voter appeals, vote tabulation, ballot transport, audits, and recounts.

(2) Watchers or challengers shall wear a badge with the name of the individual and the name of the political party or ballot measure committee the individual is representing.

(3) A watcher or challenger shall not wear any campaign material advocating voting for or against a candidate or for or against any position on a ballot measure.

(4) If any watcher or challenger interferes with the orderly process of voting, or is guilty of misconduct or any law violation, the election judges shall ask the watcher or challenger to leave the polling place or cease the interference. If the interference continues, the election judges shall notify the election authority, which shall take such action as it deems necessary. It shall be the duty of the police, if requested by the election authority or judges of election, to exclude any watcher or challenger from the polling place or the place where votes are being counted. If any challenger is excluded, another may be substituted by the designating committee chairman.

(5) A watcher or challenger shall not interfere with any voter in the preparation or casting of the voter's ballot or hinder or prevent the performance of the duties of any election official.

(6) A watcher or challenger is entitled to bring in voter lists to observe the voting process.

(7) A watcher or challenger is entitled to challenge any ballot in the same manner as qualifications to vote are challenged under section 115.429.

3. An election official who violates this section is guilty of a class four election offense."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator O'Laughlin assumed the Chair.

Senator Beck offered **SA 1** to **SA 4**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 4

Amend Senate Amendment No. 4 to Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 1, Lines 1-2, by striking all of said lines and inserting in lieu thereof the following: "Amend SS/SCS/HB 1878, page 11, section 115.105, line 44, by inserting after the second use of "challenger." the following: "**Additionally, no person shall be selected as a challenger who is known to affiliate with any group or organization that advocates or supports violence against any person or group of individuals on the basis of sex, race, color, religion, national origin, sexual orientation, or gender identity. Any person selected as a challenger shall not serve in such capacity unless he or she has submitted to a criminal history review by the Federal Bureau of Investigation.**

5. If any challenger injures or otherwise physically harms any voter at the polling place, the chair of the county committee who designated the challenger for such polling place shall be personally liable to such voter in an amount not to exceed one million dollars."; and further renumber the remaining subsections accordingly; and further amend line 52, by inserting after all of said line the following:

"115.107. 1. At every election, the chairman of the county committee of each political party named on the ballot shall have the right to designate a watcher for each place votes are counted.

2. Watchers are to observe the counting of the votes and present any complaint of irregularity or law violation to the election judges, or to the election authority if not satisfied with the decision of the election judges. No watcher may be substituted for another on election day.

3. No watcher shall report to anyone the name of any person who has or has not voted.

4. A watcher may remain present until all closing certification forms are completed, all equipment is closed and taken down, the transportation case for the ballots is sealed, election materials are returned to the election authority or to the designated collection place for a polling place, and any other duties or procedures required under sections 115.447 to 115.491 are completed. A watcher may also remain present at each location at which absentee ballots are counted and may remain present while such ballots are being prepared for counting and counted.

5. All persons selected as watchers shall have the same qualifications required by section 115.085 for election judges, except that such watcher shall be a registered voter in the jurisdiction of the election

authority for which the watcher is designated as a watcher. **Additionally, no person shall be selected as a watcher who is known to affiliate with any group or organization that advocates or supports violence against any person or group of individuals on the basis of sex, race, color, religion, national origin, sexual orientation, or gender identity. Any person selected as a watcher shall not serve in such capacity unless he or she has submitted to a criminal history review by the Federal Bureau of Investigation.**

5. If any watcher injures or otherwise physically harms any voter at the polling place, the chairman of the county committee who designated the watcher for such polling place shall be personally liable to such voter in an amount not to exceed one million dollars."; and

Further amend said amendment, page 2, line 55, by inserting after all of said line the following:

"Further amend said bill, page 72, section 115.447, line 34, by inserting after all of said line the following:

"115.631. The following offenses, and any others specifically so described by law, shall be class one election offenses and are deemed felonies connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than five years or by fine of not less than two thousand five hundred dollars but not more than ten thousand dollars or by both such imprisonment and fine:

(1) Willfully and falsely making any certificate, affidavit, or statement required to be made pursuant to any provision of this chapter, including but not limited to statements specifically required to be made "under penalty of perjury"; or in any other manner knowingly furnishing false information to an election authority or election official engaged in any lawful duty or action in such a way as to hinder or mislead the authority or official in the performance of official duties. If an individual willfully and falsely makes any certificate, affidavit, or statement required to be made under section 115.155, including but not limited to statements specifically required to be made "under penalty of perjury", such individual shall be guilty of a class D felony;

(2) Voting more than once or voting at any election knowing that the person is not entitled to vote or that the person has already voted on the same day at another location inside or outside the state of Missouri;

(3) Procuring any person to vote knowing the person is not lawfully entitled to vote or knowingly procuring an illegal vote to be cast at any election;

(4) Applying for a ballot in the name of any other person, whether the name be that of a person living or dead or of a fictitious person, or applying for a ballot in his or her own or any other name after having once voted at the election inside or outside the state of Missouri;

(5) Aiding, abetting or advising another person to vote knowing the person is not legally entitled to vote or knowingly aiding, abetting or advising another person to cast an illegal vote;

(6) An election judge knowingly causing or permitting any ballot to be in the ballot box at the opening of the polls and before the voting commences;

(7) Knowingly furnishing any voter with a false or fraudulent or bogus ballot, or knowingly practicing any fraud upon a voter to induce him or her to cast a vote which will be rejected, or otherwise defrauding him or her of his or her vote;

(8) An election judge knowingly placing or attempting to place or permitting any ballot, or paper having the semblance of a ballot, to be placed in a ballot box at any election unless the ballot is offered by a qualified voter as provided by law;

(9) Knowingly placing or attempting to place or causing to be placed any false or fraudulent or bogus ballot in a ballot box at any election;

(10) Knowingly removing any legal ballot from a ballot box for the purpose of changing the true and lawful count of any election or in any other manner knowingly changing the true and lawful count of any election;

(11) Knowingly altering, defacing, damaging, destroying or concealing any ballot after it has been voted for the purpose of changing the lawful count of any election;

(12) Knowingly altering, defacing, damaging, destroying or concealing any poll list, report, affidavit, return or certificate for the purpose of changing the lawful count of any election;

(13) On the part of any person authorized to receive, tally or count a poll list, tally sheet or election return, receiving, tallying or counting a poll list, tally sheet or election return the person knows is fraudulent, forged or counterfeit, or knowingly making an incorrect account of any election;

(14) On the part of any person whose duty it is to grant certificates of election, or in any manner declare the result of an election, granting a certificate to a person the person knows is not entitled to receive the certificate, or declaring any election result the person knows is based upon fraudulent, fictitious or illegal votes or returns;

(15) Willfully destroying or damaging any official ballots, whether marked or unmarked, after the ballots have been prepared for use at an election and during the time they are required by law to be preserved in the custody of the election judges or the election authority;

(16) Willfully tampering with, disarranging, altering the information on, defacing, impairing or destroying any voting machine or marking device after the machine or marking device has been prepared for use at an election and during the time it is required by law to remain locked and sealed with intent to impair the functioning of the machine or marking device at an election, mislead any voter at the election, or to destroy or change the count or record of votes on such machine;

(17) Registering to vote knowing the person is not legally entitled to register or registering in the name of another person, whether the name be that of a person living or dead or of a fictitious person;

(18) Procuring any other person to register knowing the person is not legally entitled to register, or aiding, abetting or advising another person to register knowing the person is not legally entitled to register;

(19) Knowingly preparing, altering or substituting any computer program or other counting equipment to give an untrue or unlawful result of an election;

(20) On the part of any person assisting a blind or disabled person to vote, knowingly failing to cast such person's vote as such person directs;

(21) On the part of any registration or election official, permitting any person to register to vote or to vote when such official knows the person is not legally entitled to register or not legally entitled to vote;

(22) On the part of a notary public acting in his or her official capacity, knowingly violating any of the

provisions of this chapter or any provision of law pertaining to elections;

(23) Violation of any of the provisions of sections 115.275 to 115.303, or of any provision of law pertaining to absentee voting;

(24) Assisting a person to vote knowing such person is not legally entitled to such assistance, or while assisting a person to vote who is legally entitled to such assistance, in any manner coercing, requesting or suggesting that the voter vote for or against, or refrain from voting on any question, ticket or candidate;

(25) Engaging in any act of violence, destruction of property having a value of five hundred dollars or more, or threatening an act of violence with the intent of denying a person's lawful right to vote or to participate in the election process; **[**and**]**

(26) Knowingly providing false information about election procedures for the purpose of preventing any person from going to the polls**; and**

(27) Harassing, intimidating, or otherwise harming an election authority, any employee of an election authority, an election judge, a challenger, or a watcher."; and".

Senator Beck moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

At the request of Senator Brattin, **SA 4** was withdrawn, rendering **SA 1** to **SA 4** moot.

Senator Rizzo offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 32, Section 115.277, Lines 1-10 , by striking all of said lines and inserting in lieu thereof the following:

"115.277. 1. **(1) Beginning on the sixth Tuesday prior to an election and ending at 5:00 p.m. on the fourth Monday prior to an election, a registered voter of this state may cast an absentee ballot in person at the office of the election authority for all candidates and issues for which such voter is eligible to vote at the polling place if such voter expects to be prevented from going to the polls to vote on election day due to one of the reasons listed in subsection 3 of this section.**

(2) Beginning on the fourth Tuesday prior to an election, a registered voter of this state may cast an absentee ballot in person at the office of the election authority and, the provisions of section 115.287 to the contrary notwithstanding, at no more than four additional locations designated by the election authority for all candidates and issues for which such voter is eligible to vote at the polling place without having to state a reason.

(3) Any registered voter casting a ballot under the provisions of this subsection shall provide a form of personal photo identification that is consistent with subsection 1 of section 115.427." ; and

Further amend line 13, by inserting after "ballot" the following: "**not in person at a location designated by the election authority**"; and

Further amend said bill, section 115.283, page 41, lines 26-27, by striking said lines and inserting in lieu thereof the following:

"2. The statement for persons **who are registered voters and are** voting absentee ballots **[**who are

registered voters**] pursuant to subdivision (1) of subsection 1 of section 115.277 or subsection 2 of section 115.277** shall be in substantially the"; and

Further amend said bill and section, page 43, line 87, by inserting after "3." the following: "**The statement for persons who are registered voters and are voting absentee ballots pursuant to subdivision (2) of subsection 1 of section 115.277 shall be in substantially the following form:**

State of Missouri

County (City) of _____

I, _____ (print name), a registered voter of _____ County (City of St. Louis, Kansas City), declare under the penalties of perjury that I am qualified to vote at this election; I have not voted and will not vote other than by this ballot at this election. I further state that I marked the enclosed ballot in secret or that I am blind, unable to read or write English, or physically incapable of marking the ballot, and the person of my choosing indicated below marked the ballot at my direction; all of the information on this statement is, to the best of my knowledge and belief, true.

_____	_____
Signature of Voter	**Signature of Person**
Assisting Voter	
(if applicable)	
Signed _____	**Subscribed and sworn**
Signed _____	**to before me this**
Address of Voter	**_____day of _____, _____**
_____	_____
_____	_____
Mailing addresses	**Signature of notary or**
(if different)	**other officer**
authorized to	
administer oaths	

4."; and further renumber the remaining subsections accordingly.

Senator Rizzo moved that the above amendment be adopted.

Senator Eigel requested a roll call vote be taken and was joined in his request by Senators Brattin, Burlison, Hoskins and Onder.

At the request of Senator Rizzo, **SA 5** was withdrawn.

Senator O'Laughlin assumed the Chair.

Senator Rizzo offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 32, Section 115.277, Line 10, by inserting at the end of said line the following: "**Beginning on the second Tuesday prior to an election, a reason listed under subsection 3 of this section shall not be required.**"; and

Further amend line 13, by inserting after "ballot" the following: "**not in person at a location designated by the election authority**".

Senator Rizzo moved that the above amendment be adopted.

Senator Rizzo offered **SA 1** to **SA 6**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 6

Amend Senate Amendment No. 6 to Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 1, Line 5, by inserting after "required" the following: "**, provided that the provisions of section 1.140 to the contrary notwithstanding, this sentence and section 115.427 shall be nonseverable, and if any provision of section 115.427 is for any reason held to be invalid, such decision shall invalidate this sentence**".

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Senator Rizzo moved that **SA 6**, as amended, be adopted, which motion prevailed.

Senator Eigel offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 80, Section 1, Line 5, by inserting after all of said line the following:

"**Section 2. 1. As used in this section, the term "public official" means any elected or appointed officer, employee, or agent of the state or any political subdivision, board, commission, bureau, or other public body established by law.**

2. In any civil action in a state or federal court, no public official, including any attorney representing or acting on behalf of a public official, has any authority to compromise or settle an action, consent to any condition, or agree to any order in connection therewith if the compromise, settlement, condition, or order nullifies, suspends, enjoins, alters, or conflicts with any provision of chapters 115 to 128.

3. Any compromise, settlement, condition, or order to which a public official agrees that conflicts with subsection 2 of this section is void and has no legal effect.

4. Nothing in this section shall be construed to limit or otherwise restrict any powers granted by articles III or VIII of the Constitution of Missouri.

5. When a party to an action in state or federal court challenges the constitutionality of a statute facially or as applied, challenges a statute as violating or preempted by federal law, or otherwise challenges the construction or validity of a statute, as part of a claim or affirmative defense, that party

shall provide a copy of the pleading to the speaker of the house of representatives and the president pro tempore of the senate within fourteen days of filing the pleading with the court. The speaker of the house of representatives and the president pro tempore of the senate may intervene to defend against the action at any time in the action as a matter of right by serving motion upon the parties as provided by applicable rules of civil procedure.

6. The speaker of the house of representatives may intervene at any time in an action on behalf of the house of representatives. The speaker may obtain legal counsel other than from the attorney general, with the cost of representation paid from funds appropriated for that purpose, to represent the house of representatives in any action in which the speaker intervenes.

7. The president pro tempore of the senate may intervene at any time in an action on behalf of the senate. The president pro tempore may obtain legal counsel other than from the attorney general, with the cost of representation paid from funds appropriated for that purpose, to represent the senate in any action in which the president pro tempore intervenes.

8. The president pro tempore of the senate and the speaker of the house of representatives, acting jointly, may intervene at any time in an action on behalf of the general assembly. The president pro tempore and the speaker, acting jointly, may obtain legal counsel other than from the attorney general, with the cost of representation paid from funds appropriated for that purpose, to represent the general assembly in any action in which the president pro tempore and speaker jointly intervene.

9. No individual member, or group of members, of the senate or of the house of representatives, except the president pro tempore and the speaker as provided under this section, shall intervene in an action described in this section or obtain legal counsel at public expense under this section in the member's or group's capacity as a member or members of the senate or the house of representatives.

10. Notwithstanding any contrary provision of law, the participation of the speaker of the house of representatives or the president pro tempore of the senate in any state or federal action, as a party or otherwise, does not constitute a waiver of the legislative immunity or legislative privilege of any member, officer, or staff of the general assembly."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Onder offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 16, Section 115.157, Line 51, by striking the opening bracket "**[**"; and

Further amend said section, page 17, line 70, by striking the closing bracket "**]**"; and further amend line 76, by striking the opening bracket "**[**"; and further amend line 86, by striking the closing bracket "**]**"; and further renumber the remaining subsection accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Burlison offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Page 80, Section

1, Line 5, by inserting after all of said line the following:

"**Section 2. All audits required by subsection 6 of section 115.225 that are conducted by the secretary of state shall be solely paid for by state and federal funding.**"; and

Further amend the title and enacting clause accordingly.

Senator Burlison moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 10**:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1878, Pages 26-28, Section 115.237, by striking all of said section and inserting in lieu thereof the following:

"115.237. 1. Each ballot printed or designed for use with an electronic voting system for any election pursuant to this chapter shall contain all questions and the names of all offices and candidates certified or filed pursuant to this chapter and no other. **Beginning January 1, 2023, the official ballot shall be a paper ballot that is hand-marked by the voter or by the voter's designee as permitted in section 115.445, unless such voter chooses to use a ballot marking device as provided in section 115.225.** As far as practicable, all questions and the names of all offices and candidates for which each voter is entitled to vote shall be printed on one page except for the ballot for political party committee persons in polling places not utilizing an electronic voting system which may be printed separately and in conformity with the requirements contained in this section. As far as practicable, ballots containing only questions and the names of nonpartisan offices and candidates shall be printed in accordance with the provisions of this section, except that the ballot information may be listed in vertical or horizontal rows. The names of candidates for each office shall be listed in the order in which they are filed.

2. In polling places using electronic voting systems, the ballot information may be arranged in vertical or horizontal rows or on a number of separate pages or screens. In any event, the name of each candidate, the candidate's party, the office for which he or she is a candidate, and each question shall be indicated clearly on the ballot.

3. Nothing in this subchapter shall be construed as prohibiting the use of a separate paper ballot for questions or for the presidential preference primary in any polling place using an electronic voting system.

4. Where electronic voting systems are used and when write-in votes are authorized by law, a write-in ballot, which may be in the form of a separate paper ballot, card, or envelope, may be provided by the election authority to permit each voter to write in the names of persons whose names do not appear on the ballot.

5. No ballot printed or designed for use with an electronic voting system for any partisan election held under this chapter shall allow a person to vote a straight political party ticket. For purposes of this subsection, a "straight political party ticket" means voting for all of the candidates for elective office who are on the ballot representing a single political party by a single selection on the ballot.

6. The secretary of state shall promulgate rules that specify uniform standards for ballot layout for each electronic or computerized ballot counting system approved under the provisions of section 115.225 so that the ballot used with any counting system is, where possible, consistent with the intent of this section. Nothing in this section shall be construed to require the format specified in this section if it does not meet

the requirements of the ballot counting system used by the election authority.

7. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Crawford moved that **SS** for **SCS** for **HB 1878**, as amended, be adopted, which motion prevailed.

Senator Crawford moved that **SS** for **SCS** for **HB 1878**, as amended, be read the 3rd time and passed and was recognized to close.

Senator Rowden assumed the Chair.

President Pro Tem Schatz referred **SS** for **SCS** for **HB 1878**, as amended, to the Committee on Governmental Accountability and Fiscal Oversight.

REFERRALS

President Pro Tem Schatz referred **HB 2365** to the Committee on Governmental Accountability and Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SBs 775**, **751** & **640**, entitled:

An Act to repeal sections 491.015, 566.149, 566.150, 566.155, 595.201, and 595.226, RSMo, and to enact in lieu thereof eight new sections relating to judicial proceedings, with penalty provisions.

With House Amendment No. 1, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment No. 6, House Amendment No. 1 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment Nos. 8 and 10.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"**210.1500. 1. When a child is located by a police officer or law enforcement official and there is reasonable cause to suspect the child may be a victim of sex trafficking or severe forms of trafficking as those terms are defined under 22 U.S.C. Section 7102, the police officer or law enforcement official**

shall immediately cause a report to be made to the children's division in accordance with section 210.115. Upon receipt of a report by the children's division and if the children's division determines that the report merits an investigation, the reporting official and the children's division shall ensure the immediate safety of the child and shall coinvestigate the complaint to its conclusion.

2. If the police officer or law enforcement official has reasonable cause to believe that the child is in imminent danger of suffering serious physical harm or a threat to life as a result of abuse or neglect due to sex trafficking or sexual exploitation and such officer or official has reasonable cause to believe the harm or threat to life may occur before a juvenile court is able to issue a temporary protective custody order or before a juvenile officer is able to take the child into protective custody, the police officer or law enforcement official may take or retain temporary protective custody of the child without the consent of the child's parent or parents, guardian, or any other person legally responsible for the child's care, as provided under section 210.125.

3. If the child is already under the jurisdiction of the court under paragraph (a) of subdivision (1) of subsection 1 of section 211.031 and in the legal custody of the children's division, the police officer or law enforcement official, along with the children's division, shall secure placement for the child in the least restrictive setting in order to ensure the safety of the child from further sex trafficking or severe forms of trafficking.

4. The children's division and the reporting officer or official shall ensure a referral is made to the child advocacy center for a forensic interview and an evaluation, as necessary to ensure the medical safety of the child, by a SAFE CARE provider as defined under section 334.950. The child shall be assessed utilizing a validated screening tool specific to sex trafficking to ensure the appropriate resources are secured for the treatment of the child.

5. For purposes of this section, multidisciplinary teams shall be used when conducting an investigation. Multidisciplinary teams shall be used in providing protective or preventive social services, including the services of law enforcement upon the request by the department of social services, a liaison of the local public school, the juvenile officer, the juvenile court, and other agencies, both public and private, to secure appropriate services to meet the needs of the child.

210.1505. 1. There is hereby created the "Statewide Council on Sex Trafficking and Sexual Exploitation of Children" to consist of the following members:

(1) The following four members of the general assembly:

(a) Two members of the senate, with one member to be appointed by the president pro tempore of the senate and one member to be appointed by the minority floor leader of the senate; and

(b) Two members of the house of representatives, with one member to be appointed by the speaker of the house of representatives and one member to be appointed by the minority floor leader of the house of representatives;

(2) The director of the children's division or his or her designee;

(3) The director of the department of public safety or his or her designee;

(4) The director of the department of mental health or his or her designee;

(5) The director of the office of prosecution services or his or her designee;

(6) The superintendent of the Missouri state highway patrol or his or her designee;

(7) The executive director of the statewide network of child advocacy organizations specializing in the prevention of child abuse or neglect or his or her designee;

(8) The executive director of the statewide coalition against domestic and sexual violence or his or her designee;

(9) The executive director of the Missouri Juvenile Justice Association or his or her designee;

(10) The director of the attorney general's human trafficking task force or his or her designee;

(11) Two representatives from agencies providing services to victims of child sex trafficking and sexual exploitation who reflect the geographic diversity of the state and who shall be appointed by the director of the department of social services; and

(12) A member of the judiciary, who shall be appointed by the supreme court.

2. A majority of the members of the council shall constitute a quorum. The council shall hold its first meeting within thirty days after the council's creation and organize by selecting a chair and a vice chair. The council shall meet at the call of the chair.

3. The council shall:

(1) Collect and analyze data relating to sex trafficking and sexual exploitation of children, including the number of reports made to the children's division under section 210.115, any information obtained from phone calls to the national sex trafficking hotline, the number of reports made to law enforcement, arrests, prosecution rates, and any other data important for any recommendations of the council. State departments and council members shall provide relevant data as requested by the council to fulfill the council's duties; and

(2) Collect feedback from stakeholders, practitioners, and leadership throughout the state in order to develop best practices and procedures regarding the response to sex trafficking and sexual exploitation of children, including identification and assessment of victims; response and treatment coordination and collaboration across systems; trauma-informed, culturally competent victim-centered services; training for professionals in all systems; and investigating and prosecuting perpetrators.

4. The department of social services shall provide administrative support to the council.

5. On or before December 31, 2023, the council shall submit a report of the council's activities to the governor and general assembly and the joint committee on child abuse and neglect under section 21.771. The report shall include recommendations for priority needs and actions, including statutory or regulatory changes relating to the response to sex trafficking and sexual exploitation of children and services for child victims.

6. The council shall expire on December 31, 2023.

211.031. 1. Except as otherwise provided in this chapter, the juvenile court or the family court in circuits that have a family court as provided in **[**sections 487.010 to 487.190**]** **chapter 487** shall have exclusive original jurisdiction in proceedings:

(1) Involving any child who may be a resident of or found within the county and who is alleged to be

in need of care and treatment because:

(a) The parents, or other persons legally responsible for the care and support of the child, neglect or refuse to provide proper support, education which is required by law, medical, surgical or other care necessary for his or her well-being; except that reliance by a parent, guardian or custodian upon remedial treatment other than medical or surgical treatment for a child shall not be construed as neglect when the treatment is recognized or permitted pursuant to the laws of this state;

(b) The child is otherwise without proper care, custody or support;

(c) The child was living in a room, building or other structure at the time such dwelling was found by a court of competent jurisdiction to be a public nuisance pursuant to section 195.130; or

(d) The child is in need of mental health services and the parent, guardian or custodian is unable to afford or access appropriate mental health treatment or care for the child;

(2) Involving any child who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The child while subject to compulsory school attendance is repeatedly and without justification absent from school;

(b) The child disobeys the reasonable and lawful directions of his or her parents or other custodian and is beyond their control;

(c) The child is habitually absent from his or her home without sufficient cause, permission, or justification;

(d) The behavior or associations of the child are otherwise injurious to his or her welfare or to the welfare of others; or

(e) The child is charged with an offense not classified as criminal, or with an offense applicable only to children; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, or any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(3) Involving any child who is alleged to have violated a state law or municipal ordinance, or any person who is alleged to have violated a state law or municipal ordinance prior to attaining the age of eighteen years, in which cases jurisdiction may be taken by the court of the circuit in which the child or person resides or may be found or in which the violation is alleged to have occurred; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, and except that the juvenile court shall have concurrent jurisdiction with the municipal court over any child who is alleged to have violated a municipal curfew ordinance, and except that the juvenile court shall have concurrent jurisdiction with the circuit court on any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(4) For the adoption of a person;

(5) For the commitment of a child to the guardianship of the department of social services as provided by law; **[**and**]**

(6) Involving an order of protection pursuant to chapter 455 when the respondent is less than eighteen years of age**; and**

(7) Involving a child who has been a victim of sex trafficking or sexual exploitation.

2. Transfer of a matter, proceeding, jurisdiction or supervision for a child who resides in a county of this state shall be made as follows:

(1) Prior to the filing of a petition and upon request of any party or at the discretion of the juvenile officer, the matter in the interest of a child may be transferred by the juvenile officer, with the prior consent of the juvenile officer of the receiving court, to the county of the child's residence or the residence of the person eighteen years of age for future action;

(2) Upon the motion of any party or on its own motion prior to final disposition on the pending matter, the court in which a proceeding is commenced may transfer the proceeding of a child to the court located in the county of the child's residence, or the county in which the offense pursuant to subdivision (3) of subsection 1 of this section is alleged to have occurred for further action;

(3) Upon motion of any party or on its own motion, the court in which jurisdiction has been taken pursuant to subsection 1 of this section may at any time thereafter transfer jurisdiction of a child to the court located in the county of the child's residence for further action with the prior consent of the receiving court;

(4) Upon motion of any party or upon its own motion at any time following a judgment of disposition or treatment pursuant to section 211.181, the court having jurisdiction of the cause may place the child under the supervision of another juvenile court within or without the state pursuant to section 210.570 with the consent of the receiving court;

(5) Upon motion of any child or his or her parent, the court having jurisdiction shall grant one change of judge pursuant to Missouri supreme court rules;

(6) Upon the transfer of any matter, proceeding, jurisdiction or supervision of a child, certified copies of all legal and social documents and records pertaining to the case on file with the clerk of the transferring juvenile court shall accompany the transfer.

3. In any proceeding involving any child taken into custody in a county other than the county of the child's residence, the juvenile court of the county of the child's residence shall be notified of such taking into custody within seventy-two hours.

4. When an investigation by a juvenile officer pursuant to this section reveals that the only basis for action involves an alleged violation of section 167.031 involving a child who alleges to be home schooled, the juvenile officer shall contact a parent or parents of such child to verify that the child is being home schooled and not in violation of section 167.031 before making a report of such a violation. Any report of a violation of section 167.031 made by a juvenile officer regarding a child who is being home schooled shall be made to the prosecuting attorney of the county where the child legally resides.

5. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care or for the removal of custody of a child from the parent without a specific showing that there is a causal relation between the disability or disease and harm to the child."; and

Further amend said bill, Page 4, Section 566.155, Line 14, by inserting after all of said section and line the following:

"567.020. 1. A person commits the offense of prostitution if he or she engages in or offers or agrees to

engage in sexual conduct with another person in return for something of value to be received by any person.

2. The offense of prostitution is a class B misdemeanor unless the person knew prior to performing the act of prostitution that he or she was infected with HIV in which case prostitution is a class B felony. The use of condoms is not a defense to this offense.

3. As used in this section, "HIV" means the human immunodeficiency virus that causes acquired immunodeficiency syndrome.

4. The judge may order a drug and alcohol abuse treatment program for any person found guilty of prostitution, either after trial or upon a plea of guilty, before sentencing. For the class B misdemeanor offense, upon the successful completion of such program by the defendant, the court may at its discretion allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. For the class B felony offense, the court shall not allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. The judge, however, has discretion to take into consideration successful completion of a drug or alcohol treatment program in determining the defendant's sentence.

5. **[**In addition to the affirmative defense provided in subsection 2 of section 566.223, it shall be an affirmative defense to prosecution pursuant to this section that the defendant**] A person shall not be certified as an adult or adjudicated as a delinquent for the offense of prostitution under this section if the person** was under the age of eighteen **[**and was acting under the coercion, as defined in section 566.200, of an agent**]** at the time **[**of**]** the offense **[**charged**] occurred**. In such cases where the **[**defendant**] person** was under the age of eighteen, the **[**defendant**] person** shall be classified as a victim of abuse, as defined under section 210.110, and such abuse shall be reported **immediately to the children's division**, as required under section 210.115 **and to the juvenile officer for appropriate services, treatment, investigation, and other proceedings as provided under chapters 207, 210, and 211. Upon request, the local law enforcement agency and the prosecuting attorney shall assist the children's division and the juvenile officer in conducting the investigation**.

573.010. As used in this chapter the following terms shall mean:

(1) "Adult cabaret", a nightclub, bar, juice bar, restaurant, bottle club, or other commercial establishment, regardless of whether alcoholic beverages are served, which regularly features persons who appear semi-nude;

(2) "Characterized by", describing the essential character or dominant theme of an item;

(3) "Child", any person under the age of fourteen;

(4) "Child pornography":

(a) Any obscene material or performance depicting sexual conduct, sexual contact as defined in section 566.010, or a sexual performance and which has as one of its participants or portrays as an observer of such conduct, contact, or performance a minor; or

(b) Any visual depiction, including any photograph, film, video, picture, or computer or computer-generated image or picture, whether made or produced by electronic, mechanical, or other means, of sexually explicit conduct where:

a. The production of such visual depiction involves the use of a minor engaging in sexually explicit

conduct;

b. Such visual depiction is a digital image, computer image, or computer-generated image that is, or is indistinguishable from, that of a minor engaging in sexually explicit conduct, in that the depiction is such that an ordinary person viewing the depiction would conclude that the depiction is of an actual minor engaged in sexually explicit conduct; or

c. Such visual depiction has been created, adapted, or modified to show that an identifiable minor is engaging in sexually explicit conduct. "Identifiable minor" means a person who was a minor at the time the visual depiction was created, adapted, or modified; or whose image as a minor was used in creating, adapting, or modifying the visual depiction; and who is recognizable as an actual person by the person's face, likeness, or other distinguishing characteristic, such as a unique birthmark or other recognizable feature. The term "identifiable minor" shall not be construed to require proof of the actual identity of the identifiable minor;

(5) "Employ", "employee", or "employment", any person who performs any service on the premises of a sexually oriented business, on a full-time, part-time, or contract basis, whether or not the person is denominated an employee, independent contractor, agent, or otherwise. Employee does not include a person exclusively on the premises for repair or maintenance of the premises or for the delivery of goods to the premises;

(6) "Explicit sexual material", any pictorial or three-dimensional material depicting human masturbation, deviate sexual intercourse, sexual intercourse, direct physical stimulation or unclothed genitals, sadomasochistic abuse, or emphasizing the depiction of postpubertal human genitals; provided, however, that works of art or of anthropological significance shall not be deemed to be within the foregoing definition;

(7) "Furnish", to issue, sell, give, provide, lend, mail, deliver, transfer, circulate, disseminate, present, exhibit or otherwise provide;

(8) "Material", anything printed or written, or any picture, drawing, photograph, motion picture film, videotape or videotape production, or pictorial representation, or any recording or transcription, or any mechanical, chemical, or electrical reproduction, or stored computer data, or anything which is or may be used as a means of communication. Material includes undeveloped photographs, molds, printing plates, stored computer data and other latent representational objects;

(9) "Minor", any person less than eighteen years of age;

(10) "Nudity" or "state of nudity", the showing of the human genitals, pubic area, vulva, anus, anal cleft, or the female breast with less than a fully opaque covering of any part of the nipple or areola;

(11) "Obscene", any material or performance if, taken as a whole:

(a) Applying contemporary community standards, its predominant appeal is to prurient interest in sex; and

(b) The average person, applying contemporary community standards, would find the material depicts or describes sexual conduct in a patently offensive way; and

(c) A reasonable person would find the material lacks serious literary, artistic, political or scientific value;

(12) "Operator", any person on the premises of a sexually oriented business who causes the business to function, puts or keeps the business in operation, or is authorized to manage the business or exercise overall operational control of the business premises. A person may be found to be operating or causing to be operated a sexually oriented business whether or not such person is an owner, part owner, or licensee of the business;

(13) "Performance", any play, motion picture film, videotape, dance or exhibition performed before an audience of one or more;

(14) "Pornographic for minors", any material or performance if the following apply:

(a) The average person, applying contemporary community standards, would find that the material or performance, taken as a whole, has a tendency to cater or appeal to a prurient interest of minors; and

(b) The material or performance depicts or describes nudity, sexual conduct, the condition of human genitals when in a state of sexual stimulation or arousal, or sadomasochistic abuse in a way which is patently offensive to the average person applying contemporary adult community standards with respect to what is suitable for minors; and

(c) The material or performance, taken as a whole, lacks serious literary, artistic, political, or scientific value for minors;

(15) "Premises", the real property upon which a sexually oriented business is located, and all appurtenances thereto and buildings thereon, including but not limited to the sexually oriented business, the grounds, private walkways, and parking lots or parking garages or both;

(16) "Promote", to manufacture, issue, sell, provide, mail, deliver, transfer, transmute, publish, distribute, circulate, disseminate, present, exhibit, or advertise, or to offer or agree to do the same, by any means including a computer;

(17) "Regularly", the consistent and repeated doing of the act so described;

(18) "Sadomasochistic abuse", flagellation or torture by or upon a person as an act of sexual stimulation or gratification;

(19) "Semi-nude" or "state of semi-nudity", the showing of the female breast below a horizontal line across the top of the areola and extending across the width of the breast at such point, or the showing of the male or female buttocks. Such definition includes the lower portion of the human female breast, but shall not include any portion of the cleavage of the female breasts exhibited by a bikini, dress, blouse, shirt, leotard, or similar wearing apparel provided the areola is not exposed in whole or in part;

(20) "Sexual conduct", actual or simulated, normal or perverted acts of human masturbation; deviate sexual intercourse; sexual intercourse; or physical contact with a person's clothed or unclothed genitals, pubic area, buttocks, or the breast of a female in an act of apparent sexual stimulation or gratification or any sadomasochistic abuse or acts including animals or any latent objects in an act of apparent sexual stimulation or gratification;

(21) "Sexually explicit conduct", actual or simulated:

(a) Sexual intercourse, including genital-genital, oral-genital, anal-genital, or oral-anal, whether between persons of the same or opposite sex;

(b) Bestiality;

(c) Masturbation;

(d) Sadistic or masochistic abuse; or

(e) Lascivious exhibition of the genitals or pubic area of any person;

(22) "Sexually oriented business" includes:

(a) An adult bookstore or adult video store. "Adult bookstore" or "adult video store" means a commercial establishment which, as one of its principal business activities, offers for sale or rental for any form of consideration any one or more of the following: books, magazines, periodicals, or other printed matter, or photographs, films, motion pictures, video cassettes, compact discs, digital video discs, slides, or other visual representations which are characterized by their emphasis upon the display of specified sexual activities or specified anatomical areas. A principal business activity exists where the commercial establishment:

a. Has a substantial portion of its displayed merchandise which consists of such items; or

b. Has a substantial portion of the wholesale value of its displayed merchandise which consists of such items; or

c. Has a substantial portion of the retail value of its displayed merchandise which consists of such items; or

d. Derives a substantial portion of its revenues from the sale or rental, for any form of consideration, of such items; or

e. Maintains a substantial section of its interior business space for the sale or rental of such items; or

f. Maintains an adult arcade. "Adult arcade" means any place to which the public is permitted or invited wherein coin-operated or slug-operated or electronically, electrically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices are regularly maintained to show images to five or fewer persons per machine at any one time, and where the images so displayed are characterized by their emphasis upon matter exhibiting specified sexual activities or specified anatomical areas;

(b) An adult cabaret;

(c) An adult motion picture theater. "Adult motion picture theater" means a commercial establishment where films, motion pictures, video cassettes, slides, or similar photographic reproductions, which are characterized by their emphasis upon the display of specified sexual activities or specified anatomical areas are regularly shown to more than five persons for any form of consideration;

(d) A semi-nude model studio. "Semi-nude model studio" means a place where persons regularly appear in a state of semi-nudity for money or any form of consideration in order to be observed, sketched, drawn, painted, sculptured, photographed, or similarly depicted by other persons. Such definition shall not apply to any place where persons appearing in a state of semi-nudity do so in a modeling class operated:

a. By a college, junior college, or university supported entirely or partly by taxation;

b. By a private college or university which maintains and operates educational programs in which credits

are transferable to a college, junior college, or university supported entirely or partly by taxation; or

c. In a structure:

(i) Which has no sign visible from the exterior of the structure and no other advertising that indicates a semi-nude person is available for viewing; and

(ii) Where, in order to participate in a class, a student must enroll at least three days in advance of the class;

(e) A sexual encounter center. "Sexual encounter center" means a business or commercial enterprise that, as one of its principal purposes, purports to offer for any form of consideration physical contact in the form of wrestling or tumbling between two or more persons when one or more of the persons is semi-nude;

(23) "Sexual performance", any performance, or part thereof, which includes sexual conduct by a child who is less than **[**seventeen**]** **eighteen** years of age;

(24) "Specified anatomical areas" include:

(a) Less than completely and opaquely covered: human genitals, pubic region, buttock, and female breast below a point immediately above the top of the areola; and

(b) Human male genitals in a discernibly turgid state, even if completely and opaquely covered;

(25) "Specified sexual activity", includes any of the following:

(a) Intercourse, oral copulation, masturbation, or sodomy; or

(b) Excretory functions as a part of or in connection with any of the activities described in paragraph (a) of this subdivision;

(26) "Substantial", at least thirty percent of the item or items so modified;

(27) "Visual depiction", includes undeveloped film and videotape, and data stored on computer disk or by electronic means which is capable of conversion into a visual image.

573.024. 1. A person commits the offense of enabling sexual exploitation of a minor if such person acting with criminal negligence permits or allows any violation of section 566.210, 566.211, 573.020, 573.023, 573.025, 573.030, 573.035, 573.200, or 573.205.

2. The offense of enabling sexual exploitation of a minor is a class E felony for the first offense and a class C felony for a second or subsequent offense.

3. If the person guilty of the offense of enabling sexual exploitation of a minor is an owner of a business or the owner's agent and the business provided the location or locations for such exploitation, the business location or locations shall be required to close for up to one year for the first offense, and the length of time shall be determined by the court. For a second offense, such business location or locations shall permanently close. As used in this section, "business" shall include, but is not limited to, a hotel or massage parlor and "owner's agent" shall include, but is not limited to, any person empowered to manage the owner's business location or locations.

573.206. 1. A person commits the offense of patronizing a sexual performance by a child if such person obtains, solicits, or participates in a sexual performance by a child under eighteen years of age.

2. The offense of patronizing a sexual performance by a child is a class C felony.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, within three business days, appear in person to the chief law enforcement officer of the county or city not within a county if there is a change to any of the following information:

(1) Name;

(2) Residence;

(3) Employment, including status as a volunteer or intern;

(4) Student status; or

(5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) Vehicle information;

(2) Temporary lodging information;

(3) Temporary residence information;

(4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or

(5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

4. If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction having jurisdiction over the new residence or address within three business days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction, the Missouri state highway patrol shall inform the responsible official in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence within three business days.

5. Tier I sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official annually in the month of their birth to verify the information contained in their statement made pursuant to section 589.407. Tier I sexual offenders include:

(1) Any offender who has been adjudicated for the offense of:

(a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;

(b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;

(c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;

(d) Kidnapping in the second degree under section 565.120 with sexual motivation;

(e) Kidnapping in the third degree under section 565.130;

(f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is less than one year;

(g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

(h) Sexual **[**contact with a prisoner or offender**]** **conduct in the course of public duty** under section 566.145 if the victim is eighteen years of age or older;

(i) Sex with an animal under section 566.111;

(j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;

(k) Possession of child pornography under section 573.037;

(l) Sexual misconduct in the first degree under section 566.093;

(m) Sexual misconduct in the second degree under section 566.095;

(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year; or

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;

(2) Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement official to verify the information contained in their statement made pursuant to section 589.407. Tier II sexual offenders include:

(1) Any offender who has been adjudicated for the offense of:

(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;

(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) **Patronizing a sexual performance by a child under section 573.206;**

(k) Sexual **[**contact with a prisoner or offender**]** **conduct in the course of public duty** under section 566.145 if the victim is thirteen to seventeen years of age;

[(k)**] (l)** Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

[(l)**] (m)** Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or

[(m)**] (n)** Age misrepresentation with intent to solicit a minor under section 566.153;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender as defined in section **[**566.123**]** **566.125** or a persistent sexual offender as defined in section **[**566.124**]** **566.125**;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

(e) Sodomy in the first degree under section 566.060;

(f) Statutory sodomy under section 566.062;

(g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

(h) Sodomy in the second degree under section 566.061;

(i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;

(j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;

(k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

(l) Child kidnapping under section 565.115;

(m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is greater than a year;

(n) Incest under section 568.020;

(o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

(p) Child molestation in the first degree under section 566.067;

(q) Child molestation in the second degree under section 566.068;

(r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;

(s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

(t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

(u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

(v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

(w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

(x) Sexual trafficking of a child in the first degree under section 566.210;

(y) Sexual trafficking of a child in the second degree under section 566.211;

(z) Genital mutilation of a female child under section 568.065;

(aa) Statutory rape in the second degree under section 566.034;

(bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;

(cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of imprisonment of more than a year;

(dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;

(ee) Patronizing prostitution under section 567.030 if the victim is under eighteen years of age;

[(ee)**] (ff)** Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;

[(ff)Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;**]**

(gg) Sexual **[**intercourse with a prisoner or offender**] conduct in the course of public duty** under section 566.145;

(hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;

(ii) Use of a child in a sexual performance under section 573.200; or

(jj) Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

8. In addition to the requirements of subsections 1 to 7 of this section, all Missouri registrants who work, including as a volunteer or unpaid intern, or attend any school whether public or private, including any secondary school, trade school, professional school, or institution of higher education, on a full-time or part-time basis or have a temporary residence in this state shall be required to report in person to the chief law enforcement officer in the area of the state where they work, including as a volunteer or unpaid intern, or attend any school or training and register in that state. “Part-time” in this subsection means for more than

seven days in any twelve-month period.

9. If a person who is required to register as a sexual offender under sections 589.400 to 589.425 changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 1, Line 2, by inserting after the number "640," by inserting the following:

"Page 4, Section 566.155, Line 12, by inserting after the word "member" the phrase "**or shall not supervise or employ any child under eighteen years of age**"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 5, Section 573.550, Line 26, by inserting after all of the said section and line the following:

"589.404. As used in sections 589.400 to 589.425, the following terms mean:

(1) "Adjudicated" or "adjudication", adjudication of delinquency, a finding of guilt, plea of guilt, finding of not guilty due to mental disease or defect, or plea of nolo contendere to committing, attempting to commit, or conspiring to commit;

(2) "Adjudicated delinquent", a person found to have committed an offense that, if committed by an adult, would be a criminal offense;

(3) "Chief law enforcement official", the sheriff's office of each county or the police department of a city not within a county;

(4) "Offender registration", the required minimum informational content of sex offender registries, which shall consist of, but not be limited to, a full set of fingerprints on a standard sex offender registration card upon initial registration in Missouri, as well as all other forms required by the Missouri state highway patrol upon each initial and subsequent registration;

(5) "Residence", any place where an offender sleeps for seven or more consecutive or nonconsecutive days or nights within a twelve-month period;

(6) "Sex offender", any person who meets the criteria to register under sections 589.400 to 589.425 or the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, P.L. 109-248;

(7) "Sex offense", any offense which is listed under section 589.414 or comparable to those listed under section 589.414 or otherwise comparable to offenses covered under the Sex Offender Registration and

Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, P.L. 109-248;

(8) "Sexual act", any type or degree of genital, oral, or anal penetration;

(9) **"Sexual conduct", sexual intercourse, deviate sexual intercourse, or sexual contact;**

(10) "Sexual contact", any **[**sexual touching of or contact with a person's body, either directly or through the clothing **] touching of another person with the genitals or any touching of the genitals or anus of another person, or the breast of a female person, or such touching through the clothing, or causing semen, seminal fluid, or other ejaculate to come into contact with another person, for the purpose of arousing or gratifying the sexual desire of any person or for the purpose of terrorizing the victim**;

[(10)**] (11)** "Sexual element", used for the purposes of distinguishing if sexual contact or a sexual act was committed. Authorities shall refer to information filed by the prosecutor, amended information filed by the prosecutor, indictment information filed by the prosecutor, or amended indictment information filed by the prosecutor, the plea agreement, or court documentation to determine if a sexual element exists;

[(11)**] (12)** "Signature", the name of the offender signed in writing or electronic form approved by the Missouri state highway patrol;

[(12)**] (13)** "Student", an individual who enrolls in or attends the physical location of an educational institution, including a public or private secondary school, trade or professional school, or an institution of higher education;

[(13)**] (14)** "Vehicle", any land vehicle, watercraft, or aircraft.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, within three business days, appear in person to the chief law enforcement officer of the county or city not within a county if there is a change to any of the following information:

(1) Name;

(2) Residence;

(3) Employment, including status as a volunteer or intern;

(4) Student status; or

(5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) Vehicle information;

(2) Temporary lodging information;

(3) Temporary residence information;

(4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or

(5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

4. If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction having jurisdiction over the new residence or address within three business days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction, the Missouri state highway patrol shall inform the responsible official in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence within three business days.

5. Tier I sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official annually in the month of their birth to verify the information contained in their statement made pursuant to section 589.407. Tier I sexual offenders include:

(1) Any offender who has been adjudicated for the offense of:

(a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;

(b) Sexual misconduct involving a child under section 566.083 if it is a first offense and **[**the punishment is less than one year**]** **if the offense is a misdemeanor**;

(c) Sexual abuse in the second degree under section 566.101 **[**if the punishment is less than a year**]** **if the offense is a misdemeanor**;

(d) Kidnapping in the second degree under section 565.120 with sexual motivation;

(e) Kidnapping in the third degree under section 565.130;

(f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 **[**if the punishment is less than one year**]** **if the offense is a misdemeanor**;

(g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

(h) Sexual **[**contact with a prisoner or offender**]** **conduct in the course of public duty** under section 566.145 if the victim is eighteen years of age or older;

(i) Sex with an animal under section 566.111;

(j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;

(k) Possession of child pornography under section 573.037;

(l) Sexual misconduct in the first degree under section 566.093;

(m) Sexual misconduct in the second degree under section 566.095;

(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the **[**punishment is less than one year**] offense is a misdemeanor**; **[**or**]**

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age; **or**

(p) Sexual contact with a student eighteen years of age or older under section 566.086;

(2) Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement official to verify the information contained in their statement made pursuant to section 589.407. Tier II sexual offenders include:

(1) Any offender who has been adjudicated for the offense of:

(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;

(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) Sexual **[**contact with a prisoner or offender**] conduct in the course of public duty** under section 566.145 if the victim is thirteen to seventeen years of age;

(k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

(l) Sexual misconduct involving a child under section 566.083 if it is a first offense and **[**the penalty is a term of imprisonment of more than a year**] if the offense is a felony**; **[**or**]**

(m) Age misrepresentation with intent to solicit a minor under section 566.153; **or**

(n) Sexual abuse in the first degree under section 566.100 if the victim is thirteen to seventeen years of age;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense **or a violation of a restriction under section 566.147, 566.148, 566.149, 566.150, 566.155, or 589.426** and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender **[**as defined in section 566.123**]** or a persistent sexual offender as defined in section **[**566.124**] 566.125**;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

(e) Sodomy in the first degree under section 566.060;

(f) Statutory sodomy under section 566.062;

(g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

(h) Sodomy in the second degree under section 566.061;

(i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;

(j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;

(k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

(l) Child kidnapping under section 565.115;

(m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 **[**if the punishment is greater than a year**] if the offense is a felony**;

(n) Incest under section 568.020;

(o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

(p) Child molestation in the first degree under section 566.067;

(q) Child molestation in the second degree under section 566.068;

(r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;

(s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

(t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

(u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

(v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

(w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

(x) Sexual trafficking of a child in the first degree under section 566.210;

(y) Sexual trafficking of a child in the second degree under section 566.211;

(z) Genital mutilation of a female child under section 568.065;

(aa) Statutory rape in the second degree under section 566.034;

(bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;

(cc) Sexual abuse in the second degree under section 566.101 **[**if the penalty is a term of imprisonment of more than a year**] if the offense is a felony**;

(dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;

(ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;

(ff) Sexual **[**contact with a prisoner or offender**] conduct in the course of public duty** under section 566.145 if the victim is under thirteen years of age;

(gg) Sexual **[**intercourse with a prisoner or offender**] conduct in the course of public duty** under section 566.145;

(hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;

(ii) Use of a child in a sexual performance under section 573.200; or

(jj) Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425**[**,**]** or other comparable out-of-state failure to register offense**[**,**]** **or a violation of a restriction under section 566.147, 566.148, 566.149, 566.150, 566.155, or 589.426 and** who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

8. In addition to the requirements of subsections 1 to 7 of this section, all Missouri registrants who work, including as a volunteer or unpaid intern, or attend any school whether public or private, including any secondary school, trade school, professional school, or institution of higher education, on a full-time or part-time basis or have a temporary residence in this state shall be required to report in person to the chief law enforcement officer in the area of the state where they work, including as a volunteer or unpaid intern, or attend any school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

9. If a person who is required to register as a sexual offender under sections 589.400 to 589.425 changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 1, Section 476.418, Line 11, by inserting after said section and line the following:

"478.437. 1. Beginning in fiscal year **[**2015**]** **2024**, there shall be **[**twenty**]** **twenty-one** circuit judges in the twenty-first judicial circuit. These judges shall sit in **[**twenty**]** **twenty-one** divisions, and each of the judges shall separately try causes, exercise the powers and perform all the duties imposed upon circuit judges.

2. Beginning in fiscal year 2015, there shall be one additional associate circuit judge position in the twenty-first judicial circuit. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional judgeships per county under section 478.320.

478.600. 1. There shall be four circuit judges in the eleventh judicial circuit. These judges shall sit in

divisions numbered one, two, three and four. Beginning on January 1, 2007, there shall be six circuit judges in the eleventh judicial circuit and these judges shall sit in divisions numbered one, two, three, four, five, and seven. The division five associate circuit judge position and the division seven associate circuit judge position shall become circuit judge positions beginning January 1, 2007, and shall be numbered as divisions five and seven.

2. The circuit judge in division two shall be elected in 1980. The circuit judge in division four shall be elected in 1982. The circuit judge in division one shall be elected in 1984. The circuit judge in division three shall be elected in 1992. The circuit judges in divisions five and seven shall be elected for a six-year term in 2006.

3. Beginning January 1, 2007, the family court commissioner positions in the eleventh judicial circuit appointed under section 487.020 shall become associate circuit judge positions in all respects and shall be designated as divisions nine and ten respectively. These positions may retain the duties and responsibilities with regard to the family court. The associate circuit judges in divisions nine and ten shall be elected in 2006 for full four-year terms.

4. Beginning on January 1, 2007, the treatment court commissioner position in the eleventh judicial circuit appointed under section 478.003 shall become an associate circuit judge position in all respects **[**and shall be designated as division eleven. This position retains the duties and responsibilities with regard to the treatment court**]**. Such associate circuit judge shall be elected in 2006 for a full four-year term. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional associate circuit judgeships per county under section 478.320.

5. Beginning in fiscal year 2015, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2016. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships per county under section 478.320. Beginning in fiscal year 2019, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2020. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships per county under section 478.320.

6. Beginning in fiscal year 2023, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2024. This associate circuit judgeship shall be included in the statutory formula for authorizing additional associate circuit judgeships per county under section 478.320.

7. Beginning in fiscal year 2023, there shall be a commissioner of the probate division under section 478.265. This commissioner of the probate division shall be included in the statutory formula for authorizing additional probate commissioners per county under section 478.265."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

""**1.016. A secondary source, including a legal treatise, scholarly publication, textbook, or other**

explanatory text, does not constitute the law or public policy of this state to the extent its adoption would create, eliminate, expand, or restrict a cause of action, right, or remedy, or to the extent it is inconsistent with, or in conflict with, or otherwise not addressed by, Missouri statutory law or Missouri appellate case law precedent.

455.073. 1. By July 1, 1996, the supreme court of the state of Missouri shall:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 1, Section A, Line 4, by inserting after said section and line the following:

"455.073. 1. By July 1, 1996, the supreme court of the state of Missouri shall:

(1) Develop and adopt uniform forms for petitions and orders of protection; and

(2) Provide the forms to each circuit clerk.

2. The following statements shall be printed in bold faced type or in capital letters on the order of protection:

(1) "Violation of this order may be punished by confinement in jail for as long as five years and by a fine of as much as five thousand dollars"; and

(2) "If so ordered by the court, the respondent is forbidden to enter or stay at the petitioner's residence".

3. The form prescribed by the supreme court for the notice of hearing required by subsection 2 of section 455.040 shall list all potential relief that can be granted by the court in any proceeding pursuant to sections 455.010 to 455.085 as described in section 455.050, and shall advise the respondent that such relief may be granted if the court finds for the petitioner, or if the respondent defaults to the petition.

4. **If a full order of protection is granted, all temporary orders shall continue in the full order of protection and shall remain in full force and effect unless otherwise ordered by the court.**

5. All orders of protection shall be issued on the form adopted pursuant to subsection 1 of this section.

455.075. The court may order a party to pay a reasonable amount to the other party for attorney's fees incurred prior to the commencement of the proceeding **[**or**], throughout the proceeding, and** after entry of judgment. The court shall consider all relevant factors, including the financial resources of both parties, and may order that the amount be paid directly to the attorney, who may enforce the order in his name.

455.085. 1. When a law enforcement officer has probable cause to believe a party has committed a violation of law amounting to domestic violence, as defined in section 455.010, against a family or household member, the officer may arrest the offending party whether or not the violation occurred in the presence of the arresting officer. When the officer declines to make arrest pursuant to this subsection, the officer shall make a written report of the incident completely describing the offending party, giving the victim's name, time, address, reason why no arrest was made and any other pertinent information. Any law enforcement officer subsequently called to the same address within a twelve-hour period, who shall find probable cause to believe the same offender has again committed a violation as stated in this subsection against the same or any other family or household member, shall arrest the offending party for this subsequent offense. The primary report of nonarrest in the preceding twelve-hour period may be considered

as evidence of the defendant's intent in the violation for which arrest occurred. The refusal of the victim to sign an official complaint against the violator shall not prevent an arrest under this subsection.

2. When a law enforcement officer has probable cause to believe that a party, against whom a protective order has been entered and who has notice of such order entered, has committed an act of abuse in violation of such order, the officer shall arrest the offending party-respondent whether or not the violation occurred in the presence of the arresting officer. Refusal of the victim to sign an official complaint against the violator shall not prevent an arrest under this subsection.

3. When an officer makes an arrest, the officer is not required to arrest two parties involved in an assault when both parties claim to have been assaulted. The arresting officer shall attempt to identify and shall arrest the party the officer believes is the primary physical aggressor. The term "primary physical aggressor" is defined as the most significant, rather than the first, aggressor. The law enforcement officer shall consider any or all of the following in determining the primary physical aggressor:

(1) The intent of the law to protect victims from continuing domestic violence;

(2) The comparative extent of injuries inflicted or serious threats creating fear of physical injury;

(3) The history of domestic violence between the persons involved.

No law enforcement officer investigating an incident of domestic violence shall threaten the arrest of all parties for the purpose of discouraging requests or law enforcement intervention by any party. Where complaints are received from two or more opposing parties, the officer shall evaluate each complaint separately to determine whether the officer should seek a warrant for an arrest.

4. In an arrest in which a law enforcement officer acted in good faith reliance on this section, the arresting and assisting law enforcement officers and their employing entities and superiors shall be immune from liability in any civil action alleging false arrest, false imprisonment or malicious prosecution.

5. When a person against whom an order of protection has been entered fails to surrender custody of minor children to the person to whom custody was awarded in an order of protection, the law enforcement officer shall arrest the respondent, and shall turn the minor children over to the care and custody of the party to whom such care and custody was awarded.

6. The same procedures, including those designed to protect constitutional rights, shall be applied to the respondent as those applied to any individual detained in police custody.

7. A violation of the terms and conditions, with regard to domestic violence, stalking, sexual assault, child custody, communication initiated by the respondent or entrance upon the premises of the petitioner's dwelling unit or place of employment or school, or being within a certain distance of the petitioner or a child of the petitioner, of an ex parte order of protection of which the respondent has notice, shall be a class A misdemeanor unless the respondent has previously pleaded guilty to or has been found guilty in any division of the circuit court of violating an ex parte order of protection or a full order of protection within five years of the date of the subsequent violation, in which case the subsequent violation shall be a class E felony. Evidence of prior pleas of guilty or findings of guilt shall be heard by the court out of the presence of the jury prior to submission of the case to the jury. If the court finds the existence of such prior pleas of guilty or finding of guilt beyond a reasonable doubt, the court shall decide the extent or duration of sentence or other disposition and shall not instruct the jury as to the range of punishment or allow the jury to assess and declare the punishment as a part of its verdict.

8. A violation of the terms and conditions, with regard to domestic violence, stalking, sexual assault, child custody, communication initiated by the respondent or entrance upon the premises of the petitioner's dwelling unit or place of employment or school, or being within a certain distance of the petitioner or a child of the petitioner, of a full order of protection shall be a class A misdemeanor, unless the respondent has previously pleaded guilty to or has been found guilty in any division of the circuit court of violating an ex parte order of protection or a full order of protection within five years of the date of the subsequent violation, in which case the subsequent violation shall be a class E felony. Evidence of prior pleas of guilty or findings of guilt shall be heard by the court out of the presence of the jury prior to submission of the case to the jury. If the court finds the existence of such prior plea of guilty or finding of guilt beyond a reasonable doubt, the court shall decide the extent or duration of the sentence or other disposition and shall not instruct the jury as to the range of punishment or allow the jury to assess and declare the punishment as a part of its verdict. For the purposes of this subsection, in addition to the notice provided by actual service of the order, a party is deemed to have notice of an order of protection if**:**

(1) The law enforcement officer responding to a call of a reported incident of domestic violence, stalking, sexual assault, or violation of an order of protection presented a copy of the order of protection to the respondent**; or**

(2) Notice is given by actual communication to the respondent in a manner reasonably likely to advise the respondent.

9. Good faith attempts to effect a reconciliation of a marriage shall not be deemed tampering with a witness or victim tampering under section 575.270.

10. Nothing in this section shall be interpreted as creating a private cause of action for damages to enforce the provisions set forth herein."; and

Further amend said bill, Page 2, Section 491.015, Line 31, by inserting after said section and line the following:

"**546.262. A court shall not compel a victim or member of the victim's family testifying in a criminal proceeding for a violation of sections 565.072 to 565.076 to disclose a residential address or place of employment on the record in open court unless the court finds that disclosure of the address or place of employment is necessary.**

546.263. 1. A person may testify by video conference at a civil trial involving an offense under sections 565.072 to 565.076 if the person testifying is the victim of the offense. The circuit and associate circuit court judges for each circuit shall develop local rules and instructions for appearances by video conference permitted under this subsection, which shall be posted on the circuit court's internet website.

2. The circuit and associate circuit court judges for each circuit shall provide, and post on the circuit court's internet website, a telephone number for the public to call for assistance regarding appearances by video conference.

556.046. 1. A person may be convicted of an offense included in an offense charged in the indictment or information. An offense is so included when:

(1) It is established by proof of the same or less than all the facts required to establish the commission of the offense charged; or

(2) It is specifically denominated by statute as a lesser degree of the offense charged; or

(3) It consists of an attempt to commit the offense charged or to commit an offense otherwise included therein.

2. The court shall not be obligated to charge the jury with respect to an included offense unless there is a **rational** basis for a verdict acquitting the person of the offense charged and convicting him **or her** of the included offense. An offense is charged for purposes of this section if:

(1) It is in an indictment or information; or

(2) It is an offense submitted to the jury because there is a **rational** basis for a verdict acquitting the person of the offense charged and convicting the person of the included offense.

3. The court shall be obligated to instruct the jury with respect to a particular included offense only if **the instruction is requested and** there is a **rational** basis in the evidence for acquitting the person of the immediately higher included offense and **[**there is a basis in the evidence for**]** convicting the person of that particular included offense.

566.010. As used in this chapter and chapter 568, the following terms mean:

(1) "Aggravated sexual offense", any sexual offense, in the course of which, the actor:

(a) Inflicts serious physical injury on the victim;

(b) Displays a deadly weapon or dangerous instrument in a threatening manner;

(c) Subjects the victim to sexual intercourse or deviate sexual intercourse with more than one person;

(d) Had previously been found guilty of an offense under this chapter or under section 573.200, child used in sexual performance; section 573.205, promoting sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography; or section 573.040, furnishing pornographic materials to minors; or has previously been found guilty of an offense in another jurisdiction which would constitute an offense under this chapter or said sections;

(e) Commits the offense as part of an act or series of acts performed by two or more persons as part of an established or prescribed pattern of activity; or

(f) Engages in the act that constitutes the offense with a person the actor knows to be, without regard to legitimacy, the actor's:

a. Ancestor or descendant by blood or adoption;

b. Stepchild while the marriage creating that relationship exists;

c. Brother or sister of the whole or half blood; or

d. Uncle, aunt, nephew, or niece of the whole blood;

(2) "Commercial sex act", any sex act on account of which anything of value is given to or received by any person;

(3) "Deviate sexual intercourse", any act involving the genitals of one person and the hand, mouth,

tongue, or anus of another person or a sexual act involving the penetration, however slight, of the penis, female genitalia, or the anus by a finger, instrument or object done for the purpose of arousing or gratifying the sexual desire of any person or for the purpose of terrorizing the victim;

(4) "Forced labor", a condition of servitude induced by means of:

(a) Any scheme, plan, or pattern of behavior intended to cause a person to believe that, if the person does not enter into or continue the servitude, such person or another person will suffer substantial bodily harm or physical restraint; or

(b) The abuse or threatened abuse of the legal process;

(5) "Sexual conduct", sexual intercourse, deviate sexual intercourse or sexual contact;

(6) "Sexual contact", any touching of another person with the genitals or any touching of the genitals or anus of another person, or the breast of a female person, or such touching through the clothing, **or causing semen, seminal fluid, or other ejaculate to come into contact with another person,** for the purpose of arousing or gratifying the sexual desire of any person or for the purpose of terrorizing the victim;

(7) "Sexual intercourse", any penetration, however slight, of the female genitalia by the penis.

566.086. 1. A person commits the offense of sexual contact with a student if he or she has sexual contact with a student of the school and is:

(1) A teacher, as that term is defined in subdivisions (4), (5), and (7) of section 168.104;

(2) A student teacher; **[**or**]**

(3) An employee of the school; **[**or**]**

(4) A volunteer of the school or of an organization working with the school on a project or program who is not a student at the school; **[**or**]**

(5) An elected or appointed official of the school district; **[**or**]**

(6) A person employed by an entity that contracts with the school or school district to provide services**; or**

(7) A coach, assistant coach, director, or other adult with a school-aged team, club, or ensemble, regardless of whether such team, club, or ensemble is connected to a school or scholastic association. For purposes of this subdivision, "school-aged team, club, or ensemble" means any group organized for individual or group competition for the performance of sports activities or any group organized for individual or group presentation for fine or performing arts, by any child under eighteen years of age.

2. For the purposes of this section, "school" shall mean any public or private school in this state serving kindergarten through grade twelve or any school bus used by the school district.

3. The offense of sexual contact with a student is a class E felony.

4. It is not a defense to prosecution for a violation of this section that the student consented to the sexual contact."; and

Further amend said bill, Page 12, Section 595.226, Line 28, by inserting after said section and line the following:

"**595.320. If a judge orders a person who has been convicted of an offense under sections 565.072 to 565.076 to attend any batterer intervention program, as defined in section 455.549, the person shall be financially responsible for any costs associated with attending such class.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"217.703. 1. The division of probation and parole shall award earned compliance credits to any offender who is:

(1) Not subject to lifetime supervision under sections 217.735 and 559.106 or otherwise found to be ineligible to earn credits by a court pursuant to subsection 2 of this section;

(2) On probation, parole, or conditional release for an offense listed in chapter 579, or an offense previously listed in chapter 195, or for a class D or E felony, excluding sections 565.225, 565.252, 566.031, 566.061, 566.083, 566.093, 568.020, 568.060, offenses defined as sexual assault under section 589.015, deviate sexual assault, assault in the second degree under subdivision (2) of subsection 1 of section 565.052, endangering the welfare of a child in the first degree under subdivision (2) of subsection 1 of section 568.045, and any offense of aggravated stalking or assault in the second degree under subdivision (2) of subsection 1 of section 565.060 as such offenses existed prior to January 1, 2017;

(3) Supervised by the division of probation and parole; and

(4) In compliance with the conditions of supervision imposed by the sentencing court or board.

2. If an offender was placed on probation, parole, or conditional release for an offense of:

(1) Involuntary manslaughter in the second degree;

(2) Assault in the second degree except under subdivision (2) of subsection 1 of section 565.052 or section 565.060 as it existed prior to January 1, 2017;

(3) Domestic assault in the second degree;

(4) Assault in the third degree when the victim is a special victim or assault of a law enforcement officer in the second degree as it existed prior to January 1, 2017;

(5) Statutory rape in the second degree;

(6) Statutory sodomy in the second degree;

(7) Endangering the welfare of a child in the first degree under subdivision (1) of subsection 1 of section 568.045; or

(8) Any case in which the defendant is found guilty of a felony offense under chapter 571;

the sentencing court may, upon its own motion or a motion of the prosecuting or circuit attorney, make a

finding that the offender is ineligible to earn compliance credits because the nature and circumstances of the offense or the history and character of the offender indicate that a longer term of probation, parole, or conditional release is necessary for the protection of the public or the guidance of the offender. The motion may be made any time prior to the first month in which the person may earn compliance credits under this section or at a hearing under subsection 5 of this section. The offender's ability to earn credits shall be suspended until the court or board makes its finding. If the court or board finds that the offender is eligible for earned compliance credits, the credits shall begin to accrue on the first day of the next calendar month following the issuance of the decision.

3. Earned compliance credits shall reduce the term of probation, parole, or conditional release by thirty days for each full calendar month of compliance with the terms of supervision. Credits shall begin to accrue for eligible offenders after the first full calendar month of supervision or on October 1, 2012, if the offender began a term of probation, parole, or conditional release before September 1, 2012.

4. For the purposes of this section, the term "compliance" shall mean the absence of an initial violation report or notice of citation submitted by a probation or parole officer during a calendar month, or a motion to revoke or motion to suspend filed by a prosecuting or circuit attorney, against the offender.

5. Credits shall not accrue during any calendar month in which a violation report, which may include a report of absconder status, has been submitted, the offender is in custody, or a motion to revoke or motion to suspend has been filed, and shall be suspended pending the outcome of a hearing, if a hearing is held. If no hearing is held, or if a hearing is held and the offender is continued under supervision, or the court or board finds that the violation did not occur, then the offender shall be deemed to be in compliance and shall begin earning credits on the first day of the next calendar month following the month in which the report was submitted or the motion was filed. If a hearing is held, all earned credits shall be rescinded if:

(1) The court or board revokes the probation or parole or the court places the offender in a department program under subsection 4 of section 559.036 **[**or under section 217.785**]**; or

(2) The offender is found by the court or board to be ineligible to earn compliance credits because the nature and circumstances of the violation indicate that a longer term of probation, parole, or conditional release is necessary for the protection of the public or the guidance of the offender.

Earned credits, if not rescinded, shall continue to be suspended for a period of time during which the court or board has suspended the term of probation, parole, or release, and shall begin to accrue on the first day of the next calendar month following the lifting of the suspension.

6. Offenders who are deemed by the division to be absconders shall not earn credits. For purposes of this subsection, "absconder" shall mean an offender under supervision whose whereabouts are unknown and who has left such offender's place of residency without the permission of the offender's supervising officer and without notifying of their whereabouts for the purpose of avoiding supervision. An offender shall no longer be deemed an absconder when such offender is available for active supervision.

7. Notwithstanding subsection 2 of section 217.730 to the contrary, once the combination of time served in custody, if applicable, time served on probation, parole, or conditional release, and earned compliance credits satisfy the total term of probation, parole, or conditional release, the board or sentencing court shall order final discharge of the offender, so long as the offender has completed restitution and at least two years of his or her probation, parole, or conditional release, which shall include any time served in custody under section 217.718 and sections 559.036 and 559.115.

8. The award or rescission of any credits earned under this section shall not be subject to appeal or any motion for postconviction relief.

9. At least twice a year, the division shall calculate the number of months the offender has remaining on his or her term of probation, parole, or conditional release, taking into consideration any earned compliance credits, and notify the offender of the length of the remaining term.

10. No less than sixty days before the date of final discharge, the division shall notify the sentencing court, the board, and, for probation cases, the circuit or prosecuting attorney of the impending discharge. If the sentencing court, the board, or the circuit or prosecuting attorney upon receiving such notice does not take any action under subsection 5 of this section, the offender shall be discharged under subsection 7 of this section.

11. Any offender who was sentenced prior to January 1, 2017, to an offense that was eligible for earned compliance credits under subsection 1 or 2 of this section at the time of sentencing shall continue to remain eligible for earned compliance credits so long as the offender meets all the other requirements provided under this section.

12. The application of earned compliance credits shall be suspended upon entry into a treatment court, as described in sections 478.001 to 478.009, and shall remain suspended until the offender is discharged from such treatment court. Upon successful completion of treatment court, all earned compliance credits accumulated during the suspension period shall be retroactively applied, so long as the other terms and conditions of probation have been successfully completed."; and

Further amend said bill, Page 2, Section 491.015, Line 31, by inserting after all of said section and line the following:

"559.036. 1. A term of probation commences on the day it is imposed. Multiple terms of Missouri probation, whether imposed at the same time or at different times, shall run concurrently. Terms of probation shall also run concurrently with any federal or other state jail, prison, probation or parole term for another offense to which the defendant is or becomes subject during the period**[**, unless otherwise specified by the Missouri court**]**.

2. The court may terminate a period of probation and discharge the defendant at any time before completion of the specific term fixed under section 559.016 if warranted by the conduct of the defendant and the ends of justice. The court may extend the term of the probation, but no more than one extension of any probation may be ordered except that the court may extend the term of probation by one additional year by order of the court if the defendant admits he or she has violated the conditions of probation or is found by the court to have violated the conditions of his or her probation. Total time on any probation term, including any extension shall not exceed the maximum term established in section 559.016. **Total time on any probation term shall not include time when the probation term is suspended under this section.** Procedures for termination, discharge and extension may be established by rule of court.

3. If the defendant violates a condition of probation at any time prior to the expiration or termination of the probation term, the court may continue him or her on the existing conditions, with or without modifying or enlarging the conditions or extending the term.

4. (1) Unless the defendant consents to the revocation of probation, if a continuation, modification, enlargement or extension is not appropriate under this section, the court shall order placement of the offender in **[**one of the**] a** department of corrections' one hundred twenty-day **[**programs**] program** so long

as:

(a) The underlying offense for the probation is a class D or E felony or an offense listed in chapter 579 or an offense previously listed in chapter 195; except that, the court may, upon its own motion or a motion of the prosecuting or circuit attorney, make a finding that an offender is not eligible if the underlying offense is involuntary manslaughter in the second degree, stalking in the first degree, assault in the second degree, sexual assault, rape in the second degree, domestic assault in the second degree, assault in the third degree when the victim is a special victim, statutory rape in the second degree, statutory sodomy in the second degree, deviate sexual assault, sodomy in the second degree, sexual misconduct involving a child, incest, endangering the welfare of a child in the first degree under subdivision (1) or (2) of subsection 1 of section 568.045, abuse of a child, invasion of privacy, any case in which the defendant is found guilty of a felony offense under chapter 571, or an offense of aggravated stalking or assault of a law enforcement officer in the second degree as such offenses existed prior to January 1, 2017;

(b) The probation violation is not the result of the defendant being an absconder or being found guilty of, pleading guilty to, or being arrested on suspicion of any felony, misdemeanor, or infraction. For purposes of this subsection, "absconder" shall mean an offender under supervision who has left such offender's place of residency without the permission of the offender's supervising officer for the purpose of avoiding supervision;

(c) The defendant has not violated any conditions of probation involving the possession or use of weapons, or a stay-away condition prohibiting the defendant from contacting a certain individual; and

(d) The defendant has not already been placed in one of the programs by the court for the same underlying offense or during the same probation term.

(2) Upon receiving the order, the department of corrections shall conduct an assessment of the offender and place such offender in **either** the **[**appropriate**]** one hundred twenty-day **structured cognitive behavioral intervention** program **[**under subsection 3 of section 559.115**] or the one hundred twenty-day institutional treatment program**. **The placement of the offender in the structured cognitive behavioral intervention program or institutional treatment program shall be at the sole discretion of the department based on the assessment of the offender. The program shall begin upon receipt of the offender by the department. The time between the court's order and receipt of the offender by the department shall not apply toward the program.**

(3) **[**Notwithstanding any of the provisions of subsection 3 of section 559.115 to the contrary, once the defendant has successfully completed the program under this subsection, the court shall release the defendant to continue to serve the term of probation, which shall not be modified, enlarged, or extended based on the same incident of violation.**] Upon successful completion of a program under this subsection, as determined by the department, the division of probation and parole shall advise the sentencing court of the defendant's probationary release date thirty days prior to release. Once the defendant has successfully completed a program under this subsection, the court shall release the defendant to continue to serve the term of probation, which shall not be modified, enlarged, or extended based on the same incident of violation.**

(4) If the department determines the defendant has not successfully completed a one hundred twenty-day program under this section, the division of probation and parole shall advise the prosecuting attorney and the sentencing court of the defendant's unsuccessful program exit and the defendant shall be removed from the program. The defendant shall be released from the department

within fifteen working days after the court is notified of the unsuccessful program exit, unless the court has issued a warrant in response to the unsuccessful program exit to facilitate the return of the defendant to the county of jurisdiction for further court proceedings. If a defendant is discharged as unsuccessful from a one hundred twenty-day program, the sentencing court may modify, enlarge, or revoke the defendant's probation based on the same incident of the violation.

(5) Time served in the program shall be credited as time served on any sentence imposed for the underlying offense.

5. If the defendant consents to the revocation of probation or if the defendant is not eligible under subsection 4 of this section for placement in a program and a continuation, modification, enlargement, or extension of the term under this section is not appropriate, the court may revoke probation and order that any sentence previously imposed be executed. If imposition of sentence was suspended, the court may revoke probation and impose any sentence available under section 557.011. The court may mitigate any sentence of imprisonment by reducing the prison or jail term by all or part of the time the defendant was on probation. The court may, upon revocation of probation, place an offender on a second term of probation. Such probation shall be for a term of probation as provided by section 559.016, notwithstanding any amount of time served by the offender on the first term of probation.

6. Probation shall not be revoked without giving the probationer notice and an opportunity to be heard on the issues of whether such probationer violated a condition of probation and, if a condition was violated, whether revocation is warranted under all the circumstances. Not less than five business days prior to the date set for a hearing on the violation, except for a good cause shown, the judge shall inform the probationer that he or she may have the right to request the appointment of counsel if the probationer is unable to retain counsel. If the probationer requests counsel, the judge shall determine whether counsel is necessary to protect the probationer's due process rights. If the judge determines that counsel is not necessary, the judge shall state the grounds for the decision in the record.

7. The prosecuting or circuit attorney may file a motion to revoke probation or at any time during the term of probation, the court may issue a notice to the probationer to appear to answer a charge of a violation, and the court may issue a warrant of arrest for the violation. Such notice shall be personally served upon the probationer. The warrant shall authorize the return of the probationer to the custody of the court or to any suitable detention facility designated by the court. Upon the filing of the prosecutor's or circuit attorney's motion or on the court's own motion, the court may immediately enter an order suspending the period of probation and may order a warrant for the defendant's arrest. The probation shall remain suspended until the court rules on the prosecutor's or circuit attorney's motion, or until the court otherwise orders the probation reinstated. **Notwithstanding any other provision of the law, the probation term shall be tolled during the time period when the probation is suspended under this section. The court may grant the probationer credit on the probation term for any of the tolled period when reinstating the probation term.**

8. The power of the court to revoke probation shall extend for the duration of the term of probation designated by the court and for any further period which is reasonably necessary for the adjudication of matters arising before its expiration, provided that some affirmative manifestation of an intent to conduct a revocation hearing occurs prior to the expiration of the period and that every reasonable effort is made to notify the probationer and to conduct the hearing prior to the expiration of the period. **If the delay of the hearing is attributable to the probationer's actions or the probationer otherwise consents or acquiesces to the delay, the court shall have been found to have made every reasonable effort to**

conduct the hearing within the probation term.

9. A defendant who was sentenced prior to January 1, 2017 to an offense that was eligible at the time of sentencing under paragraph (a) of subdivision (1) of subsection 4 of this section for the court ordered detention sanction shall continue to remain eligible for the sanction so long as the defendant meets all the other requirements provided under subsection 4 of this section.

559.115. 1. Neither probation nor parole shall be granted by the circuit court between the time the transcript on appeal from the offender's conviction has been filed in appellate court and the disposition of the appeal by such court.

2. Unless otherwise prohibited by subsection 8 of this section, a circuit court only upon its own motion and not that of the state or the offender shall have the power to grant probation to an offender anytime up to one hundred twenty days after such offender has been delivered to the department of corrections but not thereafter. The court may request information and a recommendation from the department concerning the offender and such offender's behavior during the period of incarceration. Except as provided in this section, the court may place the offender on probation in a program created pursuant to section 217.777, or may place the offender on probation with any other conditions authorized by law.

3. The court may recommend placement of an offender in a department of corrections one hundred twenty-day program under this subsection **[**or order such placement under subsection 4 of section 559.036**]**. **[**Upon the recommendation or order of the court,**]** The department of corrections shall assess each offender to determine the appropriate one hundred twenty-day program in which to place the offender, which may include placement in the **[**shock incarceration**]** **structured cognitive behavioral intervention** program or institutional treatment program. **The placement of an offender in the structured cognitive behavioral intervention program or institutional treatment program shall be at the sole discretion of the department based on the assessment of the offender and available bed space.** When the court recommends and receives placement of an offender in a department of corrections one hundred twenty-day program, the offender shall be released on probation if the department of corrections determines that the offender has successfully completed the program except as follows. Upon successful completion of a program under this subsection, the division of probation and parole shall advise the sentencing court of an offender's probationary release date thirty days prior to release. The court shall follow the recommendation of the department unless the court determines that probation is not appropriate. If the court determines that probation is not appropriate, the court may order the execution of the offender's sentence only after conducting a hearing on the matter within ninety to one hundred twenty days from the date the offender was delivered to the department of corrections. If the department determines the offender has not successfully completed a one hundred twenty-day program under this subsection, the **[**offender shall be removed from the program and the court shall be advised of the removal.**]** **division of probation and parole shall advise the prosecuting attorney and the sentencing court of the defendant's unsuccessful program exit and the defendant shall be removed from the program.** The department shall report on the offender's participation in the program and may provide recommendations for terms and conditions of an offender's probation. The court shall then have the power to grant probation or order the execution of the offender's sentence.

4. If the court is advised that an offender is not eligible for placement in a one hundred twenty-day program under subsection 3 of this section, the court shall consider other authorized dispositions. If the department of corrections one hundred twenty-day program under subsection 3 of this section is full, the court may place the offender in a private program approved by the department of corrections or the court,

the expenses of such program to be paid by the offender, or in an available program offered by another organization. If the offender is convicted of a class C, class D, or class E nonviolent felony, the court may order probation while awaiting appointment to treatment.

5. Except when the offender has been found to be a predatory sexual offender pursuant to section 566.125, the court shall request the department of corrections to conduct a sexual offender assessment if the defendant has been found guilty of sexual abuse when classified as a class B felony. Upon completion of the assessment, the department shall provide to the court a report on the offender and may provide recommendations for terms and conditions of an offender's probation. The assessment shall not be considered a one hundred twenty-day program as provided under subsection 3 of this section. The process for granting probation to an offender who has completed the assessment shall be as provided under subsections 2 and 6 of this section.

6. Unless the offender is being granted probation pursuant to successful completion of a one hundred twenty-day program the circuit court shall notify the state in writing when the court intends to grant probation to the offender pursuant to the provisions of this section. The state may, in writing, request a hearing within ten days of receipt of the court's notification that the court intends to grant probation. Upon the state's request for a hearing, the court shall grant a hearing as soon as reasonably possible. If the state does not respond to the court's notice in writing within ten days, the court may proceed upon its own motion to grant probation.

7. An offender's first incarceration under this section prior to release on probation shall not be considered a previous prison commitment for the purpose of determining a minimum prison term under the provisions of section 558.019.

8. Notwithstanding any other provision of law, probation may not be granted pursuant to this section to offenders who have been convicted of murder in the second degree pursuant to section 565.021; forcible rape pursuant to section 566.030 as it existed prior to August 28, 2013; rape in the first degree under section 566.030; forcible sodomy pursuant to section 566.060 as it existed prior to August 28, 2013; sodomy in the first degree under section 566.060; statutory rape in the first degree pursuant to section 566.032; statutory sodomy in the first degree pursuant to section 566.062; child molestation in the first degree pursuant to section 566.067 when classified as a class A felony; abuse of a child pursuant to section 568.060 when classified as a class A felony; or an offender who has been found to be a predatory sexual offender pursuant to section 566.125; **any offense under section 557.045;** or any offense in which there exists a statutory prohibition against either probation or parole."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 1, Lines 7 and 10, by deleting each occurrence of the word "must" and inserting in lieu thereof the words "[must] **shall**"; and

Further amend said amendment, Page 2, Line 16, by deleting said line and inserting in lieu thereof the following:

"this section.

5. Any oath required by the provisions of this section shall be subject to the provisions of section 492.060."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 12, Section 595.226, Line 28, by inserting after all of said section and line the following:

"632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and must allege under oath**, without a notarization requirement,** that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself **or herself** or to others. The application must specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself **or herself** or others, it shall direct a peace officer to take the respondent into custody and transport him **or her** to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer to take or a peace officer may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself **or herself** or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer or mental health coordinator who conveyed such person or caused him **or her** to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his **or her** own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself **or herself** or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself **or herself** or others unless he **or she** is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete

an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his **or her** own personal observations or investigation and shall contain the information required in subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 1, Section 476.418, Lines 1-11, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 775, 751 & 640, Page 2, Section 491.015, Line 31, by inserting after all of said section and line the following:

"**535.012. No county, municipality, or other political subdivision shall impose or enforce a moratorium on eviction proceedings unless specifically authorized by state law.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 28**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SCS** for **SBs 681** & **662**, as amended, and grants the Senate a conference thereon.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3017**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3018**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3019**, begs leave

to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3020**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Riddle, Chairman of the Committee on Professional Registration, Senator Burlison submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **HB 2331**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hoskins, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **HCS** for **HB 1590**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Koenig, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **HCS** for **HB 1583**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Eigel, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **HCS** for **HB 1597**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Burlison, Chairman of the Committee on Small Business and Industry, submitted the following reports:

Mr. President: Your Committee on Small Business and Industry, to which was referred **HB 1860**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Small Business and Industry, to which was referred **HCS** for **HB 2382**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Small Business and Industry, to which was referred **HB 2593**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Small Business and Industry, to which was referred **HCS** for **HB 1732**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **HCS** for **HB 2012**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety, Senator Bean submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 2694**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O'Laughlin, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **HB 2325**, begs leave to report that it has considered the same and recommends that the bill do pass.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **SBs 681** and **682**, with **HCS**, as amended: Senators O'Laughlin, Koenig, Eslinger, Arthur, and Schupp.

RESOLUTIONS

Senator Brown offered Senate Resolution No. 888, regarding the Ninety-Fifth Birthday of Dr. James A. Noland Jr., Osage Beach, which was adopted.

Senator Eslinger offered Senate Resolution No. 889, regarding Scott Womack, West Plains, which was adopted.

Senator White offered Senate Resolution No. 890, regarding Eugene Meyer, Sarcoxie, which was adopted.

Senator White offered Senate Resolution No. 891, regarding the One Hundred and Twentieth Anniversary of the Joplin Public Library, which was adopted.

INTRODUCTION OF GUESTS

Senator May introduced to the Senate, Keith Robinson; and Oluwadamini Melvin, St. Louis.

On motion of Senator Rowden, the Senate adjourned until 2:00 p.m., Wednesday, May 4, 2022.

SENATE CALENDAR

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FIFTY-NINTH DAY–WEDNESDAY, MAY 4, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704
HB 1973-Gregory (51)
HCS for HB 2140
HCS for HB 2600
HB 2439-Hovis
HB 2160-Dinkins
HB 2660-Veit
HCS for HB 2638
HCS for HB 2136
HCS for HB 1489
HS for HB 2310
HCS for HB 2177
HB 1564-Griffith
HCS for HB 1559

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SCS for SB 741-Crawford
(In Fiscal Oversight)
SB 987-Bean

SENATE BILLS FOR PERFECTION

1. SB 1179-Hough
2. SB 994-Washington
3. SBs 961 &733-Beck, with SCS
4. SB 739-Eigel
5. SB 874-Arthur
6. SB 1040-Burlison
7. SB 1143-Brown
8. SB 685-May
9. SB 833-Luetkemeyer
10. SB 1023-Gannon
11. SB 809-Koenig, with SCS
12. SB 800-Hegeman
13. SB 958-Bean, with SCS
14. SB 694-Brattin
15. SB 1063-Crawford
16. SB 963-Brown, with SCS

17. SB 978-Eslinger, with SCS
18. SB 843-Moon, with SCS
19. SB 1178-White and Cierpiot, with SCS
20. SB 1133-White, with SCS
21. SB 684-May
22. SB 923-Brattin
23. SJRs 52 & 53-Koenig, with SCS
24. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HJR 79, with SCS (Crawford) (In Fiscal Oversight)
6. HCS for HB 1858 (O'Laughlin) (In Fiscal Oversight)
7. HCS for HB 1472, with SCS (White)
8. HCS for HB 2168, with SCS (Crawford) (In Fiscal Oversight)
9. HB 2400-Houx (Hoskins)
10. HCS for HB 2000, with SCS (Williams)
11. HCS for HB 2587 (Hoskins) (In Fiscal Oversight)
12. HCS for HB 2485, with SCS (O'Laughlin)
13. HCS for HB 1734, with SCS (White)
14. HCS for HB 2151, with SCS (Arthur)
15. HJR 116-Schnelting (White)
16. HCS for HBs 2116, 2097, 1690 & 2221, with SCS (White)
17. HB 2090-Griffith, with SCS (Bernskoetter)
18. HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS (Luetkemeyer) (In Fiscal Oversight)
19. HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer) (In Fiscal Oversight)
20. HB 1962-Copeland (Eslinger)
21. HB 2202-Fitzwater, with SCS (Cierpiot) (In Fiscal Oversight)
22. HCS for HB 1662 (Koenig)
23. HB 1738-Dogan, with SCS (Roberts)
24. HB 2365-Shields (In Fiscal Oversight)
25. HCS for HB 3017, with SCS (Hegeman)
26. HCS for HB 3018, with SCS (Hegeman)
27. HCS for HB 3019, with SCS (Hegeman)
28. HCS for HB 3020, with SCS (Hegeman)
29. HB 2331-Baker, with SCS (White)
30. HCS for HB 1590 (Hoskins)
31. HCS for HB 1583 (Koenig)
32. HCS for HB 1597, with SCS (O'Laughlin)
33. HB 1860-Eggleston, with SCS (Bernskoetter)
34. HCS for HB 2382 (Koenig)
35. HB 2593-Lovasco, with SCS (Koenig)
36. HCS for HB 1732, with SCS (Crawford)
37. HCS for HB 2012, with SCS (White)
38. HB 2694-Hudson, with SCS (Crawford)
39. HB 2325-Patterson

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel

SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 674-Hough, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 713-Razer, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 781-Moon, with SCS & SS for SCS (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1606, with SS for SCS (Eslinger)
HB 1856-Baker, with SCS (O'Laughlin)
SS for SCS for HB 1878-Simmons (Crawford) (In Fiscal Oversight)
HCS for HB 2005 (Bean)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp, with HCS, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SS for SCS for SBs 681 & 662-O'Laughlin and Arthur, with HCS, as amended
HCS for HB 1720, with SS for SCS, as amended (Bean) (House conferees allowed to exceed the differences)
HB 2149-Shields, with SS, as amended (Eslinger)
HCS for HB 3002, with SS for SCS (Hegeman)
HCS for HB 3003, with SS for SCS (Hegeman)
HCS for HB 3004, with SCS (Hegeman)

HCS for HB 3005, with SCS (Hegeman)
HCS for HB 3006, with SCS (Hegeman)
HCS for HB 3007, with SCS (Hegeman)
HCS for HB 3008, with SS for SCS (Hegeman)
HCS for HB 3009, with SCS (Hegeman)
HCS for HB 3010, with SS for SCS (Hegeman)
HCS for HB 3011, with SS for SCS (Hegeman)
HCS for HB 3012, with SS for SCS (Hegeman)
HCS for HB 3013, with SCS (Hegeman)
HCS for HB 3015, with SCS (Hegeman)

Requests to Recede or Grant Conference

SB 820-Burlison, with HCS, as amended (Senate requests House recede or grant conference) (Senate conferees allowed to exceed the differences)
HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-NINTH DAY—WEDNESDAY, MAY 4, 2022

The Senate met pursuant to adjournment.

Senator Bernskoetter in the Chair.

Senator Riddle offered the following prayer:

"Know that the Lord is God. It is He that made us, and we are His; we are His people, and the sheep of His pasture." (Psalm 100:3)

Gracious God, You are loving and true in all Your ways from which we benefit. So, we pray that You accept our praises as we seek You in ways that are worthy of Your greatness. And bless what we do here that it may benefit those who are touched by our efforts. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced that photographers from KY3 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator White offered Senate Resolution No. 892, regarding Metro Emergency Transport System, Joplin, which was adopted.

Senator Washington offered Senate Resolution No. 893, regarding Mariah Gilmore, Springfield, which was adopted.

Senator Brown offered Senate Resolution No. 894, regarding Big Thunder Marine, Lake Ozark, which was adopted.

Senator Gannon offered Senate Resolution No. 895, regarding Matthew C. Bryant, De Soto, which was adopted.

Senator Brown offered Senate Resolution No. 896, regarding Poly Lift Boat Lifts, Sunrise Beach and Osage Beach, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt Conference Committee Report on **SS** for **HB 2149**, as amended, and requests a further conference on **SS** for **HB 2149**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 886**, entitled:

An Act to repeal sections 456.4-419, 456.5-504, and 456.5-505, RSMo, and to enact in lieu thereof five new sections relating to trusts.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 886, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"214.160. 1. Under sections 214.140 to 214.180, and as otherwise not prohibited under Article VI, Section 23 of the Constitution of Missouri, the county commission may invest or loan said trust fund or funds in United States government, state, county or municipal bonds, certificates of deposit, first real estate mortgages, or deeds of trust and may utilize investment managers to invest, reinvest, and manage assets, subject to the terms, conditions, and limitations provided in this section and Article IV, Section 15 of the Constitution of Missouri. **[**They**] When sufficient, the commission** shall use the net income from said trust fund or funds or such investments or so much thereof as is necessary to support and maintain and beautify any public or private cemetery or any particular part thereof which may be designated by the person, persons or firm or association making said gift or bequest. **If the net income from said trust fund or funds is not sufficient to support and maintain and beautify a cemetery, the commission may only use as much of the principal thereof as the commission deems necessary for the purpose of the basic maintenance to control the growth of grass and weeds.** In maintaining or supporting the cemetery or any particular part or portion thereof the commission shall as nearly as possible follow the expressed wishes of the creator of

said trust fund.

2. An investment manager shall discharge his or her duties in the interest of the public or private cemetery and the interest of the person, persons, or firm making the gift or bequest and shall:

(1) Act with the same care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a similar capacity and familiar with those matters would use in the conduct of a similar enterprise with similar aims;

(2) Act with due regard for the management, reputation, and stability of the issuer and the character of the particular investments being considered;

(3) Make investments for the purpose of supporting, maintaining, and beautifying any public or private cemetery or any particular part thereof, which may be designated by the person, persons, or firm or association making said gift or bequest, and of defraying reasonable expenses of investing the assets;

(4) Give appropriate consideration to those facts and circumstances that the investment fiduciary knows or should know are relevant to the particular investment or investment course of action involved, including the role the investment or investment course of action plays in that portion of the investments for which the investment fiduciary has responsibility. For purposes of this subdivision, "appropriate consideration" shall include, but is not limited to, a determination by the investment fiduciary that a particular investment or investment course of action is reasonably designed to further the purposes of supporting, maintaining, and beautifying any public or private cemetery or any particular part thereof, which may be designated by the person, persons, or firm or association making said gift or bequest, while considering the risk of loss and the opportunity for gain or other return associated with the investment or investment course of action and considering the following factors as they relate to the investment or investment course of action:

(a) The diversification of the investments;

(b) The liquidity and current return of the investments relative to the anticipated cash flow requirements; and

(c) The projected return of the investments relative to the funding objectives; and

(5) Give appropriate consideration to investments that would enhance the general welfare of this state and its citizens if those investments offer the safety and rate of return comparable to other investments available to the investment fiduciary at the time the investment decision is made.

3. As used in this section, "invest" or "investment" means utilization of moneys in the expectation of future returns in the form of income or capital gain."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 820**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SB 820**, as amended. Representatives: Haffner, Chipman, Taylor (139), Butz, McCreery.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SBs 681** & **662**. Representatives: Basye, Francis, Haffner, Sharp (36), Proudie.

The Senate observed a moment of silence for Senator Eigel's wife, Amanda.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HB 2607**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HCS** for **HB 2120**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **HCS** for **HB 2168**, with **SCS**; **HB 2697**, **HB 1589**, **HB 1637**, and **HCS** for **HB 2127**, with **SCS**; **HB 2088**, **HB 1705**, and **HCS** for **HB 1699**, with **SCS**; and **HCS** for **HJR 79**, with **SCS**, begs leave to report that it has considered the same and recommends that the bills do pass.

HOUSE BILLS ON THIRD READING

Senator Eslinger moved that **SS** for **SCS** for **HCS** for **HB 1606** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HCS** for **HB 1606** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	O'Laughlin
Riddle	Roberts	Rowden	Thompson Rehder	White	Wieland—20	

NAYS—Senators

Arthur	Beck	Burlison	May	Moon	Mosley	Razer
Rizzo	Schupp	Washington	Williams—11			

Absent—Senators

Onder Schatz—2

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Eslinger, title to the bill was agreed to.

Senator Eslinger moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

THIRD READING OF SENATE BILLS

SB 987, introduced by Senator Bean, entitled:

An Act to repeal sections 313.800 and 313.805, RSMo, and to enact in lieu thereof two new sections relating to excursion gambling boat facilities.

Was taken up.

On motion of Senator Bean, **SB 987** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Moon	Mosley	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Williams—28

NAYS—Senators

Burlison	Crawford	O'Laughlin	Wieland—4

Absent—Senator Onder—1

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Bean, title to the bill was agreed to.

Senator Bean moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Bean moved that the conferees on **SS** for **SCS** for **HCS** for **HB 1720**, as amended, be allowed to modify the sunset clauses and clarify provisions contained in Sections 348.491 and 348.493, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Onder, Chairman of the Committee on Health and Pensions, submitted the following report:

Mr. President: Your Committee on Health and Pensions, to which was referred **HB 1473**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1541**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **HB 2455**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bernskoetter assumed the Chair.

REFERRALS

President Pro Tem Schatz referred **HCS** for **HB 1590**; **HCS** for **HB 1732**, with **SCS**; **HB 1860**, with **SCS**; **HCS** for **HB 2012**, with **SCS**; **HB 2325**; **HCS** for **HB 2382**; and **HB 2694**, with **SCS**, to the Committee on Governmental Accountability and Fiscal Oversight.

PRIVILEGED MOTIONS

Senator Eslinger moved that the Senate grant the House further conference on **SS** for **HB 2149**, as amended, which motion prevailed.

Senator Thompson Rehder moved that the Senate refuse to concur in **SS** for **SCS** for **SBs 775**, **751** and **640**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

HOUSE BILLS ON THIRD READING

At the request of Senator Crawford, **HCS** for **HJR 79**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1472**, with **SCS**, entitled:

An Act to repeal section 574.105, RSMo, and to enact in lieu thereof one new section relating to the offense of money laundering, with penalty provisions.

Was taken up by Senator White.

SCS for **HCS** for **HB 1472**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1472

An Act to repeal sections 361.020, 361.098, 361.160, 361.260, 361.262, 361.715, 364.030, 364.105, 365.030, 367.140, 407.640, 408.500, 569.010, 569.100, 570.010, 570.030, and 574.105, RSMo, and to enact in lieu thereof nineteen new sections relating to financial transactions, with penalty provisions.

Was taken up.

Senator White moved that **SCS** for **HCS** for **HB 1472** be adopted.

Senator White offered **SS** for **SCS** for **HCS** for **HB 1472**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1472

An Act to repeal sections 105.721, 191.500, 191.515, 191.520, 191.525, 288.132, 335.230, 335.257, 361.020, 361.098, 361.160, 361.260, 361.262, 361.715, 364.030, 364.105, 365.030, 367.140, 379.011, 407.640, 408.500, 569.010, 569.100, 570.010, 570.030, and 574.105, RSMo, and to enact in lieu thereof thirty new sections relating to financial transactions, with penalty provisions and an effective date for certain sections.

Senator White moved that **SS** for **SCS** for **HCS** for **HB 1472** be adopted.

Senator Moon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1472, Page 1, Section A, Line 11, by inserting after all of said line the following:

"**34.710. 1. A public body, when engaged in procuring or letting contracts for any purpose, shall ensure that bidders, offerors, contractors, or subcontractors are not discriminating based on an environmental, social, and governance score.**

2. This section applies only to a contract that:

(1) Is between a public body and a company with ten or more full-time employees; and

(2) Has a value of fifty-thousand dollars or more that is to be paid wholly or partially from public funds of the public body.

3. A public body may not enter into a contract with a company for goods or services unless the contract contains a written verification from the company that it does not use environmental, social, and governance scoring.

4. Subsection 3 of this section shall not apply to a public body that determines the requirements of subsection 3 of this section are inconsistent with the public body's constitutional or statutory duties related to the issuance, incurrence, or management of debt obligations or the deposit, custody, management, borrowing, or investment of funds.

5. For purposes of this section, the following terms mean:

(1) "Company", a for-profit entity, other than a sole proprietorship, but including an organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, or limited liability company, including any wholly-owned subsidiary, majority-owned subsidiary, parent company, or affiliate of those entities or business associations, that exists to make a profit;

(2) "Environmental, social and governance score", an evaluation conducted by an entity that takes into consideration one or more of the following:

(a) The use of energy and raw materials by the bidder, offeror, contractor, or subcontractor;

(b) Whether the bidder, offeror, contractor, or subcontractor spends funds on social welfare or makes charitable donations;

(c) The wages and working hours of the employees of the bidder, offeror, contractor, or subcontractor;

(d) The environmental policies of the bidder, offeror, contractor, or subcontractor; and

(e) The bribery and corruption policies of the bidder, offeror, contractor, or subcontractor;

(3) "Public body", the state, any agency of the state, any political subdivision of the state, or any instrumentality thereof.

6. The commissioner of administration or his or her designee may promulgate regulations to implement the provisions of this section so long as they are consistent with this section and do not create any exceptions. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted.

Senator Razer raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Moon, **SA 1** was withdrawn, rendering the point of order moot.

President Kehoe assumed the Chair.

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1472, Page 1, Section A, Line 11, by inserting after all of said line the following:

"**34.715. 1. The state, any agency of the state, any political subdivision of the state, or any instrumentality thereof, when engaged in any financial transaction including, but not limited to, procuring or letting contracts for any purpose shall ensure that bidders, offerors, contractors, or subcontractors are not given preferential treatment or discriminated against based on an environmental, social, and governance score.**

2. For purposes of this section, the term "environmental, social and governance score" means an evaluation conducted by an entity that takes into consideration one or more of the following:

(1) Whether the bidder, offeror, contractor, or subcontractor engages in the exploration, production, utilization, transportation, sale, or manufacturing of fossil fuel-based energy and does not commit or pledge to meet environmental standards beyond applicable state and federal law;

(2) Whether the bidder, offeror, contractor, or subcontractor engages in production agriculture;

(3) Whether the bidder, offeror, contractor, or subcontractor spends funds on social welfare;

(4) The wages and working hours of the employees of the bidder, offeror, contractor, or subcontractor; and

(5) The environmental policies of the bidder, offeror, contractor, or subcontractor."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1472, Page 1, Section A, Line 11, by inserting after all of said line the following:

"105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) "Governing body", the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) "Political subdivision", any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. Any **[**transportation development district organized under sections 238.200 to 238.275 having**]** **political subdivision that has** gross revenues of less than five thousand dollars **or that has not levied or collected sales or use taxes** in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the

statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after January 1, 2022, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Brattin offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1472, Page 1, Section A, Line 11, by inserting after all of said line the following:

"**34.750. 1. As used in this section, the following terms mean:**

(1) "Ammunition", a loaded cartridge case, primer, bullet, or propellant powder with or without a projectile;

(2) "Company", a for-profit organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, or limited liability company, including a wholly owned subsidiary, majority-owned subsidiary, parent company, or affiliate of those entities or associations that exists to make a profit, not including a sole proprietorship;

(3) "Discriminate", refusing to engage in the trade of any goods or services with an entity or association based solely on its status as a firearm entity or firearm trade association, refraining from continuing an existing business relationship with the entity or association based solely on its status as a firearm entity or firearm trade association, or terminating an existing business relationship with the entity or association based solely on its status as a firearm entity or firearm trade association. This term shall not include when the established policies of a merchant, retail seller, or platform restricts or prohibits the listing or selling of ammunition, firearms, or firearm accessories or when a company's refusal to engage in the trade of any goods or services, decision to refrain from continuing an existing business relationship, or decision to terminate an existing business relationship is to comply with federal, state, or local law, policy, or regulation or a directive by a regulatory agency or for any traditional business reason that is specific to the customer or potential customer and not based

solely on an entity's or association's status as a firearm entity or firearm trade association;

(4) "Firearm", a weapon that expels a projectile by the action of explosive or expanding gases;

(5) "Firearm accessory", a device specifically designed or adapted to enable an individual to wear, carry, store, or mount a firearm on the individual or on a conveyance and an item used in conjunction with or mounted on a firearm that is not essential to the basic function of the firearm. This term includes a detachable firearm magazine;

(6) "Firearm entity", a firearm, firearm accessory, or ammunition manufacturer, distributor, wholesaler, supplier, retailer, or a sport shooting range;

(7) "Firearm trade association", any person, corporation, unincorporated association, federation, business league, or business organization that:

(a) Is not organized or operated for profit and for which none of its net earnings inures to the benefit of any private shareholder or individual;

(b) Has two or more firearm entities as members; and

(c) Is exempt from federal income taxation under Section 501(a) of the United States Internal Revenue Code of 1986, as an organization described by Section 501(c) of that code;

(8) "Public entity", as defined in section 34.600.

2. This section applies only to a contract that:

(1) Is between a public entity and a company with at least ten full-time employees; and

(2) Has a value of at least one hundred thousand dollars that is paid wholly or partly from public funds of the public entity.

3. Except as provided in subsection 4 of this section, a public entity shall not enter into a contract with a company for the purchase of goods or services unless the contract contains a written verification from the company that it:

(1) Does not have a practice, policy, guidance, or directive that discriminates against a firearm entity or firearm trade association; and

(2) Shall not discriminate during the term of the contract against a firearm entity or firearm trade association.

4. This section shall not apply to a public entity that:

(1) Contracts with a sole-source provider; or

(2) Does not receive any bids from a company that is able to provide the written verification required by subsection 2 of this section."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Brattin offered **SA 1** to **SA 4**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 4

Amend Senate Amendment No. 4 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1472, Page 3, Line 60, by inserting after the word "to" the following: "**a financial transaction including, but not limited to,**"; and further amend line 67 by inserting after the word "into" the following: "**a financial transaction including, but not limited to,**"; and further amend line 69 by striking the word "contract" and inserting in lieu thereof the following: "**such financial transaction**".

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Razer offered **SA 2** to **SA 4**:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 4

Amend Senate Amendment No. 4 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1472, Page 3, Line 82, by inserting after all of said line the following:

"Further amend said bill, page 6, section 191.525, line 11, by inserting after all of said line the following:

"213.010. As used in this chapter, the following terms shall mean:

(1) "Age", an age of forty or more years but less than seventy years, except that it shall not be an unlawful employment practice for an employer to require the compulsory retirement of any person who has attained the age of sixty-five and who, for the two-year period immediately before retirement, is employed in a bona fide executive or high policy-making position, if such person is entitled to an immediate nonforfeitable annual retirement benefit from a pension, profit sharing, savings or deferred compensation plan, or any combination of such plans, of the employer, which equals, in the aggregate, at least forty-four thousand dollars;

(2) "Because" or "because of", as it relates to the adverse decision or action, the protected criterion was the motivating factor;

(3) "Commission", the Missouri commission on human rights;

(4) "Complainant", a person who has filed a complaint with the commission alleging that another person has engaged in a prohibited discriminatory practice;

(5) "Disability", a physical or mental impairment which substantially limits one or more of a person's major life activities, being regarded as having such an impairment, or a record of having such an impairment, which with or without reasonable accommodation does not interfere with performing the job, utilizing the place of public accommodation, or occupying the dwelling in question. For purposes of this chapter, the term "disability" does not include current, illegal use of or addiction to a controlled substance as such term is defined by section 195.010; however, a person may be considered to have a disability if that person:

(a) Has successfully completed a supervised drug rehabilitation program and is no longer engaging in the illegal use of, and is not currently addicted to, a controlled substance or has otherwise been rehabilitated successfully and is no longer engaging in such use and is not currently addicted;

(b) Is participating in a supervised rehabilitation program and is no longer engaging in illegal use of controlled substances; or

(c) Is erroneously regarded as currently illegally using, or being addicted to, a controlled substance;

(6) "Discrimination", conduct proscribed herein, taken because of race, color, religion, national origin, ancestry, sex, **[**or**]** **sexual orientation, gender identity, firearm ownership,** age**,** as it relates to employment, disability, or familial status as it relates to housing**. Discrimination includes any unfair treatment based on a person's presumed or assumed race, color, religion, national origin, ancestry, sex, sexual orientation, gender identity, firearm ownership, age, as it relates to employment, disability, or familial status as it relates to housing, regardless of whether the presumption or assumption as to such characteristic is correct**;

(7) "Dwelling", any building, structure or portion thereof which is occupied as, or designed or intended for occupancy as, a residence by one or more families, and any vacant land which is offered for sale or lease for the construction or location thereon of any such building, structure or portion thereof;

(8) "Employer", a person engaged in an industry affecting commerce who has six or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year, and shall include the state, or any political or civil subdivision thereof, or any person employing six or more persons within the state but does not include corporations and associations owned or operated by religious or sectarian organizations. "Employer" shall not include:

(a) The United States;

(b) A corporation wholly owned by the government of the United States;

(c) An individual employed by an employer;

(d) An Indian tribe;

(e) Any department or agency of the District of Columbia subject by statute to procedures of the competitive service, as defined in 5 U.S.C. Section **[**2101**]** **2102**; or

(f) A bona fide private membership club, other than a labor organization, that is exempt from taxation under 26 U.S.C. Section 501(c);

(9) "Employment agency" includes any person or agency, public or private, regularly undertaking with or without compensation to procure employees for an employer or to procure for employees opportunities to work for an employer;

(10) "Executive director", the executive director of the Missouri commission on human rights;

(11) "Familial status", one or more individuals who have not attained the age of eighteen years being domiciled with:

(a) A parent or another person having legal custody of such individual; or

(b) The designee of such parent or other person having such custody, with the written permission of such

parent or other person. The protections afforded against discrimination because of familial status shall apply to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen years;

(12) **"Gender identity", the gender-related identity, appearance, mannerisms, or other gender-related characteristics of an individual, with or without regard to the individual's assigned sex at birth;**

(13) "Human rights fund", a fund established to receive civil penalties as required by federal regulations and as set forth by subdivision (2) of subsection 11 of section 213.075, and which will be disbursed to offset additional expenses related to compliance with the Department of Housing and Urban Development regulations;

[(13)**] (14)** "Labor organization" includes any organization which exists for the purpose, in whole or in part, of collective bargaining or of dealing with employers concerning grievances, terms or conditions of employment, or for other mutual aid or protection in relation to employment;

[(14)**] (15)** "Local commissions", any commission or agency established prior to August 13, 1986, by an ordinance or order adopted by the governing body of any city, constitutional charter city, town, village, or county;

[(15)**] (16)** "Person" includes one or more individuals, corporations, partnerships, associations, organizations, labor organizations, legal representatives, mutual companies, joint stock companies, trusts, trustees, trustees in bankruptcy, receivers, fiduciaries, or other organized groups of persons;

[(16)**] (17)** "Places of public accommodation", all places or businesses offering or holding out to the general public, goods, services, privileges, facilities, advantages or accommodations for the peace, comfort, health, welfare and safety of the general public or such public places providing food, shelter, recreation and amusement, including, but not limited to:

(a) Any inn, hotel, motel, or other establishment which provides lodging to transient guests, other than an establishment located within a building which contains not more than five rooms for rent or hire and which is actually occupied by the proprietor of such establishment as **[**his**] the proprietor's** residence;

(b) Any restaurant, cafeteria, lunchroom, lunch counter, soda fountain, or other facility principally engaged in selling food for consumption on the premises, including, but not limited to, any such facility located on the premises of any retail establishment;

(c) Any gasoline station, including all facilities located on the premises of such gasoline station and made available to the patrons thereof;

(d) Any motion picture house, theater, concert hall, sports arena, stadium, or other place of exhibition or entertainment;

(e) Any public facility owned, operated, or managed by or on behalf of this state or any agency or subdivision thereof, or any public corporation; and any such facility supported in whole or in part by public funds;

(f) Any establishment which is physically located within the premises of any establishment otherwise covered by this section or within the premises of which is physically located any such covered establishment, and which holds itself out as serving patrons of such covered establishment;

[(17)**] (18)** "Rent" includes to lease, to sublease, to let and otherwise to grant for consideration the right to occupy premises not owned by the occupant;

[(18)**] (19)** "Respondent", a person who is alleged to have engaged in a prohibited discriminatory practice in a complaint filed with the commission;

(20) "Sexual orientation", one's actual or perceived emotional or physical attraction to, or romantic or physical relationships with, members of the same gender, members of a different gender, or members of any gender; or the lack of any emotional or physical attraction to, or romantic or physical relationships with, anyone. The term "sexual orientation" includes a history of such attraction or relationship or a history of no such attraction or relationship;

[(19)**] (21)** "The motivating factor", the employee's protected classification actually played a role in the adverse action or decision and had a determinative influence on the adverse decision or action;

[(20)**] (22)** "Unlawful discriminatory practice", any act that is unlawful under this chapter.

213.030. 1. The powers and duties of the commission shall be:

(1) To seek to eliminate and prevent discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** age**,** as it relates to employment, disability, or familial status as it relates to housing and to take other actions against discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** age, disability, or familial status as provided by law; and the commission is hereby given general jurisdiction and power for such purposes;

(2) To implement the purposes of this chapter first by conference, conciliation and persuasion so that persons may be guaranteed their civil rights and goodwill be fostered;

(3) To formulate policies to implement the purposes of this chapter and to make recommendations to agencies and officers of the state and political subdivisions in aid of such policies and purposes;

(4) To appoint such employees as it may deem necessary, fix their compensation within the appropriations provided and in accordance with the wage structure established for other state agencies, and prescribe their duties;

(5) To obtain upon request and utilize the services of all governmental departments and agencies to be paid from appropriations to this commission;

(6) To adopt, promulgate, amend, and rescind suitable rules and regulations to carry out the provisions of this chapter and the policies and practices of the commission in connection therewith;

(7) To receive, investigate, initiate, and pass upon complaints alleging discrimination in employment, housing or in places of public accommodations because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** age**,** as it relates to employment, disability, or familial status as it relates to housing and to require the production for examination of any books, papers, records, or other materials relating to any matter under investigation;

(8) To hold hearings, subpoena witnesses, compel their attendance, administer oaths, to take the testimony of any person under oath, and, in connection therewith, to require the production for examination of any books, papers or other materials relating to any matter under investigation or in question before the commission;

(9) To issue publications and the results of studies and research which will tend to promote goodwill and minimize or eliminate discrimination in housing, employment or in places of public accommodation because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** age**,** as it relates to employment, disability, or familial status as it relates to housing;

(10) To provide each year to the governor and to the general assembly a full written report of all its activities and of its recommendations;

(11) To adopt an official seal;

(12) To cooperate, act jointly, enter into cooperative or work-sharing agreements with the United States Equal Employment Opportunity Commission, the United States Department of Housing and Urban Development, and other federal agencies and local commissions or agencies to achieve the purposes of this chapter;

(13) To accept grants, private gifts, bequests, and establish funds to dispose of such moneys so long as the conditions of the grant, gift, or bequest are not inconsistent with the purposes of this chapter and are used to achieve the purposes of this chapter;

(14) To establish a human rights fund as defined in section 213.010, for the purposes of administering sections 213.040, 213.045, 213.050, 213.070, 213.075, and 213.076.

2. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of **[**section 536.024**] chapter 536**.

213.040. 1. It shall be an unlawful housing practice:

(1) To refuse to sell or rent after the making of a bona fide offer, to refuse to negotiate for the sale or rental of, to deny or otherwise make unavailable, a dwelling to any person because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** disability, or familial status;

(2) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** disability, or familial status;

(3) To make, print, or publish, or cause to be made, printed, or published any notice, statement or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** disability, or familial status, or an intention to make any such preference, limitation, or discrimination;

(4) To represent to any person because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** disability, or familial status that any dwelling is not available for inspection, sale, or rental when such dwelling is in fact so available;

(5) To induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood of a person or persons because of a particular race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** disability, or familial status;

(6) To discriminate in the sale or rental of, or to otherwise make unavailable or deny, a dwelling to any buyer or renter because of a disability of:

(a) That buyer or renter;

(b) A person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or

(c) Any person associated with that buyer or renter;

(7) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection with such dwelling, because of a disability of:

(a) That person;

(b) A person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or

(c) Any person associated with that person.

2. For purposes of this section and sections 213.045 and 213.050, discrimination includes:

(1) A refusal to permit, at the expense of the person with the disability, reasonable modifications of existing premises occupied or to be occupied by such person if such modifications may be necessary to afford such person full enjoyment of the premises, except that, in the case of a rental, the landlord may, where it is reasonable to do so, condition permission for a modification on the renter's agreeing to restore the interior of the premises to the condition that existed before the modification, reasonable wear and tear excepted;

(2) A refusal to make reasonable accommodations in rules, policies, practices, or services, when such accommodations may be necessary to afford such person equal opportunity to use and enjoy a dwelling; or

(3) In connection with the design and construction of covered multifamily dwellings for first occupancy after March 13, 1991, a failure to design and construct those dwellings in such a manner that:

(a) The public use and common use portions of such dwellings are readily accessible to and usable by persons with a disability;

(b) All the doors designed to allow passage into and within all premises within such dwellings are sufficiently wide to allow passage by persons with a disability in wheelchairs; and

(c) All premises within such dwellings contain the following features of adaptive design:

a. An accessible route into and through the dwelling;

b. Light switches, electrical outlets, thermostats, and other environmental controls in accessible locations;

c. Reinforcements in bathroom walls to allow later installation of grab bars; and

d. Usable kitchens and bathrooms such that an individual in a wheelchair can maneuver about the space.

3. As used in subdivision (3) of subsection 2 of this section, the term "covered multifamily dwelling" means:

(1) Buildings consisting of four or more units if such buildings have one or more elevators; and

(2) Ground floor units in other buildings consisting of four or more units.

4. Compliance with the appropriate requirements of the American National Standard for Buildings and Facilities providing accessibility and usability for people with physical disabilities, commonly cited as "ANSI A117.1", suffices to satisfy the requirements of paragraph (a) of subdivision (3) of subsection 2 of this section.

5. Where a unit of general local government has incorporated into its laws the requirements set forth in subdivision (3) of subsection 2 of this section, compliance with such laws shall be deemed to satisfy the requirements of that subdivision. Such compliance shall be subject to the following provisions:

(1) A unit of general local government may review and approve newly constructed covered multifamily dwellings for the purpose of making determinations as to whether the design and construction requirements of subdivision (3) of subsection 2 of this section are met;

(2) The commission shall encourage, but may not require, the units of local government to include in their existing procedures for the review and approval of newly constructed covered multifamily dwellings, determinations as to whether the design and construction of such dwellings are consistent with subdivision (3) of subsection 2 of this section, and shall provide technical assistance to units of local government and other persons to implement the requirements of subdivision (3) of subsection 2 of this section;

(3) Nothing in this chapter shall be construed to require the commission to review or approve the plans, designs or construction of all covered dwellings, to determine whether the design and construction of such dwellings are consistent with the requirements of subdivision (3) of subsection 2 of this section.

6. Nothing in this chapter shall be construed to invalidate or limit any law of the state or political subdivision of the state, or other jurisdiction in which this chapter shall be effective, that requires dwellings to be designed and constructed in a manner that affords persons with disabilities greater access than is required by this chapter.

7. Nothing in this section and sections 213.045 and 213.050 requires that a dwelling be made available to an individual whose tenancy would constitute a direct threat to the health or safety of other individuals or whose tenancy would result in substantial physical damage to the property of others.

8. Nothing in this section and sections 213.045 and 213.050 limits the applicability of any reasonable local or state restriction regarding the maximum number of occupants permitted to occupy a dwelling, nor does any provision in this section and sections 213.045 and 213.050 regarding familial status apply with respect to housing for older persons.

9. As used in this section and sections 213.045 and 213.050, "housing for older persons" means housing:

(1) Provided under any state or federal program that the commission determines is specifically designed and operated to assist elderly persons, as defined in the state or federal program;

(2) Intended for, and solely occupied by, persons sixty-two years of age or older; or

(3) Intended and operated for occupancy by at least one person fifty-five years of age or older per unit. In determining whether housing qualifies as housing for older persons under this subsection, the commission shall develop regulations which require at least the following factors:

(a) The existence of significant facilities and services specifically designed to meet the physical or social needs of older persons, or if the provision of such facilities and services is not practicable, that such housing is necessary to provide important housing opportunities for older persons; and

(b) That at least eighty percent of the units are occupied by at least one person fifty-five years of age or older per unit; and

(c) The publication of, and adherence to, policies and procedures which demonstrate an intent by the owner or manager to provide housing for persons fifty-five years of age or older.

10. Housing shall not fail to meet the requirements for housing for older persons by reason of:

(1) Persons residing in such housing as of August 28, 1992, who do not meet the age requirements of subdivision (2) or (3) of subsection 9 of this section, provided that new occupants of such housing meet the age requirements of subdivision (2) or (3) of subsection 9 of this section; or

(2) Unoccupied units, provided that such units are reserved for occupancy by persons who meet the age requirements of subdivision (2) or (3) of subsection 9 of this section.

11. Nothing in this section or section 213.045 or 213.050 shall prohibit conduct against a person because such person has been convicted by any court of competent jurisdiction of the illegal manufacture or distribution of a controlled substance, as defined by section 195.010.

12. Nothing in this chapter shall prohibit a religious organization, association, or society, or any nonprofit institution or organization operated, supervised or controlled by or in conjunction with a religious organization, association, or society, from limiting the sale, rental or occupancy of dwellings which it owns or operates for other than a commercial purpose to persons of the same religion, or from giving preference to such persons, unless membership in such religion is restricted on account of race, color, or national origin. Nor shall anything in this chapter prohibit a private club not in fact open to the public, which as an incident to its primary purpose or purposes provides lodging which it owns or operates for other than a commercial purpose, from limiting the rental or occupancy of such lodging to its members or from giving preference to its members.

13. Nothing in this chapter, other than the prohibitions against discriminatory advertising in subdivision (3) of subsection 1 of this section, shall apply to:

(1) The sale or rental of any single family house by a private individual owner, provided the following conditions are met:

(a) The private individual owner does not own or have any interest in more than three single family houses at any one time; and

(b) The house is sold or rented without the use of a real estate broker, agent or salesperson or the facilities of any person in the business of selling or renting dwellings and without publication, posting or mailing of any advertisement. If the owner selling the house does not reside in it at the time of the sale or was not the most recent resident of the house prior to such sale, the exemption in this section applies to only one such sale in any twenty-four-month period; or

(2) Rooms or units in dwellings containing living quarters occupied or intended to be occupied by no more than four families living independently of each other, if the owner actually maintains and occupies one of such living quarters as his or her residence.

213.045. It shall be unlawful for any bank, building and loan association, insurance company or other corporation, association, firm or enterprise whose business consists in whole or in part in the making of commercial real estate loans, to deny a loan or other financial assistance because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** disability**,** or familial status to a person applying therefor for the purpose of purchasing, construction, improving, repairing, or maintaining a dwelling, or to discriminate against **[**him**]** **such person** in fixing of the amount, interest rate, duration or other terms or conditions of such loan or other financial assistance, because of the race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** disability, or familial status of such person or of any person associated with **[**him**]** **such person** in connection with such loan or other financial assistance, or of the present or prospective owners, lessees, tenants, or occupants, of the dwellings in relation to which such loan or other financial assistance is to be made or given.

213.050. It shall be unlawful to deny any person access to or membership or participation in any multiple listing service, real estate brokers' organization or other service organization, or facility relating to the business of selling or renting dwellings, because of race, color, religion, national origin, ancestry, sex, **sexual orientation, gender identity, firearm ownership,** disability, or familial status.

213.055. 1. It shall be an unlawful employment practice:

(1) For an employer, because of the race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability of any individual:

(a) To fail or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to **[**his**]** **such individual's** compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability;

(b) To limit, segregate, or classify **[**his**]** employees or **[**his**]** employment applicants in any way which would deprive or tend to deprive any individual of employment opportunities or otherwise adversely affect **[**his**]** **such individual's** status as an employee, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability;

(2) For a labor organization to exclude or to expel from its membership any individual or to discriminate in any way against any of its members or against any employer or any individual employed by an employer because of race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability of any individual; or to limit, segregate, or classify its membership, or to classify or fail or refuse to refer for employment any individual, in any way which would deprive or tend to deprive any individual of employment opportunities, or would limit such employment opportunities or otherwise adversely affect **[**his**]** **such individual's** status as an employee or as an applicant for employment, because of such individual's race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability; or for any employer, labor organization, or joint labor-management committee controlling apprenticeship or other training or retraining, including on-the-job training programs to discriminate against any individual because of **[**his**]** **such individual's** race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability in admission to, or employment in, any program established to provide apprenticeship or other training;

(3) For any employer or employment agency to print or circulate or cause to be printed or circulated any

statement, advertisement or publication, or to use any form of application for employment or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification, or discrimination, because of race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability unless based upon a bona fide occupational qualification or for an employment agency to fail or refuse to refer for employment, or otherwise to discriminate against, any individual because of his or her race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** as it relates to employment, or disability, or to classify or refer for employment any individual because of **[**his or her**]** **such individual's** race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability.

2. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for an employer to apply different standards of compensation, or different terms, conditions or privileges of employment pursuant to a bona fide seniority or merit system, or a system which measures earnings by quantity or quality of production or to employees who work in different locations, provided that such differences or such systems are not the result of an intention or a design to discriminate, and are not used to discriminate, because of race, color, religion, sex, **sexual orientation, gender identity, firearm ownership,** national origin, ancestry, age**,** or disability, nor shall it be an unlawful employment practice for an employer to give and to act upon the results of any professionally developed ability test, provided that such test, its administration, or action upon the results thereof, is not designed, intended or used to discriminate because of race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability.

3. Nothing contained in this chapter shall be interpreted to require any employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to any individual or to any group because of the race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability of such individual or group on account of an imbalance which may exist with respect to the total number or percentage of persons of any race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability employed by any employer, referred or classified for employment by any employment agency or labor organization, admitted to membership or classified by any labor organization, or admitted to or employed in any apprenticeship or other training program, in comparison with the total number or percentage of persons of such race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age**,** or disability in any community, state, section, or other area, or in the available workforce in any community, state, section, or other area.

4. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for the state or any political subdivision of the state to comply with the provisions of 29 U.S.C. Section 623 relating to employment as firefighters or law enforcement officers.

213.065. 1. All persons within the jurisdiction of the state of Missouri are free and equal and shall be entitled to the full and equal use and enjoyment within this state of any place of public accommodation, as hereinafter defined, without discrimination or segregation because of race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, or disability.

2. It is an unlawful discriminatory practice for any person, directly or indirectly, to refuse, withhold from or deny any other person, or to attempt to refuse, withhold from or deny any other person, any of the accommodations, advantages, facilities, services, or privileges made available in any place of public

accommodation, as defined in section 213.010 and this section, or to segregate or discriminate against any such person in the use thereof because of race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, or disability.

3. The provisions of this section shall not apply to a private club, a place of accommodation owned by or operated on behalf of a religious corporation, association or society, or other establishment which is not in fact open to the public, unless the facilities of such establishments are made available to the customers or patrons of a place of public accommodation as defined in section 213.010 and this section.

213.070. 1. It shall be an unlawful discriminatory practice for an employer, employment agency, labor organization, or place of public accommodation:

(1) To aid, abet, incite, compel, or coerce the commission of acts prohibited under this chapter or to attempt to do so;

(2) To retaliate or discriminate in any manner against any other person because such person has opposed any practice prohibited by this chapter or because such person has filed a complaint, testified, assisted, or participated in any manner in any investigation, proceeding or hearing conducted pursuant to this chapter;

(3) For the state or any political subdivision of this state to discriminate on the basis of race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age, as it relates to employment, disability, or familial status as it relates to housing; or

(4) To discriminate in any manner against any other person because of such person's association with any person protected by this chapter.

2. This chapter, in addition to chapter 285 and chapter 287, shall provide the exclusive remedy for any and all claims for injury or damages arising out of an employment relationship.

213.101. 1. The provisions of this chapter shall be construed to accomplish the purposes thereof and any law inconsistent with any provision of this chapter shall not apply. Nothing contained in this chapter shall be deemed to repeal any of the provisions of any law of this state relating to discrimination because of race, color, religion, national origin, sex, **sexual orientation, gender identity, firearm ownership,** ancestry, age, disability, or familial status.

2. The general assembly hereby expressly abrogates the case of *McBryde v. Ritenour School District*, 207 S.W.3d 162 (Mo.App. E.D. 2006), and its progeny as it relates to the necessity and appropriateness of the issuance of a business judgment instruction. In all civil actions brought under this chapter, a jury shall be given an instruction expressing the business judgment rule.

3. If an employer in a case brought under this chapter files a motion pursuant to rule 74.04 of the Missouri rules of civil procedure, the court shall consider the burden-shifting analysis of *McDonnell Douglas Corp. v. Green*, 411 U.S. 792 (1973), and its progeny to be highly persuasive for analysis in cases not involving direct evidence of discrimination.

4. The general assembly hereby expressly abrogates by this statute the cases of *Daugherty v. City of Maryland Heights*, 231 S.W.3d 814 (Mo. 2007) and its progeny as they relate to the contributing factor standard and abandonment of the burden-shifting framework established in *McDonnell Douglas Corp. v. Green*, 411 U.S. 792 (1973).

5. The general assembly hereby expressly abrogates by this statute the holding in *Hurst v. Kansas City Mo. School District*, 437 S.W.3d 327 (Mo.App. W.D. 2014), that Missouri Approved Instruction 19.01 may

be applied to actions brought pursuant to this chapter, and the holding in *Thomas v. McKeever's Enterprises, Inc.*, 388 S.W.3d 206 (Mo.App. W.D. 2012), that juries shall not be instructed that plaintiffs bear the burden of establishing "but for" causation in actions brought pursuant to this chapter.

6. The general assembly hereby abrogates all Missouri-approved jury instructions specifically addressing civil actions brought under this chapter which were in effect prior to August 28, 2017."; and".

Senator Razer moved that the above amendment be adopted.

At the request of Senator White, **HCS** for **HB 1472**, with **SCS**, **SS** for **SCS**, **SA 4**, as amended, and **SA 2** to **SA 4** (pending), was placed on the Informal Calendar.

PRIVILEGED MOTIONS

Senator Luetkemeyer moved that **SCS** for **SB 886**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 886**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 886

An Act to repeal sections 456.4-419, 456.5-504, and 456.5-505, RSMo, and to enact in lieu thereof five new sections relating to trusts.

Was taken up.

Senator Luetkemeyer moved that **HCS** for **SCS** for **SB 886**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Brown	Eigel—2

Vacancies—None

On motion of Senator Luetkemeyer, **HCS** for **SCS** for **SB 886**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig

Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Brown	Eigel—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

HOUSE BILLS ON THIRD READING

HCS for **HB 2168**, with **SCS**, entitled:

An Act to repeal section 379.011, RSMo, and to enact in lieu thereof one new section relating to the delivery of documents required for insurance transactions.

Was taken up by Senator Crawford.

SCS for **HCS** for **HB 2168**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2168

An Act to repeal sections 288.132, 303.025, 303.041, 319.129, 375.159, 376.380, and 379.011, RSMo, and to enact in lieu thereof thirteen new sections relating to insurance, with penalty provisions and an effective date for certain sections.

Was taken up.

Senator Crawford moved that **SCS** for **HCS** for **HB 2168** be adopted.

Senator Crawford offered **SS** for **SCS** for **HCS** for **HB 2168**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2168

An Act to repeal sections 288.132, 303.025, 303.041, 319.129, 375.159, 376.380, and 379.011, RSMo,

and to enact in lieu thereof thirteen new sections relating to insurance, with penalty provisions and an effective date for certain sections.

Senator Crawford moved that **SS** for **SCS** for **HCS** for **HB 2168** be adopted.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2168, Page 1, Section A, Line 6, by inserting after all of said line the following:

"**288.104. 1. This section shall be known and may be cited as the "Employment Security Program Integrity Act of 2022".**

2. As used in this section, the following terms mean:

(1) "Department of corrections", the Missouri department of corrections;

(2) "Division", the division of employment security of the Missouri department of labor and industrial relations;

(3) "Employment security rolls", the list of all persons currently receiving unemployment compensation benefits under this chapter, to be kept and updated by the division;

(4) "Integrity Data Hub", the Integrity Data Hub designed and published by the UI Integrity Center of the National Association of State Workforce Agencies (NASWA);

(5) "New-hire records", the directory of newly hired and rehired employees reported under applicable state and federal laws and managed by the division;

(6) "Welfare agency", any state agency, department, or entity which distributes or administers public assistance benefits, other than unemployment compensation benefits, through the Temporary Assistance for Needy Families (TANF), Supplemental Nutrition Assistance (SNAP), Medicaid, or public housing programs.

3. The division shall engage with and utilize the Integrity Data Hub to ensure that only eligible individuals receive unemployment compensation benefits pursuant to this chapter.

4. The division shall, on a weekly basis, check its employment security rolls against a list of incarcerated individuals, which shall be provided to the division by the department of corrections, to verify the eligibility of unemployment compensation benefit claimants and to ensure that only eligible individuals receive unemployment compensation benefits pursuant to this chapter.

5. The division shall, on a weekly basis, check its employment security rolls against state death records.

6. The division shall, on a weekly basis, check its new-hire records against the records contained in the National Directory of New Hires in order to verify the eligibility of the individuals named in the division's new-hire records.

7. The division shall verify the identity of unemployment compensation benefit claimants by methods including but not limited to:

(1) Verifying the identity of an applicant prior to awarding benefits; and

(2) Requiring multi-factor authentication as part of online applications.

8. The division shall perform a full eligibility review of suspicious or potentially improper claims, in cases including but not limited to:

(1) Multiple or duplicative claims filed online originating from the same internet protocol address;

(2) Claims filed online from foreign internet protocol addresses;

(3) Multiple or duplicative claims filed which are associated with the same mailing address; and

(4) Multiple or duplicative claims filed which are associated with the same bank account.

9. Any welfare agency, upon receipt of information that an enrolled individual has become employed, shall notify the division in order that the division may determine whether an individual remains eligible for unemployment compensation benefits.

10. (1) The division shall adopt and implement internal administrative policies to prioritize and pursue the recovery of fraudulent or otherwise improper unemployment compensation benefit overpayments to the fullest extent allowable under applicable state and federal law. The division shall, without exception, attempt to recover all outstanding unemployment compensation benefit overpayments unless doing so would violate state or federal law.

(2) The division shall maintain records of all of its attempts to recover unemployment compensation benefit overpayments. The division shall issue a written report to the general assembly each year, no later than December thirty-first, describing improper unemployment compensation benefit payments and their recovery, the extent to which any improper unemployment compensation benefit payments have not been corrected or recovered, and the reasons for the failure of the division to secure such correction or recovery.

(3) The division shall issue a written report to the general assembly each year, no later than December thirty-first, on the efficacy of employment security fraud detection and on the measures taken by the division to prevent employment security fraud.

11. The division is hereby authorized to execute a memorandum of understanding with any governmental entity of this state in order to share and receive such information as may be necessary for the division to administer the provisions of this section.

12. If the division receives information relating to an individual who has been found eligible for unemployment compensation benefits and such information indicates a change in circumstances that could affect the individual's eligibility, the division shall review the individual's eligibility case.

13. The division may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void."; and

Further amend said bill, page 84, section B, line 2, by striking "section" and inserting in lieu thereof the

following: "sections 288.104 and"; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted.

Senator Rizzo raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Koenig, **SA 1** was withdrawn, rendering the point of order moot.

Senator Burlison offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2168, Page 79, Section 376.380, Line 1233, by inserting after all of said line the following:

"376.1800. 1. As used in this section, the following terms shall mean:

(1) "Medical retainer agreement", a contract between a **[**physician**]** **provider** and an individual patient or such individual patient's legal representative in which the **[**physician**]** **provider** agrees to provide certain health care services described in the agreement to the individual patient for an agreed-upon fee and period of time;

(2) **[**"Physician"**]** **"Provider"**, **a chiropractor licensed under chapter 331, a dentist licensed under chapter 332, or** a physician licensed under chapter 334. **[**Physician**]** **Provider** includes an individual **[**physician**]** **provider** or a group of **[**physicians**]** **providers**.

2. A medical retainer agreement is not insurance and is not subject to this chapter. Entering into a medical retainer agreement is not the business of insurance and is not subject to this chapter.

3. A **[**physician**]** **provider** or agent of a **[**physician**]** **provider** is not required to obtain a certificate of authority or license under this section to market, sell, or offer to sell a medical retainer agreement.

4. To be considered a medical retainer agreement for the purposes of this section, the agreement shall meet all of the following requirements:

(1) Be in writing;

(2) Be signed by the **[**physician**]** **provider** or agent of the **[**physician**]** **provider** and the individual patient or such individual patient's legal representative;

(3) Allow either party to terminate the agreement on written notice to the other party;

(4) Describe the specific health care services that are included in the agreement;

(5) Specify the fee for the agreement;

(6) Specify the period of time under the agreement; and

(7) Prominently state in writing that the agreement is not health insurance.

5. (1) For any patient who enters into a medical retainer agreement under this section and who has

established a health savings account (HSA) in compliance with 26 U.S.C. Section 223, or who has a flexible spending arrangement (FSA) or health reimbursement arrangement (HRA), fees under the patient's medical retainer agreement may be paid from such health savings account or reimbursed through such flexible spending arrangement or health reimbursement arrangement, subject to any federal or state laws regarding qualified expenditures from a health savings account, or reimbursement through a flexible spending arrangement or a health reimbursement arrangement.

(2) The employer of any patient described in subdivision (1) of this subsection may:

(a) Make contributions to such patient's health savings account, flexible spending arrangement, or health reimbursement arrangement to cover all or any portion of the agreed-upon fees under the patient's medical retainer agreement, subject to any federal or state restrictions on contributions made by an employer to a health savings account, or reimbursement through a flexible spending arrangement, or health reimbursement arrangement; or

(b) Pay the agreed-upon fees directly to the **[**physician**]** **provider** under the medical retainer agreement.

6. Nothing in this section shall be construed as prohibiting, limiting, or otherwise restricting a **[**physician**]** **provider** in a collaborative practice arrangement from entering into a medical retainer agreement under this section."; and

Further amend the title and enacting clause accordingly.

Senator Burlison moved that the above amendment be adopted, which motion prevailed.

Senator Crawford moved that **SS** for **SCS** for **HCS** for **HB 2168**, as amended, be adopted, which motion prevailed.

On motion of Senator Crawford, **SS** for **SCS** for **HCS** for **HB 2168**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senators

Brown	Eigel—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HB 2400, introduced by Representative Houx, entitled:

An Act to repeal section 285.730, RSMo, and to enact in lieu thereof one new section relating to professional employer organizations.

Was taken up by Senator Hoskins.

Senator Hoskins offered **SS** for **HB 2400**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2400

An Act to repeal sections 285.730 and 620.2020, RSMo, and to enact in lieu thereof two new sections relating to business entities.

Senator Hoskins moved that **SS** for **HB 2400** be adopted.

Senator Burlison offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 2400, Page 5, Section 285.730, Line 143, by inserting after all of said line the following:

"**407.475. 1. Except when specifically required or authorized by federal law, no state agency or state official shall impose any additional annual filing or reporting requirements on an organization regulated or specifically exempted from regulation under sections 407.450 to 407.478 that are more stringent, restrictive, or expansive than the requirements authorized under section 407.462.**

2. This section shall not apply to state grants or contracts, nor investigations under section 407.472 and shall not restrict enforcement actions against specific charitable organizations. This section shall not apply to labor organizations, as that term is defined in section 105.500.

3. This section shall not apply when an organization regulated or specifically exempted from regulation under sections 407.450 to 407.475 is providing any report or disclosure required by state law to be filed with the secretary of state."; and

Further amend the title and enacting clause accordingly.

Senator Burlison moved that the above amendment be adopted, which motion prevailed.

Senator Koenig offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Bill No. 2400, Page 1, Section A, Line 3, by inserting after all of said line the following:

"130.029. 1. Nothing herein contained shall be construed to prohibit any corporation organized under any general or special law of this state, or any other state or by an act of the Congress of the United States or any labor organization, cooperative association or mutual association from making any contributions or expenditures, provided:

(1) That the board of directors of any corporation by resolution has authorized contributions or

expenditures, or by resolution has authorized a designated officer to make such contributions or expenditures; or

(2) That the members of any labor organization, cooperative association or mutual association have authorized contributions or expenditures by a majority vote of the members present at a duly called meeting of any such labor organization, cooperative association or mutual association or by such vote has authorized a designated officer to make such contributions or expenditures.

2. No provision of this section shall be construed to authorize contributions or expenditures otherwise prohibited by, or to change any necessary percentage of vote otherwise required by, the articles of incorporation or association or bylaws of such labor organization, corporation, cooperative or mutual association.

3. Authority to make contributions or expenditures as authorized by this section shall be adopted by general or specific resolution. This resolution shall state the total amount of contributions or expenditures authorized, the purposes of such contributions or expenditures and the time period within which such authority shall exist.

4. (1) Any limited liability company that is duly registered pursuant to chapter 347 and that has not elected to be classified as a corporation under the federal tax code may make contributions to any committee if the limited liability company has:

(a) Been in existence for at least one year prior to such contribution; and

(b) Electronically filed with the Missouri ethics commission indicating that the limited liability company is a legitimate business with a legitimate business interest and is not created for the sole purpose of making campaign contributions.

(2) The Missouri ethics commission shall develop a method for limited liability companies to use for purposes of paragraph (b) of subdivision (1) of this subsection. The commission shall post all information submitted pursuant to this subdivision on its website on a public page in a searchable format.

143.081. 1. A resident individual, resident estate, and resident trust shall be allowed a credit against the tax otherwise due pursuant to sections 143.005 to 143.998 for the amount of any income tax imposed for the taxable year by another state of the United States (or a political subdivision thereof) or the District of Columbia on income derived from sources therein and which is also subject to tax pursuant to sections 143.005 to 143.998. For purposes of this subsection, the phrase "income tax imposed" shall be that amount of tax before any income tax credit allowed by such other state or the District of Columbia if the other state or the District of Columbia authorizes a reciprocal benefit for residents of this state.

2. The credit provided pursuant to this section shall not exceed an amount which bears the same ratio to the tax otherwise due pursuant to sections 143.005 to 143.998 as the amount of the taxpayer's Missouri adjusted gross income derived from sources in the other taxing jurisdiction bears to the taxpayer's Missouri adjusted gross income derived from all sources. In applying the limitation of the previous sentence to an estate or trust, Missouri taxable income shall be substituted for Missouri adjusted gross income. If the tax of more than one other taxing jurisdiction is imposed on the same item of income, the credit shall not exceed the limitation that would result if the taxes of all the other jurisdictions applicable to the item were deemed to be of a single jurisdiction.

3. **(1)** For the purposes of this section, in the case of an S corporation, each resident S shareholder shall be considered to have paid a tax imposed on the shareholder in an amount equal to the shareholder's pro rata share of any net income tax paid by the S corporation to a state which does not measure the income of shareholders on an S corporation by reference to the income of the S corporation or where a composite return and composite payments are made in such state on behalf of the S shareholders by the S corporation.

(2) A resident S shareholder shall be eligible for a credit issued pursuant to this section in an amount equal to the shareholder's pro rata share of any income tax imposed pursuant to chapter 143 on income derived from sources in another state of the United States, or a political subdivision thereof, or the District of Columbia, and which is subject to tax pursuant to chapter 143 but is not subject to tax in such other jurisdiction.

4. For purposes of subsection 3 of this section, in the case of an S corporation that is a bank chartered by a state, the Office of Thrift Supervision, or the comptroller of currency, each Missouri resident S shareholder of such out-of-state bank shall qualify for the shareholder's pro rata share of any net tax paid, including a bank franchise tax based on the income of the bank, by such S corporation where bank payment of taxes are made in such state on behalf of the S shareholders by the S bank to the extent of the tax paid.

143.436. 1. This section shall be known and may be cited as the "SALT Parity Act".

2. For the purposes of this section, the following terms shall mean:

(1) "Affected business entity", any partnership or S corporation that elects to be subject to tax pursuant to subsection 10 of this section;

(2) "Direct member", a member that holds an interest directly in an affected business entity;

(3) "Indirect member", a member that itself holds an interest, through a direct or indirect member that is a partnership or an S corporation, in an affected business entity;

(4) "Member":

(a) A shareholder of an S corporation;

(b) A partner in a general partnership, a limited partnership, or a limited liability partnership; or

(c) A member of a limited liability company that is treated as a partnership or S corporation for federal income tax purposes;

(5) "Partnership", the same meaning as provided in 26 U.S.C. Section 7701(a)(2). The term "partnership" shall include a limited liability company that is treated as a partnership for federal income tax purposes;

(6) "S corporation", a corporation or limited liability company that is treated as an S corporation for federal income tax purposes;

(7) "Tax year", the tax year of a partnership or S corporation for federal income tax purposes.

3. (1) Notwithstanding any provision of law to the contrary, a tax is hereby imposed on each affected business entity that is a partnership and that is doing business in this state. Such affected business entity shall, at the time that the affected business entity's return is due, pay a tax in an amount equal to the sum of the separately and nonseparately computed items, as described in 26

U.S.C. Section 702(a), of the affected business entity, to the extent derived from or connected with sources within this state, as determined pursuant to section 143.455, decreased by the deduction allowed under 26 U.S.C. Section 199A computed as if such deduction was allowed to be taken by the affected business entity for federal tax purposes, and increased or decreased by any modification made pursuant to section 143.471 that relates to an item of the affected business entity's income, gain, loss, or deduction, to the extent derived from or connected with sources within this state, as determined pursuant to section 143.455, with such sum multiplied by the highest rate of tax used to determine a Missouri income tax liability for an individual pursuant to section 143.011. An affected entity paying the tax pursuant to this subsection shall include with the payment of such taxes each report provided to a member pursuant to subsection 7 of this section.

(2) If the amount calculated pursuant to subdivision (1) of this section results in a net loss, such net loss may be carried forward to succeeding tax years for which the affected business entity elects to be subject to tax pursuant to subsection 11 of this section until fully used.

4. (1) Notwithstanding any provision of law to the contrary, a tax is hereby imposed on each affected business entity that is an S corporation and that is doing business in this state. Such affected business entity shall, at the time that the affected business entity's return is due, pay a tax in an amount equal to the sum of the separately and nonseparately computed items, as described in 26 U.S.C. Section 1366, of the affected business entity, to the extent derived from or connected with sources within this state, as determined pursuant to section 143.455, decreased by the deduction allowed under 26 U.S.C. Section 199A computed as if such deduction was allowed to be taken by the affected business entity for federal tax purposes, and increased or decreased by any modification made pursuant to section 143.471 that relates to an item of the affected business entity's income, gain, loss, or deduction, to the extent derived from or connected with sources within this state, as determined pursuant to section 143.455, with such sum multiplied by the highest rate of tax used to determine a Missouri income tax liability for an individual pursuant to section 143.011. An affected entity paying the tax pursuant to this subsection shall include with the payment of such taxes each report provided to a member pursuant to subsection 7 of this section.

(2) If the amount calculated pursuant to subdivision (1) of this section results in a net loss, such net loss may be carried forward to succeeding tax years for which the affected business entity elects to be subject to tax pursuant to subsection 11 of this section until fully used.

5. If an affected business entity is a direct or indirect member of another affected business entity, the member affected business entity shall, when calculating its net income or loss pursuant to subsections 3 or 4 of this section, subtract its distributive share of income or add its distributive share of loss from the affected business entity in which it is a direct or indirect member to the extent that the income or loss was derived from or connected with sources within this state, as determined pursuant to section 143.455.

6. A nonresident individual who is a member shall not be required to file an income tax return pursuant to this chapter for a tax year if, for such tax year, the only source of income derived from or connected with sources within the state for such member, or the member and the member's spouse if a joint federal income tax return is or shall be filed, is from one or more affected business entities and such affected business entity or entities file and pay the tax due under this section.

7. Each partnership and S corporation shall report to each of its members, for each tax year, such

member's direct pro rata share of the tax imposed pursuant to this section on such partnership or S corporation if it is an affected business entity and its indirect pro rata share of the tax imposed on any affected business entity in which such affected business entity is a direct or indirect member.

8. (1) Each member that is subject to the tax imposed pursuant to section 143.011 shall be entitled to a credit against the tax imposed pursuant to section 143.011. Such credit shall be in an amount equal to such member's direct and indirect pro rata share of the tax paid pursuant to this section by any affected business entity of which such member is directly or indirectly a member.

(2) If the amount of the credit authorized by this subsection exceeds such member's tax liability for the tax imposed pursuant to section 143.011, the excess amount shall not be refunded but may be carried forward to each succeeding tax year until such credit is fully taken.

9. (1) Each member that is subject to the tax imposed pursuant to section 143.011 as a resident or part-year resident of this state shall be entitled to a credit against the tax imposed pursuant to section 143.011 for such member's direct and indirect pro rata share of taxes paid to another state of the United States or to the District of Columbia, on income of any partnership or S corporation of which such person is a member that is derived therefrom, provided the taxes paid to another state of the United States or to the District of Columbia results from a tax that the director of revenue determines is substantially similar to the tax imposed pursuant to this section. Any such credit shall be calculated in a manner to be prescribed by the director of revenue, provided such calculation is consistent with the provisions of this section, and further provided that the limitations provided in subsection 2 of section 143.081 shall apply to the credit authorized by this subsection.

(2) If the amount of the credit authorized by this subsection exceeds such member's tax liability for the tax imposed pursuant to section 143.011, the excess amount shall not be refunded and shall not be carried forward.

10. (1) Each corporation that is subject to the tax imposed pursuant to section 143.071 and that is a member shall be entitled to a credit against the tax imposed pursuant to section 143.071. Such credit shall be in an amount equal to such corporation's direct and indirect pro rata share of the tax paid pursuant to this section by any affected business entity of which such corporation is directly or indirectly a member. Such credit shall be applied after all other credits.

(2) If the amount of the credit authorized by this subsection exceeds such corporation's tax liability for the tax imposed pursuant to section 143.071, the excess amount shall not be refunded but may be carried forward to each succeeding tax year until such credit is fully taken.

11. A partnership or an S corporation may elect to become an affected business entity that is required to pay the tax pursuant to this section in any tax year. A separate election shall be made for each taxable year. Such election shall be made on such form and in such manner as the director of revenue may prescribe by rule. An election made pursuant to this subsection shall be signed by:

(1) Each member of the electing entity who is a member at the time the election is filed; or

(2) Any officer, manager, or member of the electing entity who is authorized to make the election and who attests to having such authorization under penalty of perjury.

12. The provisions of sections 143.425 and 143.601 shall apply to any modifications made to an affected business entity's federal return, and such affected business entity shall pay any resulting

underpayment of tax to the extent not already paid pursuant to section 143.425.

13. (1) With respect to an action required or permitted to be taken by an affected business entity pursuant to this section, a proceeding under section 143.631 for reconsideration by the director of revenue, an appeal to the administrative hearing commission, or a review by the judiciary with respect to such action, the affected business entity shall designate an affected business entity representative for the tax year, and such affected business entity representative shall have the sole authority to act on behalf of the affected business entity, and the affected business entity's members shall be bound by those actions.

(2) The department of revenue may establish reasonable qualifications and procedures for designating a person to be the affected business entity representative.

(3) The affected business entity representative shall be considered an authorized representative of the affected business entity and its members under section 32.057 for the purposes of compliance with this section, or participating in a proceeding described in subdivision (1) of this subsection.

14. The provisions of this section shall only apply to tax years ending on or after December 31, 2022.

15. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

144.010. 1. The following words, terms, and phrases when used in sections 144.010 to 144.525 have the meanings ascribed to them in this section, except when the context indicates a different meaning:

(1) "Admission" includes seats and tables, reserved or otherwise, and other similar accommodations and charges made therefor and amount paid for admission, exclusive of any admission tax imposed by the federal government or by sections 144.010 to 144.525;

(2) "Business" includes any activity engaged in by any person, or caused to be engaged in by him, with the object of gain, benefit or advantage, either direct or indirect, and the classification of which business is of such character as to be subject to the terms of sections 144.010 to 144.525. A person is "engaging in business" in this state for purposes of sections 144.010 to 144.525 if such person engages in business activities within this state or maintains a place of business in this state under section 144.605. The isolated or occasional sale of tangible personal property, service, substance, or thing, by a person not engaged in such business, does not constitute engaging in business within the meaning of sections 144.010 to 144.525 unless the total amount of the gross receipts from such sales, exclusive of receipts from the sale of tangible personal property by persons which property is sold in the course of the partial or complete liquidation of a household, farm or nonbusiness enterprise, exceeds three thousand dollars in any calendar year. The provisions of this subdivision shall not be construed to make any sale of property which is exempt from sales tax or use tax on June 1, 1977, subject to that tax thereafter;

(3) "Captive wildlife", includes but is not limited to exotic partridges, gray partridge, northern bobwhite

quail, ring-necked pheasant, captive waterfowl, captive white-tailed deer, captive elk, and captive furbearers held under permit issued by the Missouri department of conservation for hunting purposes. The provisions of this subdivision shall not apply to sales tax on a harvested animal;

(4) "Gross receipts", except as provided in section 144.012, means the total amount of the sale price of the sales at retail including any services other than charges incident to the extension of credit that are a part of such sales made by the businesses herein referred to, capable of being valued in money, whether received in money or otherwise; except that, the term gross receipts shall not include the sale price of property returned by customers when the full sale price thereof is refunded either in cash or by credit. In determining any tax due under sections 144.010 to 144.525 on the gross receipts, charges incident to the extension of credit shall be specifically exempted. For the purposes of sections 144.010 to 144.525 the total amount of the sale price above mentioned shall be deemed to be the amount received. It shall also include the lease or rental consideration where the right to continuous possession or use of any article of tangible personal property is granted under a lease or contract and such transfer of possession would be taxable if outright sale were made and, in such cases, the same shall be taxable as if outright sale were made and considered as a sale of such article, and the tax shall be computed and paid by the lessee upon the rentals paid. The term gross receipts shall not include usual and customary delivery charges that are stated separately from the sale price;

(5) "Instructional class", includes any class, lesson, or instruction intended or used for teaching;

(6) "Livestock", cattle, calves, sheep, swine, ratite birds, including but not limited to, ostrich and emu, aquatic products as described in section 277.024, llamas, alpaca, buffalo, bison, elk documented as obtained from a legal source and not from the wild, goats, horses, other equine, honey bees, or rabbits raised in confinement for human consumption;

(7) "Motor vehicle leasing company" shall be a company obtaining a permit from the director of revenue to operate as a motor vehicle leasing company. Not all persons renting or leasing trailers or motor vehicles need to obtain such a permit; however, no person failing to obtain such a permit may avail itself of the optional tax provisions of subsection 5 of section 144.070, as hereinafter provided;

(8) "Person" includes any individual, firm, copartnership, joint adventure, association, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or agency, except the state transportation department, estate, trust, business trust, receiver or trustee appointed by the state or federal court, syndicate, or any other group or combination acting as a unit, and the plural as well as the singular number;

(9) "Product which is intended to be sold ultimately for final use or consumption" means tangible personal property, or any service that is subject to state or local sales or use taxes, or any tax that is substantially equivalent thereto, in this state or any other state;

(10) "Purchaser" means a person who purchases tangible personal property or to whom are rendered services, receipts from which are taxable under sections 144.010 to 144.525;

(11) "Research or experimentation activities" are the development of an experimental or pilot model, plant process, formula, invention or similar property, and the improvement of existing property of such type. Research or experimentation activities do not include activities such as ordinary testing or inspection of materials or products for quality control, efficiency surveys, advertising promotions or research in connection with literary, historical or similar projects;

(12) "Sale" or "sales" includes installment and credit sales, and the exchange of properties as well as the sale thereof for money, every closed transaction constituting a sale, and means any transfer, exchange or barter, conditional or otherwise, in any manner or by any means whatsoever, of tangible personal property for valuable consideration and the rendering, furnishing or selling for a valuable consideration any of the substances, things and services herein designated and defined as taxable under the terms of sections 144.010 to 144.525;

(13) "Sale at retail" means any transfer made by any person engaged in business as defined herein of the ownership of, or title to, tangible personal property to the purchaser, for use or consumption and not for resale in any form as tangible personal property, for a valuable consideration; except that, for the purposes of sections 144.010 to 144.525 and the tax imposed thereby: (i) purchases of tangible personal property made by duly licensed physicians, dentists, optometrists and veterinarians and used in the practice of their professions shall be deemed to be purchases for use or consumption and not for resale; and (ii) the selling of computer printouts, computer output or microfilm or microfiche and computer-assisted photo compositions to a purchaser to enable the purchaser to obtain for his or her own use the desired information contained in such computer printouts, computer output on microfilm or microfiche and computer-assisted photo compositions shall be considered as the sale of a service and not as the sale of tangible personal property. Where necessary to conform to the context of sections 144.010 to 144.525 and the tax imposed thereby, the term sale at retail shall be construed to embrace:

(a) Sales of admission tickets, cash admissions, charges and fees to or in places of amusement, entertainment and recreation, games and athletic events, except amounts paid for any instructional class;

(b) Sales of electricity, electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers**, except as provided in subdivision (12) of subsection 1 of section 144.011**;

(c) Sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations, and the sale, rental or leasing of all equipment or services pertaining or incidental thereto;

(d) Sales of service for transmission of messages by telegraph companies;

(e) Sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist camp, tourist cabin, or other place in which rooms, meals or drinks are regularly served to the public;

(f) Sales of tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane, and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(14) "Seller" means a person selling or furnishing tangible personal property or rendering services, on the receipts from which a tax is imposed pursuant to section 144.020;

(15) The noun "tax" means either the tax payable by the purchaser of a commodity or service subject to tax, or the aggregate amount of taxes due from the vendor of such commodities or services during the period for which he or she is required to report his or her collections, as the context may require; and

(16) "Telecommunications service", for the purpose of this chapter, the transmission of information by wire, radio, optical cable, coaxial cable, electronic impulses, or other similar means. As used in this definition, "information" means knowledge or intelligence represented by any form of writing, signs,

signals, pictures, sounds, or any other symbols. Telecommunications service does not include the following if such services are separately stated on the customer's bill or on records of the seller maintained in the ordinary course of business:

(a) Access to the internet, access to interactive computer services or electronic publishing services, except the amount paid for the telecommunications service used to provide such access;

(b) Answering services and one-way paging services;

(c) Private mobile radio services which are not two-way commercial mobile radio services such as wireless telephone, personal communications services or enhanced specialized mobile radio services as defined pursuant to federal law; or

(d) Cable or satellite television or music services.

2. For purposes of the taxes imposed under sections 144.010 to 144.525, and any other provisions of law pertaining to sales or use taxes which incorporate the provisions of sections 144.010 to 144.525 by reference, the term manufactured homes shall have the same meaning given it in section 700.010.

3. Sections 144.010 to 144.525 may be known and quoted as the "Sales Tax Law".

144.011. 1. For purposes of this chapter, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property

contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) **The purchase by persons operating hotels, motels, or other transient accommodation establishments of electricity, electrical current, water, and gas, whether natural or artificial, which are used to heat, cool, or provide water or power to the guests' accommodations of such establishments, including sleeping rooms, meeting and banquet rooms, and any other customer space rented by guests, and which are included in the charge made for such accommodations. Any person required to remit sales tax on such purchases prior to August 28, 2022, shall be entitled to a refund on such taxes remitted;**

(13) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Repossessed Title" to a resident of this state if the tax imposed by this chapter was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by this chapter was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

[(13)**]** **(14)** Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes;

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; or

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Williams offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for House Bill No. 2400, Page 1, Section A, Line 3, by inserting after all of said line the following:

"135.800. 1. The provisions of sections 135.800 to 135.830 shall be known and may be cited as the "Tax Credit Accountability Act of 2004".

2. As used in sections 135.800 to 135.830, the following terms mean:

(1) "Administering agency", the state agency or department charged with administering a particular tax credit program, as set forth by the program's enacting statute; where no department or agency is set forth, the department of revenue;

(2) "Agricultural tax credits", the agricultural product utilization contributor tax credit created pursuant to section 348.430, the new generation cooperative incentive tax credit created pursuant to section 348.432, the family farm breeding livestock loan tax credit created under section 348.505, the qualified beef tax credit created under section 135.679, and the wine and grape production tax credit created pursuant to section 135.700;

(3) **[**"All tax credit programs", or "any tax credit program", the tax credit programs included in the definitions of agricultural tax credits, business recruitment tax credits, community development tax credits, domestic and social tax credits, entrepreneurial tax credits, environmental tax credits, financial and insurance tax credits, housing tax credits, redevelopment tax credits, and training and educational tax credits;

(4)**]** "Business recruitment tax credits", the business facility tax credit created pursuant to sections 135.110 to 135.150 and section 135.258, the enterprise zone tax benefits created pursuant to sections 135.200 to 135.270, the business use incentives for large-scale development programs created pursuant to sections 100.700 to 100.850, the development tax credits created pursuant to sections 32.100 to 32.125, the rebuilding communities tax credit created pursuant to section 135.535, the film production tax credit created pursuant to section 135.750, the enhanced enterprise zone created pursuant to sections 135.950 to 135.970, and the Missouri quality jobs program created pursuant to sections 620.1875 to 620.1900;

[(5)**] (4)** "Community development tax credits", the neighborhood assistance tax credit created pursuant to sections 32.100 to 32.125, the family development account tax credit created pursuant to sections 208.750 to 208.775, the dry fire hydrant tax credit created pursuant to section 320.093, and the transportation development tax credit created pursuant to section 135.545;

[(6)**] (5)** "Domestic and social tax credits", the youth opportunities tax credit created pursuant to section

135.460 and sections 620.1100 to 620.1103, the shelter for victims of domestic violence created pursuant to section 135.550, the senior citizen or disabled person property tax credit created pursuant to sections 135.010 to 135.035, the adoption tax credit created pursuant to sections 135.325 to 135.339, the champion for children tax credit created pursuant to section 135.341, the maternity home tax credit created pursuant to section 135.600, the surviving spouse tax credit created pursuant to section 135.090, the residential treatment agency tax credit created pursuant to section 135.1150, the pregnancy resource center tax credit created pursuant to section 135.630, the food pantry tax credit created pursuant to section 135.647, **[**the health care access fund tax credit created pursuant to section 135.575,**]** the residential dwelling access tax credit created pursuant to section 135.562, the developmental disability care provider tax credit created under section 135.1180, the shared care tax credit created pursuant to section 192.2015, **the health, hunger, and hygiene tax credit created pursuant to section 135.1125,** and the diaper bank tax credit created pursuant to section 135.621;

[(7)**] (6)** "Entrepreneurial tax credits", the capital tax credit created pursuant to sections 135.400 to 135.429, the certified capital company tax credit created pursuant to sections 135.500 to 135.529, the seed capital tax credit created pursuant to sections 348.300 to 348.318, the new enterprise creation tax credit created pursuant to sections 620.635 to 620.653, the research tax credit created pursuant to section 620.1039, the small business incubator tax credit created pursuant to section 620.495, the guarantee fee tax credit created pursuant to section 135.766, and the new generation cooperative tax credit created pursuant to sections 32.105 to 32.125;

[(8)**] (7)** "Environmental tax credits", the charcoal producer tax credit created pursuant to section 135.313, the wood energy tax credit created pursuant to sections 135.300 to 135.311, and the alternative fuel stations tax credit created pursuant to section 135.710;

[(9)**] (8)** "Financial and insurance tax credits", the bank franchise tax credit created pursuant to section 148.030, the bank tax credit for S corporations created pursuant to section 143.471, the exam fee tax credit created pursuant to section 148.400, the health insurance pool tax credit created pursuant to section 376.975, the life and health insurance guaranty tax credit created pursuant to section 376.745, the property and casualty guaranty tax credit created pursuant to section 375.774, and the self-employed health insurance tax credit created pursuant to section 143.119;

[(10)**] (9)** "Housing tax credits", the neighborhood preservation tax credit created pursuant to sections 135.475 to 135.487, the low-income housing tax credit created pursuant to sections 135.350 to 135.363, and the affordable housing tax credit created pursuant to sections 32.105 to 32.125;

[(11)**] (10)** "Recipient", the individual or entity who **both:**

(a) Is the original applicant for **[**and who receives proceeds from a tax credit program directly from the administering agency, the person or entity responsible for the reporting requirements established in section 135.805**] a tax credit; and**

(b) Who directly receives a tax credit or the right to transfer a tax credit under a tax credit program, regardless as to whether the tax credit has been used or redeemed; a recipient shall not include the transferee of a transferable tax credit;

[(12)**] (11)** "Redevelopment tax credits", the historic preservation tax credit created pursuant to sections 253.545 to 253.559, the brownfield redevelopment program tax credit created pursuant to sections 447.700 to 447.718, the community development corporations tax credit created pursuant to sections 135.400 to

135.430, the infrastructure tax credit created pursuant to subsection 6 of section 100.286, the bond guarantee tax credit created pursuant to section 100.297, the disabled access tax credit created pursuant to section 135.490, the new markets tax credit created pursuant to section 135.680, and the distressed areas land assemblage tax credit created pursuant to section 99.1205;

(12) "Tax credit program", any of the tax credit programs included in the definitions of agricultural tax credits, business recruitment tax credits, community development tax credits, domestic and social tax credits, entrepreneurial tax credits, environmental tax credits, housing tax credits, redevelopment tax credits, and training and educational tax credits;

(13) "Training and educational tax credits", the Missouri works new jobs tax credit and Missouri works retained jobs credit created pursuant to sections 620.800 to 620.809.

135.802. 1. Beginning January 1, 2005, all applications for all tax credit programs shall include, in addition to any requirements provided by the enacting statutes of a particular credit program, the following information to be submitted to the department administering the tax credit:

(1) Name, address, and phone number of the applicant or applicants, and the name, address, and phone number of a contact person or agent for the applicant or applicants;

(2) Taxpayer type, whether individual, corporation, nonprofit or other, and taxpayer identification number, if applicable;

(3) Standard industry code, if applicable;

(4) Program name and type of tax credit, including the identity of any other state or federal program being utilized for the same activity or project; and

(5) Number of estimated jobs to be **directly** created, as a result of the tax credits, if applicable, separated by construction, part-time permanent, and full-time permanent.

2. In addition to the information required by subsection 1 of this section, an applicant for a community development tax credit shall also provide information detailing the title and location of the corresponding project, the estimated time period for completion of the project, and all geographic areas impacted by the project.

3. In addition to the information required by subsection 1 of this section, an applicant for a redevelopment tax credit shall also provide information detailing the location and legal description of the property, age of the structure, if applicable, whether the property is residential, commercial, or governmental, and the projected project cost, labor cost, and projected date of completion. Where a redevelopment tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection.

4. In addition to the information required by subsection 1 of this section, an applicant for a business recruitment tax credit shall also provide information detailing the category of business by size, the address of the business headquarters and all offices located within this state, the number of employees at the time of the application, the number of employees projected to increase as a result of the completion of the project, and the estimated project cost.

5. In addition to the information required by subsection 1 of this section, an applicant for a training and

educational tax credit shall also provide information detailing the name and address of the educational institution to be used, the average salary of workers to be served, the estimated project cost, and the number of employees and number of students to be served.

6. In addition to the information required by subsection 1 of this section, an applicant for a housing tax credit also shall provide information detailing the address, legal description, and fair market value of the property, and the projected labor cost and projected completion date of the project. Where a housing tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection. For the purposes of this subsection, "fair market value" means the value as of the purchase of the property or the most recent assessment, whichever is more recent.

7. In addition to the information required by subsection 1 of this section, an applicant for an entrepreneurial tax credit shall also provide information detailing the amount of investment and the names of the project, fund, and research project.

8. In addition to the information required by subsection 1 of this section, an applicant for an agricultural tax credit shall also provide information detailing the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility.

9. In addition to the information required by subsection 1 of this section, an applicant for an environmental tax credit shall also include information detailing the type of equipment, if applicable, purchased and any environmental impact statement, if required by state or federal law.

10. An administering agency**, or the department of economic development with the consent of an administering agency,** may, by rule, require additional information to be submitted by an applicant. Any rule or portion of a rule, as that term is defined in section 536.010, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be void.

11. Where the sole requirement for receiving a tax credit in the enabling legislation of any tax credit is an obligatory assessment upon a taxpayer or a monetary contribution to a particular group or entity, the application requirements provided in this section shall apply to the recipient of such assessment or contribution and shall not apply to the assessed nor the contributor.

12. It shall be the duty of each administering agency to provide information to every applicant, at some time prior to authorization of an applicant's tax credit application, wherein the requirements of this section, the annual reporting requirements of section 135.805, and the penalty provisions of section 135.810 are described in detail. **Every applicant for a tax credit under a tax credit program, as part of the application process and as a condition of receiving such tax credit, shall sign a statement affirming that the applicant is aware of the reporting requirements of section 135.805 and the penalty provisions of section 135.810.**

135.805. 1. A recipient of any tax credit program, except domestic and social tax credits**[**, environmental tax credits,**]** or financial and insurance tax credits, shall **[**annually**]** **on June thirtieth of each year**, for a period of three years following the issuance of the tax credits, provide to the administering agency the actual

number of jobs **directly** created **that year as of June thirtieth** as a result of the tax credits, **[**at the location on the last day of the annual reporting period,**]** separated by part-time permanent and full-time permanent for each month of the preceding twelve-month period.

2. A recipient of a community development tax credit shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the title and location of the corresponding project, **the estimated and actual project cost,** the estimated **[**or**] and** actual time period for completion of the project, and all geographic areas impacted by the project.

3. A recipient of a redevelopment tax credit shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information confirming whether the property is used for residential, commercial, or governmental purposes, and the projected **[**or**] and** actual project cost, labor cost, and date of completion.

4. A recipient of a business recruitment tax credit shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the category of business by size, the address of the business headquarters and all offices located within this state, the number of employees at the time of the annual update, an updated estimate of the number of employees projected to increase as a result of the completion of the project, and the estimated **[**or**] and** actual project cost.

5. A recipient of a training and educational tax credit shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the name and address of the educational institution used, the average salary of workers served as of such annual update, the estimated **[**or**] and** actual project cost, and the number of employees and number of students served as of such annual update.

6. A recipient of a housing tax credit shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the address of the property, the fair market value of the property, as defined in subsection 6 of section 135.802, and the projected **[**or**] and** actual labor **[**cost**] and project costs** and completion date of the project.

7. A recipient of an entrepreneurial tax credit shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the amount of investment and the names of the project, fund, and research project.

8. A recipient of an agricultural tax credit shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility, except that if the agricultural credit is issued as a result of a producer member investing in a new generation processing entity or new generation cooperative then the new generation processing entity or new generation cooperative, and not the recipient, shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility.

9. A recipient of an environmental tax credit shall **[**annually**] on June thirtieth of each year**, for a period of three years following issuance of tax credits, provide to the administering agency information

detailing any change to the type of equipment purchased, if applicable, and any change to any environmental impact statement, if such statement is required by state or federal law.

10. **[**The reporting requirements established in this section shall be due annually on June thirtieth of each year.**]** No person or entity shall be required to make an annual report until at least one **[**year**]** **month** after the credit issuance date.

11. Where the sole requirement for receiving a tax credit in the enabling legislation of any tax credit is an obligatory assessment upon a taxpayer or a monetary contribution to a particular group or entity, the reporting requirements provided in this section shall apply to the recipient of such assessment or contribution and shall not apply to the assessed nor the contributor.

12. Where the enacting statutes of a particular tax credit program or the rules of a particular administering agency require reporting of information that includes the information required in sections 135.802 to 135.810, upon reporting of the required information, the applicant shall be deemed to be in compliance with the requirements of sections 135.802 to 135.810. The administering agency shall notify in writing the department of economic development of the administering agency's status as custodian of any particular tax credit program and that all records pertaining to the program are available at the administering agency's office **or electronically** for review by the department of economic development.

13. The provisions of subsections 1 to 10 of this section shall apply beginning on June 30, 2005.

14. Notwithstanding provisions of law to the contrary, every agency of this state charged with administering a tax credit program authorized under the laws of this state shall make available for public inspection the name of each tax credit recipient and the amount of tax credits issued to each such recipient. **An administering agency may satisfy this requirement by making such information available to the public through the department of economic development's website or the Missouri accountability portal.**

15. The department of economic development shall make all information provided under the provisions of this section available for public inspection on the department's website and the Missouri accountability portal.

16. The administering agency of any tax credit program for which reporting requirements are required under the provisions of subsection 1 of this section shall publish guidelines and may promulgate rules to implement the provisions of such subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

135.810. 1. After credits have been issued, any failure to meet the annual reporting requirements established in section 135.805 or any determination of fraud in the application **or reporting** process shall result in penalties as follows:

(1) Failure to **file the first annual** report **due under section 135.805** for more than **[**six**]** **three** months **[**but less than one year**]** shall result in a penalty equal to **[**two**]** **one** percent of the value of the credits issued for each month of delinquency **[**during such time period**], provided such penalty shall not exceed a**

maximum of ten percent of the value of the credits issued;

(2) Failure to **[**report**]** **file the second or third annual reports due under section 135.805** for more than **[**one year**]** **three months** shall result in a penalty equal to **[**ten**]** **one and one-half** percent of the value of the credits issued for each month of delinquency **[**during such time period**]** up to **[**one hundred percent of the value of the credit issued is assessed by way of penalty**]** **a maximum of twenty percent, per report, of the value of the credits issued**;

(3) Fraud in the application **or reporting** process shall result in a penalty equal to **[**one**]** **two** hundred percent of the credits issued. No **[**taxpayer**]** **recipient** shall be deemed to have committed fraud in the application **or reporting** process for any credit unless such conclusion has been reached by **[**a court of competent jurisdiction or**]** the administrative hearing commission. **The department of revenue, the department of economic development, or the administering agency may, by filing a complaint, submit to the administrative hearing commission the question of whether fraud in the application or reporting process for any credit has occurred. The burden of proof shall be on the governmental agency in such disputes. The issue shall be decided by the administrative hearing commission under the same procedural and evidentiary rules as ordinary contested cases before it.**

2. **[**Ninety**]** **Thirty** days after the annual report is past due, the administering agency shall send notice by registered **or certified** mail to the last known address of the person or entity obligated to complete the annual reporting informing such person or entity of the past-due annual report and describing in detail the pending penalties and their respective deadlines. **[**Six**]** **Three** months after the annual report is past due, the administering agency shall notify the department of revenue of any **[**taxpayer**]** **recipient** subject to penalties. The **[**taxpayer shall be liable for any penalties as of December thirty-first of any tax year and such liability**]** **payment of a penalty under this section** shall be due as of the filing date of the **[**taxpayer's**]** **recipient's** next income tax return. If the **[**taxpayer**]** **recipient** is not required to file an income tax return, the **[**taxpayer's**]** **recipient's** liability for penalties shall be due as of **the next** April fifteenth**[** of each year**]**. The director of the department of revenue shall prepare forms and promulgate rules to allow for the reporting and satisfaction of liability for such penalties**, and, for valuable consideration, may enter into agreements to compromise or abate some or all of the penalty amount**. The director of the department of revenue shall offset any credits claimed on a contemporaneously filed tax return against an outstanding penalty before applying such credits to the tax year against which they were originally claimed. Any nonpayment of liability for penalties **by the date due under this subsection** shall be subject to the same provisions of law as a liability for unpaid income taxes, including**[**, but not limited to, interest and penalty provisions**]** **underpayment interest provisions but excluding income tax penalty and addition to tax provisions**.

3. Penalties shall remain the liability of the person or entity obligated to complete the annual reporting, without regard to any transfer of the credits.

4. Any person or entity obligated to complete the annual reporting requirements provided in section 135.805 shall provide the proper administering agency with notice of change of address when **[**necessary**]** **a change of address occurs. The administering agency shall notify the department of revenue and the department of economic development of such change of address**.

5. An administering agency may promulgate rules in order to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions

of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

135.815. 1. Prior to authorization of any tax credit application, an administering agency shall verify through the department of revenue that the tax credit applicant does not owe any delinquent income, sales, or use taxes, or interest**, additions,** or penalties on such taxes, and through the department of commerce and insurance that the applicant does not owe any delinquent insurance taxes. Such delinquency shall not affect the authorization of the application for such tax credits, except that the amount of credits issued shall be reduced by the applicant's tax delinquency. If the department of revenue or the department of commerce and insurance concludes that a taxpayer is delinquent after June fifteenth but before July first of any year, and the application of tax credits to such delinquency causes a tax deficiency on behalf of the taxpayer to arise, then the taxpayer shall be granted thirty days to satisfy the deficiency in which interest, penalties, and additions to tax shall be tolled. After applying all available credits towards a tax delinquency, the administering agency shall notify the appropriate department, and that department shall update the amount of outstanding delinquent tax owed by the applicant. If any credits remain after satisfying all insurance, income, sales, and use tax delinquencies, the remaining credits shall be issued to the applicant, subject to the restrictions of other provisions of law.

2. Any applicant of a tax credit program **[**contained in the definition of the term "all tax credit programs"**]** who **[**purposely and directly**]** **knowingly** employs unauthorized aliens shall forfeit any tax credits issued to such applicant which have not been redeemed, and shall repay the amount of any tax credits redeemed by such applicant during the period of time such unauthorized alien was employed by the applicant. **Such forfeiture and repayment shall be additional to, and not in lieu of, any penalties imposed pursuant to section 135.810.** As used in this subsection, the term "unauthorized alien" shall mean an alien who does not have the legal right or authorization under federal law to work in the United States, as defined under Section 8 U.S.C. 1324a(h)(3). **The amount of tax credits required to be repaid under this subsection, but which are not repaid by the applicant, shall be subject to the same procedure and provisions of law as a liability for unpaid income tax arising on the date that the department of revenue became aware of the violation of this provision.**

135.825. 1. The administering agencies for all tax credit programs shall, in cooperation with the department of revenue **and the department of economic development**, implement a system for tracking the amount of tax credits authorized, issued, and redeemed. Any such agency may promulgate rules for the implementation of this section.

2. The provisions of this section shall not apply to any credit that is issued and redeemed simultaneously.

3. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

143.119. 1. A self-employed taxpayer, as such term is used in the federal internal revenue code, who is otherwise ineligible for the federal income tax health insurance deduction under Section 162 of the federal

internal revenue code shall be entitled to a credit against the tax otherwise due under this chapter, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to the portion of such taxpayer's federal tax liability incurred due to such taxpayer's inclusion of such payments in federal adjusted gross income. **To be eligible for a credit under this section, the self-employed taxpayer shall have a Missouri income tax liability, before any other tax credits, of less than three thousand dollars.** The tax credits authorized under this section shall be nontransferable**, nonrefundable, and shall not be carried back or forward to any other tax year**. **[**To the extent tax credit issued under this section exceeds a taxpayer's state income tax liability, such excess shall be considered an overpayment of tax and shall be refunded to the taxpayer.**] A self-employed taxpayer shall not claim both a tax credit under this section and a subtraction under section 143.113, for the same tax year.**

2. The director of the department of revenue shall promulgate rules and regulations to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

3. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall sunset automatically on December 31, 2028, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, this section shall sunset automatically December thirty-first six years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized pursuant to this section expires, or a taxpayer's ability to redeem such tax credits."; and

Further amend said bill, page 5, Section 285.730, line 143, by inserting after all of said line the following:

"620.1039. 1. As used in this section, the **[**term**] following terms shall mean:**

(1) "Additional qualified research expenses", the difference between qualified research expenses, as certified by the director of economic development, incurred in a tax year subtracted by the average of the taxpayer's qualified research expenses incurred in the three immediately preceding tax years;

(2) "Minority business enterprise", a business that is:

(a) A sole proprietorship owned and controlled by a minority;

(b) A partnership or joint venture owned and controlled by minorities in which at least fifty-one percent of the ownership interest is held by minorities and the management and daily business operations of which are controlled by one or more of the minorities who own it; or

(c) A corporation or other entity whose management and daily business operations are controlled by one or more minorities who own it and that is at least fifty-one percent owned by one or more minorities or, if stock is issued, at least fifty-one percent of the stock is owned by one or more minorities;

(3) "Missouri qualified research and development equipment", tangible personal property that has not previously been used in this state for any purpose and is acquired by the purchaser for the purpose of research and development activities devoted to experimental or laboratory research and development for new products, new uses of existing products, or improving or testing existing products;

(4) "Qualified research expenses", for expenses within this state, the same meaning as prescribed in 26 U.S.C. 41;

(5) "Small business", a corporation, partnership, sole proprietorship or other business entity, including its affiliates, that:

(a) Is independently owned and operated; and

(b) Employs fifty or fewer full-time employees;

(6) "Taxpayer" **[**means**],** an individual, a partnership, or any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or a corporation as described in section 143.441 or 143.471, or section 148.370**[**, and the term "qualified research expenses" has the same meaning as prescribed in 26 U.S.C. 41**];**

(7) "Women's business enterprise", a business that is:

(a) A sole proprietorship owned and controlled by a woman;

(b) A partnership or joint venture owned and controlled by women in which at least fifty-one percent of the ownership interest is held by women and the management and daily business operations of which are controlled by one or more of the women who own it; or

(c) A corporation or other entity whose management and daily business operations are controlled by one or more women who own it and that is at least fifty-one percent owned by women or, if stock is issued, at least fifty-one percent of the stock is owned by one or more women.

2. **(1)** For tax years beginning on or after January 1, 2001, **and ending before January 1, 2005,** the director of the department of economic development may authorize a taxpayer to receive a tax credit against the tax otherwise due pursuant to chapter 143, or chapter 148, other than the taxes withheld pursuant to sections 143.191 to 143.265, in an amount up to six and one-half percent of the excess of the taxpayer's qualified research expenses, as certified by the director of the department of economic development, within this state during the taxable year over the average of the taxpayer's qualified research expenses within this state over the immediately preceding three taxable years; except that, no tax credit shall be allowed on that portion of the taxpayer's qualified research expenses incurred within this state during the taxable year in which the credit is being claimed, to the extent such expenses exceed two hundred percent of the taxpayer's average qualified research expenses incurred during the immediately preceding three taxable years.

(2) For all tax years beginning on or after January 1, 2023, the director of economic development

may authorize a taxpayer to receive a tax credit against the tax otherwise due under chapters 143 and 148, other than the taxes withheld under sections 143.191 to 143.265 in an amount equal to the greater of:

(a) Fifteen percent of the taxpayer's additional qualified research expenses; or

(b) If such qualified research expenses relate to research conducted in conjunction with a public or private college or university located in this state, twenty percent of the taxpayer's additional qualified research expenses.

However, in no case shall a tax credit be allowed for any portion of qualified research expenses that exceed two hundred percent of the taxpayer's average qualified research expenses incurred during the three immediately preceding tax years.

3. The director of economic development shall prescribe the manner in which the tax credit may be applied for. The tax credit authorized by this section may be claimed by the taxpayer to offset the tax liability imposed by chapter 143 or chapter 148 that becomes due in the tax year during which such qualified research expenses were incurred. **For tax years ending before January 1, 2005,** where the amount of the credit exceeds the tax liability, the difference between the credit and the tax liability may only be carried forward for the next five succeeding taxable years or until the full credit has been claimed, whichever first occurs. **For all tax years beginning on or after January 1, 2023, where the amount of the credit exceeds the tax liability, the difference between the credit and the tax liability may only be carried forward for the next twelve succeeding tax years or until the full credit has been claimed, whichever occurs first.** The application for tax credits authorized by the director pursuant to subsection 2 of this section shall be made no later than the end of the taxpayer's tax period immediately following the tax period for which the credits are being claimed.

4. **(1)** Certificates of tax credit issued pursuant to this section may be transferred, sold or assigned by filing a notarized endorsement thereof with the department which names the transferee and the amount of tax credit transferred. The director of economic development may allow a taxpayer to transfer, sell or assign up to forty percent of the amount of the certificates of tax credit issued to and not claimed by such taxpayer pursuant to this section during any tax year commencing on or after January 1, 1996, and ending not later than December 31, 1999. Such taxpayer shall file, by December 31, 2001, an application with the department which names the transferee, the amount of tax credit desired to be transferred, and a certification that the funds received by the applicant as a result of the transfer, sale or assignment of the tax credit shall be expended within three years at the state university for the sole purpose of conducting research activities agreed upon by the department, the taxpayer and the state university. Failure to expend such funds in the manner prescribed pursuant to this section shall cause the applicant to be subject to the provisions of section 620.017.

(2) Up to one hundred percent of tax credits provided under this program may be transferred, sold, or assigned by filing a notarized endorsement thereof with the department that names the transferee, the amount of tax credit transferred, and the value received for the credit, as well as any other information reasonably requested by the department. For a taxpayer with flow-through tax treatment to its members, partners, or shareholders, the tax credit shall be allowed to members, partners, or shareholders in proportion to their share of ownership on the last day of the taxpayer's tax period.

5. **[**No rule or portion of a rule promulgated under the authority of this section shall become effective

unless it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to June 27, 1997, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to June 27, 1997, if such rule complied with the provisions of chapter 536. The provisions of this section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, including the ability to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule, are subsequently held unconstitutional, then the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void.**] Purchases of Missouri qualified research and development equipment are hereby specifically exempted from all state and local sales and use tax including, but not limited to, sales and use tax authorized or imposed under section 32.085 and chapter 144.**

6. **The department may adopt such rules, statements of policy, procedures, forms, and guidelines as may be necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.**

7. (1) For tax years ending before January 1, 2005, the aggregate of all tax credits authorized pursuant to this section shall not exceed nine million seven hundred thousand dollars in any year.

(2) (a) For all tax years beginning on or after January 1, 2023, the aggregate of all tax credits authorized under this section shall not exceed ten million dollars in any year.

(b) Five million dollars of such ten million dollars shall be reserved for minority business enterprises, women's business enterprises, and small businesses. Any reserved amount not issued or awarded to a minority business enterprise, women's business enterprise, or small business by November first of the tax year may be issued to any taxpayer otherwise eligible for a tax credit under this section.

(c) No single taxpayer shall be issued or awarded more than three hundred thousand dollars in tax credits under this section in any year.

(d) In the event that total eligible claims for credits received in a calendar year exceed the annual cap, each eligible claimant shall be issued credits based upon a pro-rata basis, given that all new businesses, defined as a business less than five years old, are issued full tax credits first.

[7. For all tax years beginning on or after January 1, 2005, no tax credits shall be approved, awarded, or issued to any person or entity claiming any tax credit under this section.**]**

8. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the program authorized under this section shall automatically sunset December thirty-first, six years after the effective date of this section;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset December thirty-first, twelve years after the effective date of the reauthorization of this

section; and

(3) This section shall terminate on December thirty-first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend the title and enacting clause accordingly.

Senator Williams moved that the above amendment be adopted, which motion prevailed.

Senator Razer offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for House Bill No. 2400, Page 1, Section A, Line 3, by inserting after all of said line the following:

"135.110. 1. Any taxpayer who shall establish a new business facility shall be allowed a credit, each year for ten years, in an amount determined pursuant to subsection 2 or 3 of this section, whichever is applicable, against the tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or an insurance company which shall establish a new business facility by satisfying the requirements in subdivision (9) of section 135.100 shall be allowed a credit against the tax otherwise imposed by chapter 148, and in the case of an insurance company exempt from the thirty percent employee requirement of section 135.230, against any obligation imposed pursuant to section 375.916, except that no taxpayer shall be entitled to multiple ten-year periods for subsequent expansions at the same facility, except as otherwise provided in this section. For the purpose of this section, the term "facility" shall mean, and be limited to, the facility or facilities which are located on the same site in which the new business facility is located, and in which the business conducted at such facility or facilities is directly related to the business conducted at the new business facility. Notwithstanding the provisions of this subsection, a taxpayer may be entitled to an additional ten-year period**, and an additional six-year period after the expiration of such additional ten-year period,** if a new business facility is expanded in the eighth, ninth or tenth year of the current ten-year period or in subsequent years following the expiration of the ten-year period, if the number of new business facility employees attributed to such expansion is at least twenty-five and the amount of new business facility investment attributed to such expansion is at least one million dollars. Credits may not be carried forward but shall be claimed for the taxable year during which commencement of commercial operations occurs at such new business facility, and for each of the nine succeeding taxable years. A letter of intent, as provided for in section 135.258, must be filed with the department of economic development no later than fifteen days prior to the commencement of commercial operations at the new business facility. The initial application for claiming tax credits must be made in the taxpayer's tax period immediately following the tax period in which commencement of commercial operations began at the new business facility. This provision shall have effect on all initial applications filed on or after August 28, 1992. No credit shall be allowed pursuant to this section unless the number of new business facility employees engaged or maintained in employment at the new business facility for the taxable year for which the credit is claimed equals or exceeds two; except that the number of new business facility employees engaged or maintained in employment by a revenue-producing enterprise other than a revenue-producing enterprise defined in paragraphs (a) to (g) and (i) to (l) of subdivision (12) of section 135.100 which establishes an office as defined in subdivision (9) of section 135.100 shall equal or exceed twenty-five.

2. For tax periods beginning after August 28, 1991, in the case of a taxpayer operating an existing business facility, the credit allowed by subsection 1 of this section shall offset the greater of:

(1) Some portion of the income tax otherwise imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or in the case of an insurance company, the tax on the direct premiums, as defined in chapter 148, and in the case of an insurance company exempt from the thirty percent employee requirement of section 135.230, against any obligation imposed pursuant to section 375.916 with respect to such taxpayer's new business facility income for the taxable year for which such credit is allowed; or

(2) Up to fifty percent or, in the case of an economic development project located within a distressed community as defined in section 135.530, seventy-five percent of the business income tax otherwise imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or in the case of an insurance company, the tax on the direct premiums, as defined in chapter 148, and in the case of an insurance company exempt from the thirty percent employee requirement of section 135.230, against any obligation imposed pursuant to section 375.916 if the business operates no other facilities in Missouri. In the case of an existing business facility operating more than one facility in Missouri, the credit allowed in subsection 1 of this section shall offset up to the greater of the portion prescribed in subdivision (1) of this subsection or twenty-five percent or, in the case of an economic development project located within a distressed community as defined in section 135.530, thirty-five percent of the business' tax, except that no taxpayer operating more than one facility in Missouri shall be allowed to offset more than twenty-five percent or, in the case of an economic development project located within a distressed community as defined in section 135.530, thirty-five percent of the taxpayer's business income tax in any tax period under the method prescribed in this subdivision. Such credit shall be an amount equal to the sum of one hundred dollars or, in the case of an economic development project located within a distressed community as defined in section 135.530, one hundred fifty dollars for each new business facility employee plus one hundred dollars or, in the case of an economic development project located within a distressed community as defined in section 135.530, one hundred fifty dollars for each one hundred thousand dollars, or major fraction thereof (which shall be deemed to be fifty-one percent or more) in new business facility investment. For the purpose of this section, tax credits earned by a taxpayer, who establishes a new business facility because it satisfies the requirements of paragraph (c) of subdivision (5) of section 135.100, shall offset the greater of the portion prescribed in subdivision (1) of this subsection or up to fifty percent or, in the case of an economic development project located within a distressed community as defined in section 135.530, seventy-five percent of the business' tax provided the business operates no other facilities in Missouri. In the case of a business operating more than one facility in Missouri, the credit allowed in subsection 1 of this section shall offset up to the greater of the portion prescribed in subdivision (1) of this subsection or twenty-five percent or, in the case of an economic development project located within a distressed community as defined in section 135.530, thirty-five percent of the business' tax, except that no taxpayer operating more than one facility in Missouri shall be allowed to offset more than twenty-five percent or, in the case of an economic development project located within a distressed community as defined in section 135.530, thirty-five percent of the taxpayer's business income tax in any tax period under the method prescribed in this subdivision.

3. For tax periods beginning after August 28, 1991, in the case of a taxpayer not operating an existing business facility, the credit allowed by subsection 1 of this section shall offset the greater of:

(1) Some portion of the income tax otherwise imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or in the case of an insurance company, the tax on the direct premiums, as defined in chapter 148, and in the case of an insurance company exempt from the thirty percent employee requirement of section 135.230, against any obligation imposed pursuant to section

375.916 with respect to such taxpayer's new business facility income for the taxable year for which such credit is allowed; or

(2) Up to one hundred percent of the business income tax otherwise imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or in the case of an insurance company, the tax on the direct premiums, as defined in chapter 148, and in the case of an insurance company exempt from the thirty percent employee requirement of section 135.230, against any obligation imposed pursuant to section 375.916 if the business has no other facilities operating in Missouri. In the case of a taxpayer not operating an existing business and operating more than one facility in Missouri, the credit allowed by subsection 1 of this section shall offset up to the greater of the portion prescribed in subdivision (1) of this subsection or twenty-five percent or, in the case of an economic development project located within a distressed community as defined in section 135.530, thirty-five percent of the business' tax, except that no taxpayer operating more than one facility in Missouri shall be allowed to offset more than twenty-five percent or, in the case of an economic development project located within a distressed community as defined in section 135.530, thirty-five percent of the taxpayer's business income tax in any tax period under the method prescribed in this subdivision. Such credit shall be an amount equal to the sum of seventy-five dollars or, in the case of an economic development project located within a distressed community as defined in section 135.530, one hundred twenty-five dollars for each new business facility employee plus seventy-five dollars or, in the case of an economic development project located within a distressed community as defined in section 135.530, one hundred twenty-five dollars for each one hundred thousand dollars, or major fraction thereof (which shall be deemed to be fifty-one percent or more) in new business facility investment.

4. The number of new business facility employees during any taxable year shall be determined by dividing by twelve the sum of the number of individuals employed on the last business day of each month of such taxable year. If the new business facility is in operation for less than the entire taxable year, the number of new business facility employees shall be determined by dividing the sum of the number of individuals employed on the last business day of each full calendar month during the portion of such taxable year during which the new business facility was in operation by the number of full calendar months during such period. For the purpose of computing the credit allowed by this section in the case of a facility which qualifies as a new business facility because it qualifies as a separate facility pursuant to subsection 6 of this section, and, in the case of a new business facility which satisfies the requirements of paragraph (c) of subdivision (5) of section 135.100, or subdivision (11) of section 135.100, the number of new business facility employees at such facility shall be reduced by the average number of individuals employed, computed as provided in this subsection, at the facility during the taxable year immediately preceding the taxable year in which such expansion, acquisition, or replacement occurred and shall further be reduced by the number of individuals employed by the taxpayer or related taxpayer that was subsequently transferred to the new business facility from another Missouri facility and for which credits authorized in this section are not being earned, whether such credits are earned because of an expansion, acquisition, relocation or the establishment of a new facility.

5. For the purpose of computing the credit allowed by this section in the case of a facility which qualifies as a new business facility because it qualifies as a separate facility pursuant to subsection 6 of this section, and, in the case of a new business facility which satisfies the requirements of paragraph (c) of subdivision (5) of section 135.100 or subdivision (11) of section 135.100, the amount of the taxpayer's new business facility investment in such facility shall be reduced by the average amount, computed as provided in subdivision (8) of section 135.100 for new business facility investment, of the investment of the taxpayer, or related taxpayer immediately preceding such expansion or replacement or at the time of acquisition.

Furthermore, the amount of the taxpayer's new business facility investment shall also be reduced by the amount of investment employed by the taxpayer or related taxpayer which was subsequently transferred to the new business facility from another Missouri facility and for which credits authorized in this section are not being earned, whether such credits are earned because of an expansion, acquisition, relocation or the establishment of a new facility.

6. If a facility, which does not constitute a new business facility, is expanded by the taxpayer, the expansion shall be considered a separate facility eligible for the credit allowed by this section if:

(1) The taxpayer's new business facility investment in the expansion during the tax period in which the credits allowed in this section are claimed exceeds one hundred thousand dollars, or, if less, one hundred percent of the investment in the original facility prior to expansion and if the number of new business facility employees engaged or maintained in employment at the expansion facility for the taxable year for which credit is claimed equals or exceeds two, except that the number of new business facility employees engaged or maintained in employment at the expansion facility for the taxable year for which the credit is claimed equals or exceeds twenty-five if an office as defined in subdivision (9) of section 135.100 is established by a revenue-producing enterprise other than a revenue-producing enterprise defined in paragraphs (a) to (g) and (i) to (l) of subdivision (12) of section 135.100 and the total number of employees at the facility after the expansion is at least two greater than the total number of employees before the expansion, except that the total number of employees at the facility after the expansion is at least greater than the number of employees before the expansion by twenty-five, if an office as defined in subdivision (9) of section 135.100 is established by a revenue-producing enterprise other than a revenue-producing enterprise defined in paragraphs (a) to (g) and (i) to (l) of subdivision (12) of section 135.100; and

(2) The expansion otherwise constitutes a new business facility. The taxpayer's investment in the expansion and in the original facility prior to expansion shall be determined in the manner provided in subdivision (8) of section 135.100.

7. No credit shall be allowed pursuant to this section to a public utility, as such term is defined in section 386.020. Notwithstanding any provision of this subsection to the contrary, motor carriers, barge lines or railroads engaged in transporting property for hire, or any interexchange telecommunications company or local exchange telecommunications company that establishes a new business facility shall be eligible to qualify for credits allowed in this section.

8. For the purposes of the credit described in this section, in the case of a corporation described in section 143.471 or partnership, in computing Missouri's tax liability, this credit shall be allowed to the following:

(1) The shareholders of the corporation described in section 143.471;

(2) The partners of the partnership. This credit shall be apportioned to the entities described in subdivisions (1) and (2) of this subsection in proportion to their share of ownership on the last day of the taxpayer's tax period.

9. Notwithstanding any provision of law to the contrary, any employee-owned engineering firm classified as SIC 8711, architectural firm as classified SIC 8712, or accounting firm classified SIC 8721 establishing a new business facility because it qualifies as a headquarters as defined in subsection 10 of this section, shall be allowed the credits described in subsection 11 of this section under the same terms and conditions prescribed in sections 135.100 to 135.150; provided:

(1) Such facility maintains an average of at least five hundred new business facility employees as defined in subdivision (6) of section 135.100 during the taxpayer's tax period in which such credits are being claimed; and

(2) Such facility maintains an average of at least twenty million dollars in new business facility investment as defined in subdivision (8) of section 135.100 during the taxpayer's tax period in which such credits are being claimed.

10. For the purpose of the credits allowed in subsection 9 of this section:

(1) "Employee-owned" means the business employees own directly or indirectly, including through an employee stock ownership plan or trust at least:

(a) Seventy-five percent of the total business stock, if the taxpayer is a corporation described in section 143.441; or

(b) One hundred percent of the interest in the business if the taxpayer is a corporation described in section 143.471, a partnership, or a limited liability company; and

(2) "Headquarters" means:

(a) The administrative management of at least three integrated facilities operated by the taxpayer or related taxpayer; and

(b) The taxpayer's business has been headquartered in this state for more than fifty years.

11. The tax credits allowed in subsection 9 of this section shall be the greater of:

(1) Four hundred dollars for each new business facility employee as computed in subsection 4 of this section and four percent of new business facility investment as computed in subsection 5 of this section; or

(2) Five hundred dollars for each new business facility employee as computed in subsection 4 of this section, and five hundred dollars of each one hundred thousand dollars of new business facility investment as computed in subsection 5 of this section.

12. For the purpose of the credit described in subsection 9 of this section, in the case of a small corporation described in section 143.471, or a partnership, or a limited liability company, the credits allowed in subsection 9 of this section shall be apportioned in proportion to the share of ownership of each shareholder, partner or stockholder on the last day of the taxpayer's tax period for which such credits are being claimed.

13. For the purpose of the credit described in subsection 9 of this section, tax credits earned, to the extent such credits exceed the taxpayer's Missouri tax on taxable business income, shall constitute an overpayment of taxes and in such case, be refunded to the taxpayer provided such refunds are used by the taxpayer to purchase specified facility items. For the purpose of the refund as authorized in this subsection, "specified facility items" means equipment, computers, computer software, copiers, tenant finishing, furniture and fixtures installed and in use at the new business facility during the taxpayer's taxable year. The taxpayer shall perfect such refund by attesting in writing to the director, subject to the penalties of perjury, the requirements prescribed in this subsection have been met and submitting any other information the director may require.

14. Notwithstanding any provision of law to the contrary, any taxpayer may sell, assign, exchange,

convey or otherwise transfer tax credits allowed in subsection 9 of this section under the terms and conditions prescribed in subdivisions (1) and (2) of this subsection. Such taxpayer, referred to as the assignor for the purpose of this subsection, may sell, assign, exchange or otherwise transfer earned tax credits:

(1) For no less than seventy-five percent of the par value of such credits; and

(2) In an amount not to exceed one hundred percent of such earned credits. The taxpayer acquiring the earned credits referred to as the assignee for the purpose of this subsection may use the acquired credits to offset up to one hundred percent of the tax liabilities otherwise imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.261, or chapter 148, or in the case of an insurance company exempt from the thirty percent employee requirement of section 135.230, against any obligation imposed pursuant to section 375.916. Unused credits in the hands of the assignee may be carried forward for up to five tax periods, provided all such credits shall be claimed within ten tax periods following the tax period in which commencement of commercial operations occurred at the new business facility. The assignor shall enter into a written agreement with the assignee establishing the terms and conditions of the agreement and shall perfect such transfer by notifying the director in writing within thirty calendar days following the effective date of the transfer and shall provide any information as may be required by the director to administer and carry out the provisions of this subsection. Notwithstanding any other provision of law to the contrary, the amount received by the assignor of such tax credit shall be taxable as income of the assignor, and the difference between the amount paid by the assignee and the par value of the credits shall be taxable as income of the assignee.

135.155. 1. Notwithstanding any provision of the law to the contrary, no revenue-producing enterprise other than headquarters as defined in subsection 10 of section 135.110 shall receive the incentives set forth in sections 135.100 to 135.150 for facilities commencing operations on or after January 1, 2005. No headquarters shall receive the incentives set forth in subsections 9 to 14 of section 135.110 for facilities commencing or expanding operations on or after January 1, **[**2025**]** **2031**.

2. Notwithstanding subsection 9 of section 135.110 to the contrary, expansions at headquarters facilities shall each be considered a separate new business facility and each be entitled to the credits as set forth in subsections 9 to 14 of section 135.110 if the number of new business facility employees attributed to each such expansion is at least twenty-five and the amount of new business facility investment attributed to each such expansion is at least one million dollars. In any year in which a new business facility is not created, the jobs and investment for that year shall be included in calculating the credits for the most recent new business facility and not an earlier created new business facility.

3. Notwithstanding any provision of law to the contrary, for headquarters, buildings on multiple noncontiguous real properties shall be considered one facility if the buildings are located within the same county or within the same municipality.”; and

Further amend the title and enacting clause accordingly.

Senator Razer moved that the above amendment be adopted, which motion prevailed.

Senator Eslinger offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for House Bill No. 2400, Page 5, Section 285.730, Line 143, by inserting after

all of said line the following:

"620.800. The following additional terms used in sections 620.800 to 620.809 shall mean:

(1) "Agreement", the agreement between a qualified company, a community college district, and the department concerning a training project. Any such agreement shall comply with the provisions of section 620.017;

(2) "Application", a form developed by and submitted to the department by a local education agency on behalf of a qualified company applying for benefits under section 620.806;

[(2)**] (3)** "Board of trustees", the board of trustees of a community college district established under the provisions of chapter 178;

[(3)**] (4)** "Certificate", a new or retained jobs training certificate issued under section 620.809;

[(4) "Committee", the Missouri one start job training joint legislative oversight committee, established under the provisions of section 620.803;**]**

(5) "Department", the Missouri department of economic development;

(6) "Employee", a person employed by a qualified company;

(7) **[**"Existing Missouri business", a qualified company that, for the ten-year period preceding submission of a notice of intent to the department, had a physical location in Missouri and full-time employees who routinely performed job duties within Missouri;

(8)**]** "Full-time employee", an employee of the qualified company who is scheduled to work an average of at least thirty-five hours per week for a twelve-month period, and one to whom the qualified company offers health insurance and pays at least fifty percent of such insurance premiums;

[(9)**] (8)** "Local education agency", a community college district, two-year state technical college, or technical career education center;

[(10)**] (9)** "Missouri one start program", the **[**training**]** program established under sections 620.800 to 620.809;

[(11)**] (10)** "New capital investment", costs incurred by the qualified company at the project facility for real or personal property, that may include the value of finance or capital leases for real or personal property for the term of such lease at the project facility executed after acceptance by the qualified company of the proposal for benefits from the department or approval of the **application or** notice of intent;

[(12)**] (11)** "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the **application or** notice of intent shall be deemed a new job. An employee who spends less than fifty percent of his or her work time at the facility is still considered to be located at a facility if he or she receives his or her directions and control from that facility, is on the facility's payroll, **and** one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the applicable percentage of the county's average wage;

[(13)**] (12)** "New jobs credit", the credit from withholding remitted by a qualified company provided under subsection 7 of section 620.809;

[(14)**] (13)** "Notice of intent", a form developed by and submitted to the department that states the qualified company's intent to request benefits under **[**this program**] section 620.809**;

[(15)**] (14)** "Project facility", the building or buildings used by a qualified company at which new or retained jobs and any new capital investment are or will be located. A project facility may include separate buildings located within sixty miles of each other such that their purpose and operations are interrelated**[**, provided that, if the buildings making up the project facility are not located within the same county, the average wage of the new payroll must exceed the applicable percentage of the highest county average wage among the counties in which the buildings are located**]**. Upon approval by the department, a subsequent project facility may be designated if the qualified company demonstrates a need to relocate to the subsequent project facility at any time during the project period;

[(16)**] (15)** "Project facility base employment", the greater of the number of full-time employees located at the project facility on the date of the **application or** notice of intent or, for the twelve-month period prior to the date of the **application or** notice of intent, the average number of full-time employees located at the project facility. In the event the project facility has not been in operation for a full twelve-month period, the average number of full-time employees for the number of months the project facility has been in operation prior to the date of the **application or** notice of intent;

[(17)**] (16)** "Qualified company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri that is the owner or operator of a project facility, offers health insurance to all full-time employees of all facilities located in this state, and pays at least fifty percent of such insurance premiums. For the purposes of sections 620.800 to 620.809, the term "qualified company" shall not mean:

(a) Gambling establishments (NAICS industry group 7132);

(b) **Store-front consumer-based** retail trade establishments (**under** NAICS sectors 44 and 45), except with respect to any company headquartered in this state with a majority of its full-time employees engaged in operations not within the NAICS codes specified in this subdivision;

(c) Food services and drinking places (NAICS subsector 722);

(d) Public utilities (NAICS 221 including water and sewer services);

(e) Any company that is delinquent in the payment of any nonprotested taxes or any other amounts due the state or federal government or any other political subdivision of this state;

(f) Any company requesting benefits for retained jobs that has filed for or has publicly announced its intention to file for bankruptcy protection. However, a company that has filed for or has publicly announced its intention to file for bankruptcy may be a qualified company provided that such company:

a. Certifies to the department that it plans to reorganize and not to liquidate; and

b. After its bankruptcy petition has been filed, it produces proof, in a form and at times satisfactory to the department, that it is not delinquent in filing any tax returns or making any payment due to the state of Missouri, including but not limited to all tax payments due after the filing of the bankruptcy petition and under the terms of the plan of reorganization;

(g) Educational services (NAICS sector 61);

(h) Religious organizations (NAICS industry group 8131);

(i) Public administration (NAICS sector 92);

(j) Ethanol distillation or production; or

(k) Biodiesel production.

Notwithstanding any provision of this section to the contrary, the headquarters, administrative offices, or research and development facilities of an otherwise excluded business may qualify for benefits if the offices or facilities serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the jobs and investment of such operation shall be considered eligible for benefits under this section if the other requirements are satisfied;

(17) "Recruitment services", promoting workforce opportunities in Missouri;

(18) "Related company":

(a) A corporation, partnership, trust, or association controlled by the qualified company;

(b) An individual, corporation, partnership, trust, or association in control of the qualified company; or

(c) Corporations, partnerships, trusts, or associations controlled by an individual, corporation, partnership, trust, or association in control of the qualified company. As used in this subdivision, "control of a corporation" shall mean ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote; "control of a partnership or association" shall mean ownership of at least fifty percent of the capital or profits interest in such partnership or association; "control of a trust" shall mean ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such trust; and "ownership" shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(19) "Related facility", a facility operated by the qualified company or a related company located in this state that is directly related to the operations of the project facility or in which operations substantially similar to the operations of the project facility are performed;

(20) "Related facility base employment", the greater of the number of full-time employees located at all related facilities on the date of the **application or** notice of intent or, for the twelve-month period prior to the date of the **application or** notice of intent, the average number of full-time employees located at all related facilities of the qualified company or a related company located in this state;

(21) **"Relocation costs", costs paid by a qualified company for a full-time employee in a new job, excluding costs for residents relocating from a Kansas border county to a Missouri border county, as such terms are defined in subsection 1 of section 135.1670, provided subsection 2 of section 135.1670 is in effect. Relocation costs shall only apply to an employee relocating to Missouri from out of state to work in the new job. Reimbursement for relocation costs shall be limited to fifty percent of the amount paid by the employer to cover actual relocation expenses, including, but not limited to, reasonable moving and related travel expenses. The amount paid to a qualified company shall not exceed three thousand five hundred dollars per employee, and shall not exceed fifty percent of the total training project award;**

(22) "Retained jobs", the average number of full-time employees of a qualified company located at the project facility during each month for the calendar year preceding the year in which the **application or** notice of intent is submitted;

[(22)**] (23)** "Retained jobs credit", the credit from withholding remitted by a qualified company provided under subsection 7 of section 620.809;

[(23)**] (24)** "Targeted industry", an industry or one of a cluster of industries identified by the department by rule following a strategic planning process as being critical to the state's economic security and growth;

[(24) "Training program", the Missouri one start program established under sections 620.800 to 620.809;**]**

(25) "Training project", the project or projects established through the Missouri one start program for the creation or retention of jobs by providing education and training of workers;

(26) "Training project costs", may include all necessary and incidental costs of providing program services through the **[**training**] Missouri one start** program, such as:

(a) Training materials and supplies;

(b) Wages and benefits of instructors, who may or may not be employed by the eligible industry, and the cost of training such instructors;

(c) Subcontracted services;

(d) On-the-job training;

(e) Training facilities and equipment;

(f) Skill assessment;

(g) Training project and curriculum development;

(h) Travel directly to the training project, including a coordinated transportation program for training if the training can be more effectively provided outside the community where the jobs are to be located;

(i) Payments to third-party training providers and to the eligible industry;

(j) Teaching and assistance provided by educational institutions in the state of Missouri;

(k) In-plant training analysis, including fees for professionals and necessary travel and expenses;

(l) Assessment and preselection tools;

(m) Publicity;

(n) Instructional services;

(o) Rental of instructional facilities with necessary utilities; **[**and**]**

(p) **Relocation costs;**

(q) Payment of the principal, premium, and interest on certificates, including capitalized interest, issued to finance a project, and the funding and maintenance of a debt service reserve fund to secure such certificates; **and**

(r) Costs of training project services not otherwise included in this subdivision;

(27) "Training project services", may include, but shall not be limited to, the following:

(a) Job training, which may include, but not be limited to, preemployment training, analysis of the specified training needs for a qualified company, development of training plans, and provision of training through qualified training staff;

(b) Adult basic education and job-related instruction;

(c) Vocational and skill-assessment services and testing;

(d) Training facilities, equipment, materials, and supplies;

(e) On-the-job training;

(f) Administrative expenses at a reasonable amount determined by the department;

(g) Subcontracted services with state institutions of higher education, private colleges or universities, or other federal, state, or local agencies;

(h) Contracted or professional services; and

(i) Issuance of certificates, when applicable.

620.803. 1. The department shall establish a "Missouri One Start Program" to assist **[**qualified**]** companies **[**in the**]** **with recruitment services,** training of employees in new jobs**,** and the retraining or upgrading of skills of full-time employees in retained jobs as provided in sections 620.800 to 620.809. The **[**training**]** **Missouri one start** program shall be funded through appropriations to the funds established under sections 620.806 and 620.809. The department shall, to the maximum extent practicable, prioritize funding under the **[**training**]** **Missouri one start** program to assist qualified companies in targeted industries.

2. **[**There is hereby created the "Missouri One Start Job Training Joint Legislative Oversight Committee". The committee shall consist of three members of the Missouri senate appointed by the president pro tempore of the senate and three members of the house of representatives appointed by the speaker of the house. No more than two of the members of the senate and two of the members of the house of representatives shall be from the same political party. Members of the committee shall report to the governor, the president pro tempore of the senate, and the speaker of the house of representatives on all assistance to qualified companies under the provisions of sections 620.800 to 620.809 provided during the preceding fiscal year. The report of the committee shall be delivered no later than October first of each year. The director of the department shall report to the committee such information as the committee may deem necessary for its annual report. Members of the committee shall receive no compensation in addition to their salary as members of the general assembly but may receive their necessary expenses while attending the meetings of the committee, to be paid out of the joint contingent fund.

3.**]** The department shall publish guidelines and may promulgate rules and regulations governing the **[**training**]** **Missouri one start** program. In establishing such guidelines and promulgating such rules and regulations, the department shall consider such factors as the potential number of new jobs to be created **or the number of jobs to be retained**, the potential number of new minority jobs created, the amount of new capital investment in new **or existing** facilities and equipment, the significance of state benefits to the qualified company's decision to locate or expand in Missouri, the economic need of the affected community, and the importance of the qualified company to the economic development of the state. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers

vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

[4.**]** **3.** The department shall make **Missouri one start** program applications and guidelines available online.

[5.**]** **4.** The department may contract with other entities for the purposes of advertising, marketing, or promoting the **[**training**]** **Missouri one start** program established in sections 620.800 to 620.809. Any assistance through the **[**training**]** **Missouri one start** program shall be provided under an agreement.

[6.**]** **5.** Prior to the authorization of any application submitted through the **[**training**]** **Missouri one start** program, the department shall verify the applicant's tax payment status and offset any delinquencies as provided in section 135.815.

[7.**]** **6.** Any qualified company that is awarded benefits under sections 620.800 to 620.809 and who files for bankruptcy under Chapter 7 of the United States Bankruptcy Code, Title 11 U.S.C., as amended, shall immediately notify the department, shall forfeit such benefits, and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained.

[8.**]** **7.** The department may require repayment of all benefits awarded, increased by an additional amount that shall provide the state a reasonable rate of return, to any qualified company under sections 620.800 to 620.809 that fails to maintain the new or retained jobs within five years of approval of the benefits or that leaves the state within five years of approval of the benefits.

[9.**]** **8.** The department shall be authorized to contract with other entities, including businesses, industries, other state agencies, and political subdivisions of the state for the purpose of implementing a training project **or providing recruitment services** under the provisions of sections 620.800 to 620.809.

620.806. 1. There is hereby created in the state treasury a fund to be known as the "Missouri One Start Job Development Fund", that shall be administered by the department for the purposes of the Missouri one start program. The fund shall consist of all moneys which may be appropriated to it by the general assembly and also any gifts, contributions, grants, or bequests received from federal, private or other sources, including, but not limited to, any block grant or other sources of funding relating to job training, school-to-work transition, welfare reform, vocational and technical training, housing, infrastructure, development, and human resource investment programs which may be provided by the federal government or other sources. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. The department may provide financial assistance **for training projects** through the **[**training**]** **Missouri one start** program **from the Missouri one start job development fund** to qualified companies that create new jobs which will result in the need for training, or that make new capital investment relating directly to the retention of jobs in an amount at least five times greater than the amount of any financial assistance. Financial assistance may also be provided to a consortium of a majority of qualified companies organized to provide common training to the consortium members' employees.

3. Funds in the Missouri one start job development fund shall be appropriated, **for recruitment services,**

and for financial assistance **for training projects** through the **[**training**]** **Missouri one start** program, by the general assembly to the department **[**and**]**. **Recruitment services shall be administered by the department. Financial assistance for training projects** shall be administered by a local education agency certified by the department for such purpose. **[**Except for state-sponsored preemployment training, no qualified company shall receive more than fifty percent of its training program costs from the Missouri one start job development fund.**]** No funds shall be awarded or reimbursed to any qualified company for the training, retraining, or upgrading of skills of potential employees with the purpose of replacing or supplanting employees engaged in an authorized work stoppage. Upon approval by the department, training project costs, except the purchase of training equipment and training facilities, shall be eligible for reimbursement with funds from the Missouri one start job development fund. Notwithstanding any provision of law to the contrary, no qualified company within a service industry shall be eligible for **training** assistance under this subsection unless such qualified company provides services in interstate commerce, which shall mean that the qualified company derives a majority of its annual revenues from out of the state.

[3.**]** **4.** Upon appropriation, a local education agency may petition the department to utilize the Missouri one start job development fund in order to create or improve training facilities, training equipment, training staff, training expertise, training programming, and administration. The department shall review all petitions and may award funds from the Missouri one start job development fund for reimbursement of training project costs and training project services as it deems necessary.

[4.**]** **5.** The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void.

620.809. 1. There is hereby established in the state treasury a fund to be known as the "Missouri One Start Community College New Jobs Training Fund", that shall be administered by the department for **training projects in** the **[**training**]** **Missouri one start** program. **Through June 30, 2023,** the department of revenue shall credit to the fund, as received, all new jobs credits. **[**For existing Missouri businesses creating new jobs, the training project may include retained jobs.**]** The fund shall also consist of any gifts, contributions, grants, or bequests received from federal, private, or other sources. The general assembly, however, shall not provide for any transfer of general revenue funds into the fund. Moneys in the fund shall be disbursed to the department under regular appropriations by the general assembly. **[**The department shall have the discretion to determine the appropriate amount of funds to allocate per training project.**]** **Through June 30, 2023,** the department shall disburse such appropriated funds in a timely manner into the special funds established by community college districts for training projects, which funds shall be used to pay training project costs. Such disbursements shall be made to the special fund for each training project as provided under subsection **[**5**]** **6** of this section. All moneys remaining in the fund at the end of any fiscal year shall not lapse to the general revenue fund, as provided in section 33.080, but shall remain in the fund. **All unobligated funds in the Missouri one start community college new jobs training fund on July 1, 2023, shall be transferred to the Missouri one start community college training fund authorized pursuant to subsection 3 of this section.**

2. There is hereby created in the state treasury a fund to be known as the "Missouri One Start

Community College Job Retention Training Fund", that shall be administered by the department for the Missouri one start program. **Through June 30, 2023,** the department of revenue shall credit to the fund, as received, all retained jobs credits. **[**For existing Missouri businesses retaining jobs, the training project may include new jobs.**]** The fund shall also consist of any gifts, contributions, grants, or bequests received from federal, private, or other sources. The general assembly, however, shall not provide for any transfer of general revenue funds into the fund. Moneys in the fund shall be disbursed to the department under regular appropriations by the general assembly. **[**The department shall have the discretion to determine the appropriate amount of funds to allocate per training project.**] Through June 30, 2023,** the department shall disburse such appropriated funds in a timely manner into the special funds established by community college districts for projects, which funds shall be used to pay training **[**program**] project** costs**[**, including the principal, premium, and interest on certificates issued by the district to finance or refinance, in whole or in part, a project**]**. Such disbursements by the department shall be made to the special fund for each project as provided under subsection **[**5**] 6** of this section. All moneys remaining in the fund at the end of any fiscal year shall not lapse to the general revenue fund, as provided in section 33.080, but shall remain in the fund. **All unobligated funds in the Missouri One Start Community College Job Retention Training Fund on July 1, 2023, shall be transferred to the Missouri one start community college training fund authorized pursuant to subsection 3 of this section.**

3. **There is hereby created in the state treasury the "Missouri One Start Community College Training Fund", that shall be administered by the department for training projects in the Missouri one start program. Beginning July 1, 2023, the department of revenue shall credit to the fund, as received, all new and retained jobs credits. The fund shall also consist of any gifts, contributions, grants, or bequests received from federal, private, or other sources. The general assembly, however, shall not provide for any transfer of general revenue funds into the fund. Beginning July 1, 2023, the department shall disburse moneys in the fund under regular appropriations by the general assembly. The department shall disburse such appropriated funds in a timely manner into the special funds established by community college districts for training projects, which funds shall be used to pay training project costs. Such disbursements shall be made to the special fund for each training project as provided under subsection 6 of this section. All moneys remaining in the fund at the end of any fiscal year shall not lapse to the general revenue fund, as provided in section 33.080, but shall remain in the fund.**

4. The department of revenue shall develop such forms as are necessary to demonstrate accurately each qualified company's new jobs credit paid **through June 30, 2023,** into the Missouri one start community college new jobs training fund or retained jobs credit paid **through June 30, 2023,** into the Missouri one start community college job retention training fund. **The department of revenue shall develop such forms as are necessary to demonstrate accurately each qualified company's new or retained jobs credit, or both, as applicable, paid beginning July 1, 2023, into the Missouri one start community college jobs training fund.** The new or retained jobs credits**, or both, as applicable,** shall be accounted as separate from the normal withholding tax paid to the department of revenue by the qualified company. **Through June 30, 2023,** reimbursements made by all qualified companies to the Missouri one start community college new jobs training fund and the Missouri one start community college job retention training fund shall be no less than all allocations made by the department to all community college districts for all projects. **Beginning July 1, 2023, reimbursements made by all qualified companies to the Missouri one start community college training fund shall be no less than all allocations made by the department to all community college districts for all projects.** The qualified company shall remit the amount of the new or retained jobs

credit, **or both,** as applicable, to the department of revenue in the same manner as provided in sections 143.191 to 143.265. **A qualified company's training project may include both new jobs and retained jobs.**

[4.**] 5.** A community college district, with the approval of the department in consultation with the office of administration, may enter into an agreement to establish a training project and provide training project services to a qualified company. **The department shall have the discretion to determine the appropriate amount of funds to allocate per training project.** As soon as possible after initial contact between a community college district and a potential qualified company regarding the possibility of entering into an agreement, the community college district shall inform the department of the potential training project. The department shall evaluate the proposed training project within the overall job training efforts of the state to ensure that the training project will not duplicate other job training programs. The department shall have fourteen days from receipt of a notice of intent to approve or disapprove a training project. If no response is received by the qualified company within fourteen days, the training project shall be deemed approved. Disapproval of any training project shall be made in writing and state the reasons for such disapproval. If an agreement is entered into, the district and the qualified company shall notify the department of revenue within fifteen calendar days. In addition to any provisions required under subsection 6 of this section for a qualified company applying to receive a new or retained job credit, **or both, as applicable,** an agreement may provide, but shall not be limited to:

(1) Payment of training project costs, which may be paid from one or a combination of the following sources:

(a) **Through June 30, 2023,** funds appropriated by the general assembly to the Missouri one start community college new jobs training program fund or Missouri one start community college job retention training program fund, as applicable, and disbursed by the department for the purposes consistent with sections 620.800 to 620.809;

(b) **Beginning July 1, 2023, funds appropriated by the general assembly to the Missouri one start community college jobs training program fund and disbursed by the department for the purposes consistent with sections 620.800 to 620.809;**

(c) Funds appropriated by the general assembly from the general revenue fund and disbursed by the department for the purposes consistent with sections 620.800 to 620.809;

[(c)**] (d)** Tuition, student fees, or special charges fixed by the board of trustees to defray training project costs in whole or in part;

(2) Payment of training project costs which shall not be deferred for a period longer than eight years;

(3) Costs of on-the-job training for employees which shall include wages or salaries of participating employees. Payments for on-the-job training shall not exceed the average of fifty percent of the total wages paid by the qualified company to each participant during the period of training. Payment for on-the-job training may continue for up to six months from the date the training begins;

(4) A provision which fixes the minimum amount of new or retained jobs credits, **or both, if applicable,** general revenue fund appropriations, or tuition and fee payments which shall be paid for training project costs; and

(5) Any payment required to be made by a qualified company. This payment shall constitute a lien upon

the qualified company's business property until paid, shall have equal priority with ordinary taxes and shall not be divested by a judicial sale. Property subject to such lien may be sold for sums due and delinquent at a tax sale, with the same forfeitures, penalties, and consequences as for the nonpayment of ordinary taxes. The purchasers at a tax sale shall obtain the property subject to the remaining payments.

[5.**] 6.** (1) For projects that are funded exclusively under **[**paragraph**] paragraphs** (a) **and (b)** of subdivision (1) of subsection **[**4**] 5** of this section, the department shall disburse such funds to the special fund for each training project in the same proportion as the new jobs or retained jobs credits remitted by the qualified company participating in such project bears to the total new jobs or retained jobs credits from withholding remitted by all qualified companies participating in projects during the period for which the disbursement is made.

(2) Subject to appropriation, for projects that are funded through a combination of funds under paragraphs (a) **[**and**],** (b)**, and (c)** of subdivision (1) of subsection **[**4**] 5** of this section, the department shall disburse funds appropriated under paragraph **[**(b)**] (c)** of subdivision (1) of subsection **[**4**] 5** of this section to the special fund for each training project upon commencement of the project. The department shall disburse funds appropriated under **[**paragraph**] paragraphs** (a) **and (b)** of subdivision (1) of subsection **[**4**] 5** of this section to the special fund for each training project in the same proportion as the new jobs or retained jobs credits remitted by the qualified company participating in such project bears to the total new jobs or retained jobs credits from withholding remitted by all qualified companies participating in projects during the period for which the disbursement is made, reduced by the amount of funds appropriated under paragraph **[**(b)**] (c)** of subdivision (1) of subsection **[**4**] 5** of this section.

[6.**] 7.** Any qualified company that submits a notice of intent for retained job credits shall enter into an agreement, providing that the qualified company has:

(1) Maintained at least one hundred full-time employees per year at the project facility for the calendar year preceding the year in which the application is made; and

(2) Made or agrees to make a new capital investment of greater than five times the amount of any award under **[**this training**] the Missouri one start** program at the project facility over a period of two consecutive years, as certified by the qualified company and:

(a) Has made substantial investment in new technology requiring the upgrading of employee skills; or

(b) Is located in a border county of the state and represents a potential risk of relocation from the state; or

(c) Has been determined to represent a substantial risk of relocation from the state by the director of the department of economic development.

[7.**] 8.** If an agreement provides that all or part of the training **[**program**] project** costs are to be met by receipt of new or retained jobs credit, **or both, if applicable,** such new or retained jobs credit from withholding shall be determined and paid as follows:

(1) New or retained jobs credit shall be based upon the wages paid to the employees in the new or retained jobs;

(2) A portion of the total payments made by the qualified companies under sections 143.191 to 143.265 shall be designated as the new or retained jobs credit**, or both, if applicable,** from withholding. Such portion shall be an amount equal to two and one-half percent of the gross wages paid by the qualified

company for each of the first one hundred jobs included in the project and one and one-half percent of the gross wages paid by the qualified company for each of the remaining jobs included in the project. If business or employment conditions cause the amount of the new or retained jobs credit from withholding to be less than the amount projected in the agreement for any time period, then other withholding tax paid by the qualified company under sections 143.191 to 143.265 shall be credited to the applicable fund by the amount of such difference. The qualified company shall remit the amount of the new or retained jobs credit**, or both, if applicable,** to the department of revenue in the manner prescribed in sections 143.191 to 143.265. When all training **[**program**]** **project** costs have been paid, the new or retained jobs credits**, or both, if applicable,** shall cease;

(3) The community college district participating in a project shall establish a special fund for and in the name of the training project. All funds appropriated by the general assembly from the funds established under **[**subsections 1 and 2 of**]** this section and disbursed by the department for the training project and other amounts received by the district for training project costs as required by the agreement shall be deposited in the special fund. Amounts held in the special fund shall be used and disbursed by the district only to pay training project costs for such training project. The special fund may be divided into such accounts and subaccounts as shall be provided in the agreement, and amounts held therein may be invested in the same manner as the district's other funds;

(4) Any disbursement for training project costs received from the department under sections 620.800 to 620.809 and deposited into the training project's special fund may be irrevocably pledged by a community college district for the payment of the principal, premium, and interest on the certificate issued by a community college district to finance or refinance, in whole or in part, such training project;

(5) The qualified company shall certify to the department of revenue that the new or retained jobs credit**, or both, if applicable,** is in accordance with an agreement and shall provide other information the department of revenue may require;

(6) An employee participating in a training project shall receive full credit under section 143.211 for the amount designated as a new or retained jobs credit;

(7) If an agreement provides that all or part of training **[**program**]** **project** costs are to be met by receipt of new or retained jobs credit, **or both, if applicable,** the provisions of this subsection shall also apply to any successor to the original qualified company until the principal and interest on the certificates have been paid.

[8.**]** **9.** To provide funds for the present payment of the training project costs **[**of new or retained jobs training project**]** through the **[**training**]** **Missouri one start** program **as provided in this section**, a community college district may borrow money and issue and sell certificates payable from a sufficient portion of the future receipts of payments authorized by the agreement including disbursements from the **[**Missouri one start community college new jobs training fund or the Missouri one start community college job retention training fund**]** **funds established under this section**, to the special fund established by the community college district for each **training** project. The total amount of outstanding certificates sold by all community college districts shall not exceed the total amount authorized under law as of January 1, 2013**[**, unless an increased amount is authorized in writing by a majority of members of the committee**]**. The certificates shall be marketed through financial institutions authorized to do business in Missouri. The receipts shall be pledged to the payment of principal of and interest on the certificates. Certificates may be sold at public sale or at private sale at par, premium, or discount of not less than ninety-five percent of the

par value thereof, at the discretion of the board of trustees, and may bear interest at such rate or rates as the board of trustees shall determine, notwithstanding the provisions of section 108.170 to the contrary. However, the provisions of chapter 176 shall not apply to the issuance of such certificates. Certificates may be issued with respect to a single **training** project or multiple **training** projects and may contain terms or conditions as the board of trustees may provide by resolution authorizing the issuance of the certificates.

[9.**]** **10.** Certificates issued to refund other certificates may be sold at public sale or at private sale as provided in this section, with the proceeds from the sale to be used for the payment of the certificates being refunded. The refunding certificates may be exchanged in payment and discharge of the certificates being refunded, in installments at different times or an entire issue or series at one time. Refunding certificates may be sold or exchanged at any time on, before, or after the maturity of the outstanding certificates to be refunded. They may be issued for the purpose of refunding a like, greater, or lesser principal amount of certificates and may bear a rate of interest that is higher, lower, or equivalent to that of the certificates being renewed or refunded.

[10.**]** **11.** Before certificates are issued, the board of trustees shall publish once a notice of its intention to issue the certificates, stating the amount, the purpose, and the project or projects for which the certificates are to be issued. A person with standing may, within fifteen days after the publication of the notice, by action in the circuit court of a county in the district, appeal the decision of the board of trustees to issue the certificates. The action of the board of trustees in determining to issue the certificates shall be final and conclusive unless the circuit court finds that the board of trustees has exceeded its legal authority. An action shall not be brought which questions the legality of the certificates, the power of the board of trustees to issue the certificates, the effectiveness of any proceedings relating to the authorization of the project, or the authorization and issuance of the certificates from and after fifteen days from the publication of the notice of intention to issue.

[11.**]** **12.** The board of trustees shall make a finding based on information supplied by the qualified company that revenues provided in the agreement are sufficient to secure the faithful performance of obligations in the agreement.

[12.**]** **13.** Certificates issued under this section shall not be deemed to be an indebtedness of the state, the community college district, or any other political subdivision of the state, and the principal and interest on any certificates shall be payable only from the sources provided in subdivision (1) of subsection **[**4**]** **5** of this section which are pledged in the agreement.

[13.**]** **14.** Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under sections 620.800 to 620.809 shall be reauthorized as of August 28, 2018, and shall expire on August 28, 2030; and

(2) If such program is reauthorized, the program authorized under sections 620.800 to 620.809 shall automatically sunset twelve years after the effective date of the reauthorization of sections 620.800 to 620.809; and

(3) Sections 620.800 to 620.809 shall terminate on September first of the calendar year immediately following the calendar year in which a program authorized under sections 620.800 to 620.809 is sunset.

[14.**]** **15.** Any agreement or obligation entered into by the department that was made under the provisions of sections 620.800 to 620.809 prior to August 28, 2019, shall remain in effect according to the provisions of such agreement or obligation.”; and

Further amend the title and enacting clause accordingly.

Senator Eslinger moved that the above amendment be adopted, which motion prevailed.

Senator Roberts offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for House Bill No. 2400, Page 5, Section 285.730, Line 143, by inserting after all of said line the following:

"620.515. 1. This section shall be known and may be cited as the "Show-Me Heroes" program, the purpose of which is to:

(1) Assist the spouse of an active duty National Guard or reserve component service member reservist and active duty United States military personnel to address immediate needs and employment in an attempt to keep the family from falling into poverty while the primary income earner is on active duty, and during the five-year period following discharge from deployment; and

(2) Assist returning National Guard troops or reserve component service member reservists and recently separated United States military personnel with finding work in situations where an individual needs to rebuild business clientele or where an individual's job has been eliminated while such individual was deployed, or where the individual otherwise cannot return to his or her previous employment.

2. Subject to appropriation, the department of **[**economic development**]** **higher education and workforce development** shall operate the Show-Me heroes program through existing programs. Eligibility for the program shall be based on the following criteria:

(1) Eligible participants in the program shall be those families where:

(a) The primary income earner was called to active duty in defense of the United States for a period of more than four months;

(b) The family's primary income is no longer available;

(c) The family is experiencing significant hardship due to financial burdens; and

(d) The family has no outside resources available to assist with such hardships;

(2) Services that may be provided to the family will be aimed at ameliorating the immediate crisis and providing a path for economic stability while the primary income is not available due to the active military commitment. Services shall be made available up to five years following discharge from deployment. Services may include, but not be limited to the following:

(a) Financial assistance to families facing financial crisis from overdue bills;

(b) Help paying day care costs to pursue training and or employment;

(c) Help covering the costs of transportation to training and or employment;

(d) Vocational evaluation and vocational counseling to help the individual choose a visible employment goal;

(e) Vocational training to acquire or upgrade skills needed to be marketable in the workforce;

(f) Paid internships and subsidized employment to train on the job; and

(g) Job placement assistance for those who don't require skills training.

3. **(1) In addition to the benefits provided to those meeting the criteria established by subsection 2 of this section, the department of higher education and workforce development may award grants from the Show-Me heroes program or programs administering the Show-Me heroes program to one or more nonprofit organizations that facilitate the participation in apprenticeship training programs of veterans and active duty United States military personnel who are transitioning into civilian employment.**

(2) A grant awarded pursuant to this subsection shall be used only to recruit or assist veterans or active duty United States military personnel who are transitioning into civilian employment to participate in an apprenticeship training program in this state.

(3) As used in this subsection, the term "apprenticeship training program" means a training program that provides on-the-job training, preparatory instruction, supplementary instruction, or related instruction in a trade that has been certified as an apprenticeable occupation by the Office of Apprenticeship of the United States Department of Labor.

4. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator May offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for House Bill No. 2400, Page 5, Section 285.730, Line 143, by inserting after all of said line the following:

"**620.850. 1. This section shall be known and may be cited as the "Citizen's Land Development Cooperative Act".**

2. As used in this section, the following terms shall mean:

(1) "Commission", the citizen's land development cooperative commission established in subsection 3 of this section;

(2) "Citizen's land development cooperative", a for-profit, citizen-owned, professionally managed real estate planning and development corporation or land cooperative that may:

(a) Receive title to land, natural resources, physical infrastructure, or facilities donated by a not-for-profit organization or government entity;

(b) Borrow money on behalf of its shareholders to purchase land, plan its use, and develop the land and natural resources for productive and ecologically suitable purposes; and

(c) Enable each citizen whose principal residence is situated in a local or regional area for which future development will be controlled by a citizen's land development cooperative to acquire, free as a right of citizenship, an equal, lifetime, non-transferable, private property ownership stake in local land use and infrastructure development, share profits from land rentals, natural resource use or extraction revenues, and infrastructure user fees, and have a voice as an owner in the governance of future land development in the community;

(3) "Department", the Missouri department of economic development.

3. (1) There is hereby established within the department the citizen's land development cooperative commission.

(2) The commission shall consist of eleven members to be appointed by the governor, with the advice and consent of the senate, one of whom shall be designated as chair of the commission at the time of appointment.

(3) Of the members initially appointed, three members shall serve a term of one year, three members shall serve a term of two years, three members shall serve a term of three years, and two members, one of whom shall be the chair, shall serve a term of four years. Thereafter, all terms shall be for four years.

4. (1) The commission may begin to conduct business upon the appointment of a majority of the voting members, including the chair. The commission may adopt bylaws, and may establish committees and officers as it deems necessary.

(2) A majority of members of the commission shall constitute a quorum, and meetings of the commission shall be subject to the provisions of chapter 610. The commission shall afford an opportunity for public comment at each public meeting.

(3) All members of the commission shall serve without compensation for such service, but shall be reimbursed for all necessary and actual expenses incurred by them in the performance of their official duties.

(4) Subject to appropriation, the department shall provide staff and administrative support services to the commission.

5. The commission shall gather information and make annual reports of recommendations to the governor and to the general assembly regarding the establishment and operation of citizen's land development cooperatives. The reports shall include recommendations concerning, without limitation:

(1) The establishment of policies regarding citizen's land development cooperatives;

(2) The approval of citizen's land development cooperatives throughout the state;

(3) The establishment of guidelines for citizens of localities to petition for local referenda to create citizen's land development cooperatives and to determine the participation plan for allocation, shareholder governance, and ownership rights, the issuance and cancellation of shares of citizen's land development cooperatives, and the disposition of assets in the event of the dissolution of a citizen's land development cooperative;

(4) The establishment of tax reforms that encourage the use and effectiveness of citizen's land development cooperatives through the exemption from all state and local taxes on the holdings of land, natural resources, improvements, other tangible and intangible assets, undistributed capital gains, and undistributed profits, provided that at least ninety percent of the annual profits are distributed as taxable dividends, other forms of taxable distributions to its shareholders and workers, and debt service payments on its loans;

(5) The rendering of assistance to localities on problems, concerns, and issues related to the development of citizen's land development cooperatives;

(6) The undertaking of studies and gathering information and data to accomplish the purposes as set forth in this section and to formulate and present recommendations to the governor and the general assembly;

(7) Applying for, accepting, and expending gifts, grants, loans, or donations from public, quasi-public, or private sources, including any matching funds as may be designated in an appropriation to the department, to enable the commission to carry out its purpose; and

(8) Accounting annually on its fiscal activities, including any matching funds received or expended by the commission.

6. (1) Subject to appropriation, the department shall develop and maintain a program to make grants to communities seeking to establish citizen's land development cooperatives and encourage them to become self-sustaining from land rentals and other fees within the first five years of their formation. The procedures for grant application shall be established by the department by rule.

(2) The commission shall seek funding from local, state, federal, and private sources to make grants and loans and otherwise enhance the development of citizen's land development cooperatives. The department shall advise the commission of all available sources of funding for economic development that it is aware of and shall assist the commission and citizen's land development cooperatives in securing such funding.

(3) Funds received pursuant to this section shall be deposited into the citizen's land development cooperative fund, which is hereby created in the state treasury. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Moneys in the fund shall be expended solely for the purposes of this section.

7. The department shall establish rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Crawford offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for House Bill No. 2400, Page 1, Section A, Line 3, by inserting after all of said line the following:

"**105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".**

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under subsection 4 of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri

ethics commission as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

(4) Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

(5) Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal information absent a specific finding of good cause; or

(6) Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made public by state law.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor."; and

Further amend the title and enacting clause accordingly.

Senator Crawford moved that the above amendment be adopted, which motion prevailed.

Senator Bean offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for House Bill No. 2400, Page 5, Section 285.730, Line 143, by inserting after all of said line the following:

"313.800. 1. As used in sections 313.800 to 313.850, unless the context clearly requires otherwise, the following terms mean:

(1) "Adjusted gross receipts", the gross receipts from licensed gambling games and devices less winnings paid to wagerers;

(2) "Applicant", any person applying for a license authorized under the provisions of sections 313.800 to 313.850;

(3) "Bank", the elevations of ground which confine the waters of the Mississippi or Missouri Rivers at the ordinary high water mark as defined by common law;

(4) "Capital, cultural, and special law enforcement purpose expenditures" shall include any disbursement, including disbursements for principal, interest, and costs of issuance and trustee administration related to any indebtedness, for the acquisition of land, land improvements, buildings and building improvements, vehicles, machinery, equipment, works of art, intersections, signing, signalization, parking lot, bus stop, station, garage, terminal, hanger, shelter, dock, wharf, rest area, river port, airport, light rail, railroad, other mass transit, pedestrian shopping malls and plazas, parks, lawns, trees, and other landscape, convention center, roads, traffic control devices, sidewalks, alleys, ramps, tunnels, overpasses and underpasses, utilities, streetscape, lighting, trash receptacles, marquees, paintings, murals, fountains, sculptures, water and sewer systems, dams, drainage systems, creek bank restoration, any asset with a useful life greater than one year, cultural events, and any expenditure related to a law enforcement officer deployed as horse-mounted patrol, school resource or drug awareness resistance education (D.A.R.E) officer;

(5) "Cheat", to alter the selection of criteria which determine the result of a gambling game or the amount or frequency of payment in a gambling game;

(6) "Commission", the Missouri gaming commission;

(7) "Credit instrument", a written check, negotiable instrument, automatic bank draft or other authorization from a qualified person to an excursion gambling boat licensee or any of its affiliated companies licensed by the commission authorizing the licensee to withdraw the amount of credit extended by the licensee to such person from the qualified person's banking account in an amount determined under section 313.817 on or after a date certain of not more than thirty days from the date the credit was extended, and includes any such writing taken in consolidation, redemption or payment of a previous credit instrument, but does not include any interest-bearing installment loan or other extension of credit secured by collateral;

(8) "Dock", the location in a city or county authorized under subsection 10 of section 313.812 which contains any natural or artificial space, inlet, hollow, or basin, in or adjacent to a bank of the Mississippi or Missouri Rivers, next to a wharf or landing devoted to the embarking of passengers on and disembarking of passengers from a gambling excursion but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(9) "Excursion gambling boat", a boat, ferry, other floating facility, or any nonfloating facility licensed by the commission on **or inside of** which gambling games are allowed;

(10) "Fiscal year", the fiscal year of a home dock city or county;

(11) "Floating facility", any facility built or originally built as a boat, ferry or barge licensed by the commission on which gambling games are allowed;

(12) "Gambling excursion", the time during which gambling games may be operated on an excursion

gambling boat whether docked or during a cruise;

(13) "Gambling game" includes, but is not limited to, games of skill or games of chance on an excursion gambling boat but does not include gambling on sporting events; provided such games of chance are approved by amendment to the Missouri Constitution;

(14) "Games of chance", any gambling game in which the player's expected return is not favorably increased by the player's reason, foresight, dexterity, sagacity, design, information or strategy;

(15) "Games of skill", any gambling game in which there is an opportunity for the player to use the player's reason, foresight, dexterity, sagacity, design, information or strategy to favorably increase the player's expected return; including, but not limited to, the gambling games known as "poker", "blackjack" (twenty-one), "craps", "Caribbean stud", "pai gow poker", "Texas hold'em", "double down stud", and any video representation of such games;

(16) "Gross receipts", the total sums wagered by patrons of licensed gambling games;

(17) "Holder of occupational license", a person licensed by the commission to perform an occupation within excursion gambling boat operations which the commission has identified as requiring a license;

(18) "Licensee", any person licensed under sections 313.800 to 313.850;

(19) "Mississippi River" and "Missouri River", the water, bed and banks of those rivers, including any space filled wholly or partially by the water of those rivers in a manner approved by the commission but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(20) "Nonfloating facility", any structure within one thousand feet **from the closest edge of the main channel** of the Missouri or Mississippi River**, as established by the United States Army Corps of Engineers,** that contains at least two thousand gallons of water beneath or inside the facility either by an enclosed space containing such water or in rigid or semirigid storage containers**, tanks,** or structures;

(21) "Supplier", a person who sells or leases gambling equipment and gambling supplies to any licensee.

2. (1) In addition to the games of skill defined in this section, the commission may approve other games of skill upon receiving a petition requesting approval of a gambling game from any applicant or licensee. The commission may set the matter for hearing by serving the applicant or licensee with written notice of the time and place of the hearing not less than five days prior to the date of the hearing and posting a public notice at each commission office. The commission shall require the applicant or licensee to pay the cost of placing a notice in a newspaper of general circulation in the applicant's or licensee's home dock city or county. The burden of proof that the gambling game is a game of skill is at all times on the petitioner. The petitioner shall have the affirmative responsibility of establishing the petitioner's case by a preponderance of evidence including:

(a) Is it in the best interest of gaming to allow the game; and

(b) Is the gambling game a game of chance or a game of skill?

(2) All testimony shall be given under oath or affirmation. Any citizen of this state shall have the opportunity to testify on the merits of the petition. The commission may subpoena witnesses to offer expert testimony. Upon conclusion of the hearing, the commission shall evaluate the record of the hearing and

issue written findings of fact that shall be based exclusively on the evidence and on matters officially noticed. The commission shall then render a written decision on the merits which shall contain findings of fact, conclusions of law and a final commission order. The final commission order shall be within thirty days of the hearing. Copies of the final commission order shall be served on the petitioner by certified or overnight express mail, postage prepaid, or by personal delivery.

313.805. The commission shall have full jurisdiction over and shall supervise all gambling operations governed by sections 313.800 to 313.850. The commission shall have the following powers and shall promulgate rules and regulations to implement sections 313.800 to 313.850:

(1) To investigate applicants and determine the priority and eligibility of applicants for a license and to select among competing applicants for a license the applicant which best serves the interests of the citizens of Missouri;

(2) To license the operators of excursion gambling boats and operators of gambling games within such boats, to identify occupations within the excursion gambling boat operations which require licensing, and adopt standards for licensing the occupations including establishing fees for the occupational licenses and to license suppliers;

(3) To adopt standards under which all excursion gambling boat operations shall be held and standards for the facilities within which the gambling operations are to be held. Notwithstanding the provisions of chapter 311 to the contrary, the commission may authorize the operation of gambling games on an excursion gambling boat which is also licensed to sell or serve alcoholic beverages, wine, or beer. The commission shall regulate the wagering structure for gambling excursions, provided that the commission shall not establish any regulations or policies that limit the amount of wagers, losses, or buy-in amounts;

(4) To enter the premises of excursion gambling boats, facilities, or other places of business of a licensee within this state to determine compliance with sections 313.800 to 313.850;

(5) To investigate alleged violations of sections 313.800 to 313.850 or the commission rules, orders, or final decisions;

(6) To assess any appropriate administrative penalty against a licensee, including, but not limited to, suspension, revocation, and penalties of an amount as determined by the commission up to three times the highest daily amount of gross receipts derived from wagering on the gambling games, whether unauthorized or authorized, conducted during the previous twelve months as well as confiscation and forfeiture of all gambling game equipment used in the conduct of unauthorized gambling games. Forfeitures pursuant to this section shall be enforced as provided in sections 513.600 to 513.645;

(7) To require a licensee, an employee of a licensee or holder of an occupational license to remove a person violating a provision of sections 313.800 to 313.850 or the commission rules, orders, or final orders, or other person deemed to be undesirable from the excursion gambling boat or adjacent facilities;

(8) To require the removal from the premises of a licensee, an employee of a licensee, or a holder of an occupational license for a violation of sections 313.800 to 313.850 or a commission rule or engaging in a fraudulent practice;

(9) To require all licensees to file all financial reports required by rules and regulations of the commission;

(10) To issue subpoenas for the attendance of witnesses and subpoenas duces tecum for the production

of books, records, and other pertinent documents, and to administer oaths and affirmations to the witnesses, when, in the judgment of the commission, it is necessary to enforce sections 313.800 to 313.850 or the commission rules;

(11) To keep accurate and complete records of its proceedings and to certify the records as may be appropriate;

(12) To ensure that the gambling games are conducted fairly. No gambling device shall be set to pay out less than eighty percent of all wagers;

(13) To require all licensees of gambling game operations to use a cashless wagering system whereby all players' money is converted to physical or electronic tokens, electronic cards, or chips which only can be used on the excursion gambling boat;

(14) To require excursion gambling boat licensees to develop a system, approved by the commission, that allows patrons the option to prohibit the excursion gambling boat licensee from using identifying information for marketing purposes. The provisions of this subdivision shall apply only to patrons giving identifying information for the first time. Such system shall be submitted to the commission by October 1, 2000, and approved by the commission by January 1, 2001. The excursion gambling boat licensee shall use identifying information obtained from patrons who have elected to have marketing blocked under the provisions of this section only for the purposes of enforcing the requirements contained in sections 313.800 to 313.850. This section shall not prohibit the commission from accessing identifying information for the purposes of enforcing section 313.004 and sections 313.800 to 313.850;

(15) To determine which of the authorized gambling games will be permitted on any licensed excursion gambling boat;

(16) The commission shall base its decision to license excursion gambling boats on any of the following criteria: the docking location or the excursion cruise could cause danger to the boat's passengers, violate federal law or the law of another state, or cause disruption of interstate commerce or possible interference with railway or barge transportation. The commission shall consider economic feasibility or impact that would benefit land-based development and permanent job creation. The commission shall not discriminate among applicants for excursion gambling boats that are similarly situated with respect to the criteria set forth in this section;

(17) The commission shall render a finding **or findings** concerning the transition from a boat, barge, or floating facility to a nonfloating facility within thirty days after a hearing on any request from an applicant or **existing** licensee. Such hearing may be held prior to any final action on licensing to assist an applicant and any city or county in the finalizing of their economic development plan;

(18) To require any applicant for a license or renewal of a license to operate an excursion gambling boat to provide an affirmative action plan which has as its goal the use of best efforts to achieve maximum employment of African-Americans and other minorities and maximum participation in the procurement of contractual purchases of goods and services. This provision shall be administered in accordance with all federal and state employment laws, including Title VII of the Civil Rights Act of 1964, as amended by the Civil Rights Act of 1991. At license renewal, the licensee will report on the effectiveness of the plan. The commission shall include the licensee's reported information in its annual report to the joint committee on gaming and wagering;

(19) To take any other action as may be reasonable or appropriate to enforce sections 313.800 to 313.850

and the commission rules."; and

Further amend the title and enacting clause accordingly.

Senator Bean moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 10**:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for House Bill No. 2400, Page 1, Section A, Line 3, by inserting after all of said line the following:

"**34.715. 1. The state, any agency of the state, any political subdivision of the state, or any instrumentality thereof, when engaged in procuring or letting contracts for any purpose shall ensure that bidders, offerors, contractors, subcontractors, or business entities are not given preferential treatment or discriminated against based on an environmental, social, and governance score.**

2. For purposes of this section, the term "environmental, social and governance score" means an evaluation conducted by an entity that takes into consideration one or more of the following:

(1) Whether the bidder, offeror, contractor, subcontractor, or business entity engages in the exploration, production, utilization, transportation, sale, or manufacturing of fossil fuel-based energy and does not commit or pledge to meet environmental standards beyond applicable state and federal law;

(2) Whether the bidder, offeror, contractor, subcontractor, or business entity engages in production agriculture;

(3) Whether the bidder, offeror, contractor, subcontractor, or business entity spends funds on social welfare;

(4) The wages and working hours of the employees of the bidder, offeror, contractor, subcontractor, or business entity; and

(5) The environmental policies of the bidder, offeror, contractor, subcontractor, or business entity."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted.

Senator Beck raised the point of order that **SA 10** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Beck offered **SA 1** to **SA 10**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 10

Amend Senate Amendment No. 10 to Senate Substitute for House Bill No. 2400, Page 2, Line 30, by inserting after all of said line the following:

"Further amend said bill, page 5, section 285.730, line 143, by inserting after all of said line the following:

"442.571. 1. Except as provided in sections 442.586 and 442.591, **[**no alien or foreign business shall acquire by grant, purchase, devise, descent or otherwise agricultural land in this state if the total aggregate alien and foreign ownership of agricultural acreage in this state exceeds one percent of the total aggregate agricultural acreage in this state. A sale or transfer of any agricultural land in this state shall be submitted to the director of the department of agriculture for review in accordance with subsection 3 of this section only if there is no completed Internal Revenue Service Form W-9 signed by the purchaser**] beginning August 28, 2022, no alien or foreign business entity shall acquire by grant, purchase, devise, descent, or otherwise any agricultural land in this state. Any alien or foreign business entity who acquired any agricultural land in this state prior to August 28, 2022, shall not grant, sell, or otherwise transfer such agricultural land to any other alien or foreign business on or after August 28, 2022**. No person may hold agricultural land as an agent, trustee, or other fiduciary for an alien or foreign business in violation of sections 442.560 to 442.592, provided, however, that no security interest in such agricultural land shall be divested or invalidated by such violation.

2. Any alien or foreign business who acquires agricultural land in violation of sections 442.560 to 442.592 remains in violation of sections 442.560 to 442.592 for as long as **[**he or she**] the alien or foreign business entity** holds an interest in the land, provided, however, that no security interest in such agricultural land shall be divested or invalidated by such violation.

3. Subject to the provisions of subsection 1 of this section, **[**such**] all** proposed **[**acquisitions**] transfers on or after August 28, 2022,** by grant, purchase, devise, descent, or otherwise of **any interest in** agricultural land **held by any alien or foreign business entity** in this state shall be submitted to the department of agriculture to determine whether such **[**acquisition**] transfer** of agricultural land is conveyed in accordance with the **[**one percent restriction on the total aggregate**] prohibition on** alien and foreign ownership of agricultural land in this state **under this section**. The department shall establish by rule the requirements for submission and approval of requests under this subsection.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void."; and".

Senator Beck moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Arthur, Razer, Roberts, and Schupp.

At the request of Senator Moon, **SA 10** was withdrawn, rendering **SA 1** to **SA 10** moot.

Senator Roberts offered **SA 11**:

SENATE AMENDMENT NO. 11

Amend Senate Substitute for House Bill No. 2400, Page 1, Section A, Line 3, by inserting after all of said line the following:

"208.798. The provisions of sections 208.780 to 208.798 shall terminate on August 28, **[**2022**] 2029**."; and

Further amend said bill, page 5, section 285.730, line 143, by inserting after all of said line the following:

"620.1620. 1. This section shall be known and may be cited as the "Meet in Missouri Act".

2. As used in this section, the following terms shall mean:

(1) "Director", the director of the department of economic development;

(2) "Eligible commission", any regional convention and visitors commission created under section 67.601; any body designated by the division of tourism official destination marketing organization for a Missouri county which is designated as the single representative organization for the county to solicit and service tourism;

(3) "Eligible major convention event costs", all operational costs of the venue of a major convention event including, but not limited to, costs related to the following: security, venue utilities, cleaning, production of the event, installation and dismantling, facility rental charges, personnel, construction to prepare the venue, and other temporary facility construction;

(4) "Fund", the major economic convention event in Missouri fund established in this section;

(5) "Grant", an amount of money equal to the total amount of eligible major convention event costs listed in an approved major convention plan to be disbursed at the requested date from the fund to an eligible commission by the state treasurer at the direction of the director which shall not exceed the amount of estimated total sales taxes to be received by the state generated by sleeping rooms paid by guests of hotels and motels reasonably believed to be occupied due to the major convention event;

(6) "Major convention event", any convention if more than fifty percent of attendees travel to the convention from outside of Missouri and require overnight hotel accommodations;

(7) "Major convention plan", a written plan for the administration of a major convention event, containing such information as shall be requested by the director to establish that the event covered by the application is a major convention event including, but not limited to, the start and end dates of the major convention event, an identification of the organization planning the event, the location of the event, projected total and out-of-state attendance, projected contracted and actual hotel room nights, projected costs and revenues anticipated to be received by the eligible commission in connection with the event, the eligible major convention event costs, and evidence of satisfaction of the conditions of subsection 5 of this section.

3. (1) There is hereby created in the state treasury the "Major Economic Convention Event in Missouri Fund", which shall consist of moneys appropriated from the general revenue fund as prescribed in subsection 6 of this section and any gifts, contributions, grants, or bequests received from federal, private, or other sources. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. For major convention plans which have complied with subsection 5 of this section, in addition to funds otherwise made available under Missouri law, a grant shall be paid from the fund by the department of economic development to the eligible commission at the requested date. Any transfer of a grant from the fund to the treasurer or other designated financial officer of an eligible commission with an approved major convention plan shall be deposited in a separate, segregated account of such commission. The eligible commission shall agree to hold such funds until the major convention event has occurred and not disburse the funds until such time as the report in subsection 7 has been submitted.

5. The director shall not disburse a grant until the director or his or her designee has approved a written major convention plan submitted to the department of economic development by an eligible commission requesting a grant. The director or his or her designee shall not approve any submitted major convention plan unless he or she finds that the following conditions have been met:

(1) The applicant submitting the major convention plan is an eligible commission;

(2) The projected start and end dates of the planned major convention event and the requested date of disbursement of the grant are no later than five years from the date of the application; and

(3) There is sufficient evidence that:

(a) The event shall qualify as a major convention event under this section including, but not limited to, evidence of the actual number of contracted advance hotel reservations or projected out-of-state attendance numbers and actual hotel room usage from comparable past events;

(b) A request for proposal or similar documentation demonstrates the applicant eligible commission is competing for the event against non-Missouri cities;

(c) Without the grant, the major convention event would not be reasonably anticipated to occur in Missouri; and

(d) The positive net fiscal impact to general revenue of the state through any and all taxes attributable to the major convention event exceeds the amount of the major convention grant.

In reviewing such evidence, the director shall take into account any expenditures by an attendee for sleeping rooms paid by guests of the hotels and motels typically constitutes less than fifty percent of the expenditures by such attendees at a major convention event.

6. (1) Upon verification that the major convention plan complies with the terms of subsection 5 of this section, the director or his or her designee shall issue a certificate of approval to the eligible commission stating the date on which such grant shall be disbursed and the total amount of the grant, which shall be equal to the eligible major convention event costs listed in the approved major convention plan. The amount of any grant shall not exceed more than fifty percent of the cost of hosting the major convention event, positive net fiscal impact to general revenue, or one million dollars, whichever is less.

(2) All approved grants scheduled for disbursement each year shall be disbursed from the general revenue fund subject to appropriation by the general assembly. Any such appropriation shall not exceed three million dollars in any year.

(3) Upon such annual appropriation and transfer into the fund from the general revenue fund, the director shall disburse all grants pursuant to certificates of approval.

7. (1) Within one hundred eighty days of the conclusion of any major convention event for which a grant

was disbursed under this section, the eligible commission that received such grant shall provide a written report to the director detailing the final amount of eligible major convention event costs incurred and actual attendance figures which certify compliance with this section. If the final amount of total eligible major convention event costs is less than the amount of the grant disbursed to the eligible commission under an approved major convention plan, such commission shall refund to the state treasurer the excess greater than fifty percent of the actual cost for deposit into the fund.

(2) An eligible commission shall refund the following amounts to the state treasurer based on the actual attendance figures in relation to the projected total attendance for the event as provided in the major convention plan:

(a) If the actual attendance figure is less than twenty-five percent of the projected total attendance, the commission shall refund an amount equal to the full amount of the grant;

(b) If the actual attendance figure is equal to or less than eighty-five percent and greater than or equal to twenty-five percent of the projected total attendance, the commission shall keep a portion of the grant received under this section equal to the proportion of the actual attendance figure to the projected attendance figure rounded to the nearest dollar and refund the remaining amount;

(c) If the actual attendance figure is greater than eighty-five percent of the projected total attendance, the commission shall keep the entire grant amount received under this section unless otherwise provided by this section.

(3) The provisions of this subdivision shall not apply where attendance at the convention is adversely affected by a man-made disaster including, but not limited to, an uprising or other civil unrest or where attendance at the convention is adversely affected by a substantial inclement weather-related event.

8. Any amounts that are refunded from a grant under this section shall be returned to the major economic convention event in Missouri fund to be used for future grants.

9. In accordance with the provisions of sections 23.250 to 23.298 and unless otherwise authorized pursuant to section 23.253:

(1) The program authorized under the provisions of this section shall automatically sunset six years after August 28, **[**2016**]** **2022**; and

(2) This section shall terminate on September first of the year following the year in which any new program authorized under this section is sunset, and the revisor of statutes shall designate such sections and this section in a revision bill for repeal.”; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Luetkemeyer offered **SA 12**:

SENATE AMENDMENT NO. 12

Amend Senate Substitute for House Bill No. 2400, Page 5, Section 285.730, Line 143, by inserting after all of said line the following:

“**431.201. As used in section 431.202, unless the context otherwise requires, the following terms mean:**

(1) "Business entity", any natural person, business, corporation, limited liability company, series limited liability company, partnership, sole or other proprietorship, professional practice, or any other business organization or commercial enterprise, whether for profit or not for profit, including, without limitation, any successor in interest to an entity who conducts business or who, directly or indirectly, owns any equity interest, ownership, or profit participation in the entity;

(2) "Customers with whom the employee dealt", each customer or prospective customer:

(a) Who was serviced, directly or indirectly, by an employee of a business entity;

(b) Whose business or other dealings with a business entity were supervised, coordinated, or otherwise worked on, directly or indirectly, by an employee;

(c) Who was solicited, produced, induced, persuaded, encouraged, or otherwise dealt with, directly or indirectly, by an employee;

(d) About whom an employee, directly or indirectly, obtained, had knowledge of, had access to, or is in possession of confidential business or proprietary information or trade secrets in the course of or as a result of the employee's relationship with the business entity;

(e) Who has purchased or otherwise obtained products or services from a business entity and the sale or provision of which resulted in compensation, commissions, earnings, or profits to or for the employee within two years prior to the end of the employee's employment or business relationship with the business entity; or

(f) With whom an employee had contact, directly or indirectly, of sufficient quality, frequency, and duration during the employee's employment or other business relationship with the business entity such that the employee had influence over the customer;

(3) "Employee":

(a) A natural person currently or formerly employed or retained by a business entity in any capacity, or who has performed work for a business entity, including, but not limited to, a member of a board of directors, an officer, a supervisor, an independent contractor, or a vendor;

(b) A natural person who, by reason of having been employed by or having a business relationship with a business entity:

a. Obtained specialized skills, training, learning, or abilities; or

b. Obtained, had knowledge of, had access to, or is in possession of confidential or proprietary business information or trade secrets of the business entity, including, but not limited to, customer contact information or information of or belonging to customers of the business entity; or

(c) A current or former owner or seller of all or any part of the assets of a business entity or of any interest in a business entity, including, but not limited to, all or any part of the shares of a corporation, a partnership interest, a membership or membership interest in a limited liability company or a series limited liability company, or an equity interest, ownership, profit participation, or other interest of any type in any business entity;

(d) The term "employee" set forth in this subdivision shall be applicable only with respect to section 431.202 and shall have no application in any other context. The term "employee" is not

intended, and shall not be relied upon, to create, change, or affect the employment status of any natural person or the meaning of the terms "employee", "employment", or "employer" that may be applicable in any other context or pursuant to any other provision of law.

431.202. 1. A reasonable covenant in writing promising not to solicit, recruit, hire**, induce, persuade, encourage,** or otherwise interfere with**, directly or indirectly,** the employment **or other business relationship** of one or more employees **of a business entity** shall be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if:

(1) Between two or more **[**corporations or other**]** business entities seeking to preserve workforce stability (which shall be deemed to be among the protectable interests of each **[**corporation or**] such** business entity) during, and for a reasonable period following, negotiations between such **[**corporations or**] business** entities for the acquisition of all or a part of one or more of such **[**corporations or**] business** entities;

(2) Between two or more **[**corporations or**]** business entities engaged in a joint venture or other legally permissible business arrangement where such covenant seeks to protect against possible misuse of confidential **business or proprietary information** or trade **[**secret business information**] secrets** shared or to be shared between or among such **[**corporations or**]** entities;

(3) Between **[**an employer**] a business entity** and one or more employees **of such business entity** seeking on the part of the **[**employer**] business entity** to protect:

(a) Confidential **business or proprietary information** or trade **[**secret business information**] secrets**; or

(b) Customer or supplier relationships, goodwill or loyalty, which shall be deemed to be among the protectable interests of the **[**employer**] business entity**; or

(4) Between **[**an employer**] a business entity** and one or more employees **of such business entity**, notwithstanding the absence of the protectable interests described in subdivision (3) of this subsection, so long as such covenant does not continue for more than **[**one year**] two years** following the employee's employment **or business relationship with the business entity**; provided, however, that this subdivision shall not apply to covenants signed by employees who provide only secretarial or clerical services **and who own no shares, partnership interest, membership or membership interest in a limited liability company or series limited liability company, or equity interest, ownership, profit participation, or other interest of any type in the business entity**.

2. Whether a covenant covered by **subsection 1 of** this section is reasonable shall be determined based upon the facts and circumstances pertaining to such covenant, but a covenant covered exclusively by subdivision (3) or (4) of subsection 1 of this section shall be conclusively presumed to be reasonable if its postemployment **or postbusiness** duration is no more than **[**one year**] two years**.

3. **A reasonable covenant in writing promising not to solicit, induce, persuade, encourage, service, accept business from, or otherwise interfere with, directly or indirectly, a business entity's customers, including, without limitation, any reduction, termination, or transfer of any customer's business, in whole or in part, for purposes of providing any product or any service that is competitive with those provided by the business entity, shall be enforceable, and not a restraint of trade pursuant to subsection 1 of section 416.031, if the covenant is limited to customers with whom the employee dealt during the employee's employment or other business relationship with the business entity, and if:**

(1) The covenant is between a business entity and one or more current or former employees of the business entity and is not associated with the sale or ownership of all or any part of:

(a) The assets of a business entity; or

(b) Any interest in a business entity, including, but not limited to, all or any part of the shares of a corporation, a partnership interest, a membership or membership interest in a limited liability company or series limited liability company, or an equity interest, ownership, profit participation, or other interest of any type in any business entity;

so long as the covenant does not continue for more than two years following the end of the employee's employment or business relationship with the business entity. Notwithstanding the foregoing, this subdivision shall not apply to covenants with current or former distributors, dealers, franchisees, lessees of real or personal property, or licensees of a trademark, trade dress, or service mark;

(2) The covenant is between a business entity and a current or former distributor, dealer, franchisee, lessee of real or personal property, or licensee of a trademark, trade dress, or service mark, and is not associated with the sale or ownership of all or any part of any of the items provided in paragraphs (a) or (b) of subdivision (1) of this subsection, so long as such covenant does not continue for more than three years following the end of the business relationship; or

(3) The covenant is between a business entity and the owner or seller of all or any part of any of the items provided in paragraphs (a) or (b) of subdivision (1) of this subsection, so long as the covenant does not continue for more than the longer of five years in duration or the period of time during which payments are being made to the owner or seller as a result of any sale measured from the date of termination, closing, or disposition of such items.

(a) A breach or threatened breach of a covenant described in this subdivision shall create a conclusive presumption of irreparable harm in the absence of an issuance of injunctive relief in connection with the enforcement of the covenant, without the necessity of establishing by prima facie evidence any actual or threatened damages or harm. Nothing in this paragraph shall be construed to change any other applicable evidentiary standard or other standards necessary for obtaining temporary, preliminary, or permanent injunctive relief relating to the enforcement of covenants.

(b) A provision in writing by which an employee promises to provide prior notice to a business entity of the employee's intent to terminate, sell, or otherwise dispose of all or any part of any of the items covered by this subdivision shall be conclusively presumed to be enforceable, and not a restraint of trade pursuant to subsection 1 of section 416.031, if the specified notice period is no longer than thirty days in duration and the business entity agrees in writing to pay the employee at the employee's regular rate of pay and to provide the employee with the employee's regular benefits during the applicable notice period even if the business entity does not require the employee to provide services during the notice period.

4. Whether a covenant covered by subsection 3 of this section is reasonable shall be determined based upon the facts and circumstances pertaining to the covenant, but a covenant covered by subdivisions (1) to (3) of subsection 3 of this section shall be conclusively presumed to be reasonable if its postemployment, posttermination, postbusiness relationship, postsale, or postdisposition duration is consistent with the applicable duration set forth in subdivisions (1) to (3) of subsection 3 of this section.

5. No express reference to geographic area shall be required for a covenant described in this section to be enforceable.

6. If a covenant is overbroad, overlong, or otherwise not reasonably necessary to protect the legitimate business interests of the person seeking enforcement of the covenant, a court shall modify the covenant, enforce the covenant as modified, and grant only the relief reasonably necessary to protect such interests.

7. Nothing in subdivision (3) or (4) of subsection 1 **or subdivisions (1) to (3) of subsection 3** of this section is intended to create, or to affect the validity or enforceability of, **[**employer-employee**]** covenants not to compete**, other types of covenants, or nondisclosure or confidentiality agreements, except as expressly provided in this section**.

[4.**] 8.** Nothing in this section shall preclude a covenant described in subsection 1 of this section from being enforceable in circumstances other than those described in subdivisions (1) to (4) of subsection 1 of this section, **or a covenant described in subsection 3 of this section from being enforceable in circumstances other than those described in subdivisions (1) to (3) of subsection 3 of this section,** where such covenant is reasonably necessary to protect a party's legally permissible business interests.

[5.**] 9. Except as otherwise expressly provided in this section,** nothing **[**is**] in** this section shall be construed to limit an employee's ability to seek or accept employment with another employer immediately upon, or at any time subsequent to, termination of employment, whether said termination was voluntary or nonvoluntary.

[6.**] 10.** This section shall have retrospective as well as prospective effect."; and

Further amend the title and enacting clause accordingly.

Senator Luetkemeyer moved that the above amendment be adopted.

Senator Beck offered **SA 1** to **SA 12**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 12

Amend Senate Amendment No. 12 to Senate Substitute for House Bill No. 2400, Page 8, Line 239, by insert after "effect." the following:

"**431.203. 1. For purposes of this section, "covenant not to compete" means an agreement, understanding, contract, or contractual term in which an employee or prospective employee agrees not to compete against an employer or prospective employer or agrees not to accept any positions with a competitor of an employer or prospective employer following the termination of a business or employment relationship between the employee or prospective employee and the employer or prospective employer. A covenant not to compete may, but need not, contain time-based or geographic limitations.**

2. Notwithstanding any provision of section 431.202 or any other provision of law to the contrary, a covenant not to compete shall be void and unenforceable to the extent that it applies to an employment arrangement wherein an employee is or would be paid hourly wages.".

Senator Beck moved that the above amendment be adopted.

Senator Luetkemeyer requested a roll call vote be taken and was joined in his request by Senators Crawford, Hoskins, O'Laughlin, and Onder.

SA 1 to **SA 12** failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

NAYS—Senators

Bean	Brattin	Burlison	Crawford	Hegeman	Hoskins	Koenig
Luetkemeyer	Moon	O'Laughlin	Onder	Riddle	Rowden	Schatz
White	Wieland—16					

Absent—Senators

Bernskoetter	Cierpiot	Eslinger	Gannon	Hough	Thompson Rehder—6

Absent with leave—Senators

Brown	Eigel—2

Vacancies—None

Senator O'Laughlin assumed the Chair.

Senator May requested a roll call vote be taken on the adoption of **SA 12** and was joined in her request by Senators Luetkemeyer, Razer, Roberts, and Schupp.

At the request of Senator Luetkemeyer, **SA 12** was withdrawn.

Senator Hoskins offered **SA 13**:

SENATE AMENDMENT NO. 13

Amend Senate Substitute for House Bill No. 2400, Page 5, Section 285.730, Line 143, by inserting after all of said line the following:

"313.230. The commission shall:

(1) Issue rules and regulations concerning the operation of the Missouri state lottery. The rules and regulations shall include, but shall not be limited to, the following:

(a) The type of lottery to be conducted, **[**except no lottery may use any coin- or token-operated amusement device and no lottery game shall be based in any form on the outcome of sporting events. However, it shall be legal to**] including the** use **of** clerk- or player-activated terminals, which are coin- or currency-operated, **lottery games based on the outcome of a sporting event, and** to dispense lottery tickets**. Lottery games based on the outcome of a sporting event shall be limited to "parlay games", which term shall mean a game in which two or more teams are involved in determining the winning outcome of the game**;

(b) The price, or prices, of tickets or shares in the lottery;

(c) The numbers and sizes of the prizes on the winning tickets or shares;

(d) The manner of selecting the winning tickets or shares;

(e) The manner of payment of prizes to the holders of winning tickets or shares;

(f) The frequency of the drawings or selections of winning tickets or shares, without limitation;

(g) The types or numbers of locations at which tickets or shares may be sold and the method to be used in selling tickets or shares;

(h) The method to be used in selling tickets or shares;

(i) The licensing of lottery game retailers to sell tickets or shares;

(j) The manner and amount of compensation, including commissions, ticket discounts, incentives and any other remuneration, to be paid to or retained by lottery game retailers;

(k) The apportionment of the total revenues accruing from the sale of lottery tickets or shares and from all other sources among:

a. The payment of prizes to the holders of winning tickets or shares;

b. The payment of costs incurred in the operation and administration of the lottery, including the expenses of the commission and the costs resulting from any contract or contracts entered into for promotional, advertising or operational services or for the purchase or lease of lottery equipment and materials;

c. For the repayment to the general revenue fund of any amount appropriated for initial start-up of the lottery; and

d. For timely transfer to the state lottery fund as provided by law;

(l) Such other matters necessary or desirable for the efficient and economical operation and administration of the lottery and for the convenience of the purchasers of tickets or shares and the holders of winning tickets or shares. The commission may disburse money for payment of lottery prizes;

(2) Amend, repeal, or supplement any such rules and regulations from time to time as it deems necessary or desirable;

(3) Advise and make recommendations to the director regarding the operation and administration of the lottery;

(4) Report quarterly to the governor and the general assembly the total lottery revenues, prize disbursements and other expenses for the preceding quarter, and to make an annual report, which shall include a full and complete statement of lottery revenues, prize disbursements and other expenses, to the governor and the general assembly, and including such recommendations for changes in sections 313.200 to 313.350 as it deems necessary or desirable;

(5) Report to the governor and general assembly any matters which shall require immediate changes in the laws of this state in order to prevent abuses and evasions of sections 313.200 to 313.350 or rules and regulations promulgated thereunder or to rectify undesirable conditions in connection with the administration or operation of the lottery;

(6) Carry on a continuous study and investigation of the lottery throughout the state and to make a continuous study and investigation of the operation and the administration of similar laws which may be

in effect in other states or countries, any literature on the subject which from time to time may be published or available, any federal laws which may affect the operation of the lottery, and the reaction of Missouri citizens to existing and potential features of the lottery with a view to recommending or effecting changes that will tend to serve the purposes of sections 313.200 to 313.350;

(7) Ensure that all employees of the state lottery commission hired after July 12, 1990, shall not be related to any member of the state lottery commission or any employee of the state lottery commission within the third degree of consanguinity or affinity.

313.800. 1. As used in sections 313.800 to 313.850, unless the context clearly requires otherwise, the following terms mean:

(1) "Adjusted gross receipts", the gross receipts from licensed gambling games and devices less winnings paid to wagerers;

(2) "Applicant", any person applying for a license authorized under the provisions of sections 313.800 to 313.850;

(3) "Bank", the elevations of ground which confine the waters of the Mississippi or Missouri Rivers at the ordinary high water mark as defined by common law;

(4) "Capital, cultural, and special law enforcement purpose expenditures" shall include any disbursement, including disbursements for principal, interest, and costs of issuance and trustee administration related to any indebtedness, for the acquisition of land, land improvements, buildings and building improvements, vehicles, machinery, equipment, works of art, intersections, signing, signalization, parking lot, bus stop, station, garage, terminal, hanger, shelter, dock, wharf, rest area, river port, airport, light rail, railroad, other mass transit, pedestrian shopping malls and plazas, parks, lawns, trees, and other landscape, convention center, roads, traffic control devices, sidewalks, alleys, ramps, tunnels, overpasses and underpasses, utilities, streetscape, lighting, trash receptacles, marquees, paintings, murals, fountains, sculptures, water and sewer systems, dams, drainage systems, creek bank restoration, any asset with a useful life greater than one year, cultural events, and any expenditure related to a law enforcement officer deployed as horse-mounted patrol, school resource or drug awareness resistance education (D.A.R.E) officer;

(5) "Cheat", to alter the selection of criteria which determine the result of a gambling game or the amount or frequency of payment in a gambling game;

(6) "Commission", the Missouri gaming commission;

(7) "Credit instrument", a written check, negotiable instrument, automatic bank draft or other authorization from a qualified person to an excursion gambling boat licensee or any of its affiliated companies licensed by the commission authorizing the licensee to withdraw the amount of credit extended by the licensee to such person from the qualified person's banking account in an amount determined under section 313.817 on or after a date certain of not more than thirty days from the date the credit was extended, and includes any such writing taken in consolidation, redemption or payment of a previous credit instrument, but does not include any interest-bearing installment loan or other extension of credit secured by collateral;

(8) "Dock", the location in a city or county authorized under subsection 10 of section 313.812 which contains any natural or artificial space, inlet, hollow, or basin, in or adjacent to a bank of the Mississippi or Missouri Rivers, next to a wharf or landing devoted to the embarking of passengers on and disembarking

of passengers from a gambling excursion but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(9) "Excursion gambling boat", a boat, ferry, other floating facility, or any nonfloating facility licensed by the commission on **or inside of** which gambling games are allowed;

(10) "Fiscal year", the fiscal year of a home dock city or county;

(11) "Floating facility", any facility built or originally built as a boat, ferry or barge licensed by the commission on which gambling games are allowed;

(12) "Gambling excursion", the time during which gambling games may be operated on an excursion gambling boat whether docked or during a cruise;

(13) "Gambling game" includes, but is not limited to, games of skill or games of chance on an excursion gambling boat **[**but does not include gambling on sporting events**]**; provided such games of chance are approved by amendment to the Missouri Constitution;

(14) "Games of chance", any gambling game in which the player's expected return is not favorably increased by the player's reason, foresight, dexterity, sagacity, design, information or strategy;

(15) "Games of skill", any gambling game in which there is an opportunity for the player to use the player's reason, foresight, dexterity, sagacity, design, information or strategy to favorably increase the player's expected return; including, but not limited to, the gambling games known as "poker", "blackjack" (twenty-one), "craps", "Caribbean stud", "pai gow poker", "Texas hold'em", "double down stud", **"sports wagering",** and any video representation of such games;

(16) "Gross receipts", the total sums wagered by patrons of licensed gambling games;

(17) "Holder of occupational license", a person licensed by the commission to perform an occupation within excursion gambling boat operations which the commission has identified as requiring a license;

(18) "Licensee", any person licensed under sections 313.800 to 313.850;

(19) "Mississippi River" and "Missouri River", the water, bed and banks of those rivers, including any space filled wholly or partially by the water of those rivers in a manner approved by the commission but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(20) "Nonfloating facility", any structure within one thousand feet **from the closest edge of the main channel** of the Missouri or Mississippi River**, as established by the United States Army Corps of Engineers,** that contains at least two thousand gallons of water beneath or inside the facility either by an enclosed space containing such water or in rigid or semirigid storage containers**, tanks,** or structures;

(21) "Supplier", a person who sells or leases gambling equipment and gambling supplies to any licensee.

2. (1) In addition to the games of skill defined in this section, the commission may approve other games of skill upon receiving a petition requesting approval of a gambling game from any applicant or licensee. The commission may set the matter for hearing by serving the applicant or licensee with written notice of the time and place of the hearing not less than five days prior to the date of the hearing and posting a public

notice at each commission office. The commission shall require the applicant or licensee to pay the cost of placing a notice in a newspaper of general circulation in the applicant's or licensee's home dock city or county. The burden of proof that the gambling game is a game of skill is at all times on the petitioner. The petitioner shall have the affirmative responsibility of establishing the petitioner's case by a preponderance of evidence including:

(a) Is it in the best interest of gaming to allow the game; and

(b) Is the gambling game a game of chance or a game of skill?

(2) All testimony shall be given under oath or affirmation. Any citizen of this state shall have the opportunity to testify on the merits of the petition. The commission may subpoena witnesses to offer expert testimony. Upon conclusion of the hearing, the commission shall evaluate the record of the hearing and issue written findings of fact that shall be based exclusively on the evidence and on matters officially noticed. The commission shall then render a written decision on the merits which shall contain findings of fact, conclusions of law and a final commission order. The final commission order shall be within thirty days of the hearing. Copies of the final commission order shall be served on the petitioner by certified or overnight express mail, postage prepaid, or by personal delivery.

313.813. The commission may promulgate rules allowing a person that is a problem gambler to voluntarily exclude him/herself from an excursion gambling boat**, or a licensed facility or platform regulated under sections 313.1000 to 313.1022**. Any person that has been self-excluded is guilty of trespassing in the first degree pursuant to section 569.140 if such person enters an excursion gambling boat. **Any person who has been self-excluded and is found to have placed a wager under sections 313.1000 to 313.1022 shall forfeit his or her winnings and such winnings shall be credited to the compulsive gamblers fund created under section 313.842.**

313.842. **1.** There **[**may**]** **shall** be established programs which shall provide treatment, prevention**, recovery,** and education services for compulsive gambling. As used in this section, "compulsive gambling" means a condition suffered by a person who is chronically and progressively preoccupied with gambling and the urge to gamble. Subject to appropriation, such programs shall be funded from the one-cent admission fee authorized pursuant to section 313.820, and in addition, may be funded from the taxes collected and distributed to any city or county under section 313.822 **or any other funds appropriated by the general assembly**. Such moneys shall be submitted to the state and credited to the "Compulsive Gamblers Fund", which is hereby established within the department of mental health. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund at the end of any biennium shall not be transferred to the credit of the general revenue fund. The department of mental health shall administer programs, either directly or by contract, for compulsive gamblers. The commission **[**may**]** **shall** administer programs to educate the public about problem gambling and promote treatment programs offered by the department of mental health. In addition, the commission shall administer the voluntary exclusion program for problem gamblers authorized by section **[**313.833**]** **313.813**.

2. Effective January 1, 2023, every five years the commission shall conduct a socioeconomic study on the impact of gaming. Results of the study shall be submitted to the governor, president pro tempore of the senate and speaker of the house of representatives. The commission shall ensure the results of each study are readily accessible to the public.

313.1000. 1. As used in sections 313.1000 to 313.1022, the following terms shall mean:

(1) "Adjusted gross receipts", the same meaning as defined in section 313.800:

(2) "Certificate holder", a licensed applicant issued a certificate of authority by the commission;

(3) "Certificate of authority", a certificate issued by the commission authorizing a licensed applicant to conduct sports wagering under sections 313.1000 to 313.1022;

(4) "Commission", the Missouri gaming commission;

(5) "Covered persons", includes athletes; umpires, referees, and officials; personnel associated with clubs, teams, leagues, and athletic associations; medical professionals, including athletic trainers, who provide services to athletes and players; and the family members and associates of such persons where required to serve the purposes of sections 313.1000 to 313.1022;

(6) "Department", the department of revenue;

(7) "Designated sports district", the premises of a facility located in this state with a capacity of eleven thousand five hundred people or more, at which one or more professional sports teams that is a member of the National Football League, Major League Baseball, the National Hockey League, the National Basketball Association, Major League Soccer, the Women's National Basketball Association, or the National Women's Soccer League plays its home games, and the surrounding area within four hundred yards of such premises;

(8) "Designated sports district mobile licensee", a person or entity, registered to do business within this state, that is designated by a professional sports team entity to be a licensed applicant and an interactive sports wagering platform operator authorized to offer sports wagering only via the internet in this state, subject to the commission's approval and licensure under sections 313.1000 to 313.1022; provided, however, for purposes of clarification and avoidance of doubt, the designated person or entity, rather than the applicable professional sports team entity, shall be the party that submits to the commission for licensure under sections 313.1000 to 313.1022;

(9) "Excursion gambling boat", the same meaning as defined under section 313.800;

(10) "Gross receipts", the total amount of cash and cash equivalents paid by sports wagering patrons to a sports wagering operator to participate in sports wagering;

(11) "Interactive sports wagering platform" or "platform", a platform operated by an interactive sports wagering platform operator that offers sports wagering through an individual account registered to an eligible person, under section 313.1014, over the internet, including on websites and mobile devices, on behalf of a licensed facility or designated sports district. Except as otherwise provided, an interactive sports wagering platform may also offer in-person sports wagering on behalf of a licensed facility that is an excursion gambling boat at its licensed facility, including through sports wagering devices;

(12) "Interactive sports wagering platform operator", a suitable legal entity that holds a license issued by the commission to operate an interactive sports wagering platform;

(13) "Licensed applicant", a person holding a license issued under section 313.807 to operate an excursion gambling boat, an interactive sports wagering platform operator, or a designated sports district mobile licensee;

(14) "Licensed facility", an excursion gambling boat licensed under this chapter or a designated

sports district for which a certificate holder is licensed under sections 313.1000 to 313.1022;

(15) "Licensed supplier", a person holding a supplier's license issued by the commission;

(16) "Occupational license", a license issued by the commission;

(17) "Official league data", statistics, results, outcomes, and other data related to a sports event or other event utilized to determine the outcome of tier 2 bets obtained pursuant to an agreement with the relevant sports governing body or an entity expressly authorized by the sports governing body to provide such information that authorizes a sports wagering operator to use such data for determining the outcome of tier 2 bets;

(18) "Person", an individual, sole proprietorship, partnership, association, fiduciary, corporation, limited liability company, or any other business entity;

(19) "Personal biometric data", any information about an athlete that is derived from the athlete's DNA, heart rate, blood pressure, perspiration rate, internal or external body temperature, hormone levels, glucose levels, hydration levels, vitamin levels, bone density, muscle density, or sleep patterns or other information as may be prescribed by the commission;

(20) "Professional sports team entity", a person or entity, registered to do business in this state, which owns or operates a professional sports team that is a member of the National Football League, Major League Baseball, the National Hockey League, the National Basketball Association, Major League Soccer, the Women's National Basketball Association, or the National Women's Soccer League and that plays its home games within a designated sports district;

(21) "Prohibited conduct", any statement, action, or other communication intended to influence, manipulate, or control a betting outcome of a sporting contest or of any individual occurrence or performance in a sporting contest in exchange for financial gain or to avoid financial or physical harm. "Prohibited conduct" shall include statements, actions, and communications made to a covered person by a third party, such as a family member or through social media, but shall not include statements, actions, or communications made or sanctioned by a team or sports governing body;

(22) "Sports governing body", an organization headquartered in the United States that prescribes final rules and enforces codes of conduct with respect to a sports event and participants therein;

(23) "Sports wagering", "sports wager", "sports bet", or "bet", wagering on athletic, sporting, and other competitive events involving human competitors or on other events as approved by the commission. Such terms shall include, but not be limited to, bets or wagers made on: portions of athletic and sporting events, including those on outcomes determined prior to the start of a sporting event, or on the individual statistics of athletes in a sporting event or compilation of sporting events, involving human competitors. The term includes, but is not limited to, single-game wagers, teaser wagers, parlays, over-unders, moneyline bets, pools, exchange wagering, in-game wagers, in-play wagers, proposition wagers, and straight wagers or other wagers approved by the commission. Sports wagering shall not include fantasy sports under section 313.900 to 313.955 or those games and contests in which the outcome is determined purely on chance and without any human skill, intention, interaction, or direction;

(24) "Sports wagering commercial activity", any operation, promotion, signage, advertising, or other business activity relating to sports wagering, including the operation or advertising of a business

or location at which sports wagering is offered or a business or location at which sports wagering through one or more interactive platforms is promoted or advertised;

(25) "Sports wagering device" or "sports wagering kiosk", a self-service mechanical, electrical, or computerized contrivance, terminal, device, apparatus, piece of equipment, or supply approved by the commission for conducting sports wagering under sections 313.1000 to 313.1022. "Sports wagering device" shall not include a device used by a sports wagering patron to access an interactive sports wagering platform. The hardware of a sports wagering device not capable of accepting wagers shall not be considered a sports wagering device;

(26) "Sports wagering operator" or "operator", a licensed facility that is an excursion gambling boat or an interactive sports wagering platform operator offering sports wagering on behalf of a licensed facility;

(27) "Sports wagering supplier", a person that provides goods, services, software, or any other components necessary for the creation of sports wagering markets and determination of wager outcomes, directly or indirectly, to any sports wagering operator or applicant involved in the acceptance of wagers, including any of the following: providers of data feeds and odds services, providers of kiosks used for self-wagering made in-person, risk management providers, integrity monitoring providers, and other providers of sports wagering supplier services as determined by the commission; provided, however, that no sports governing body shall be a sports wagering supplier for any purposes under sections 313.1000 to 313.2022;

(28) "Supplier's license", a license issued by the commission under section 313.807;

(29) "Tier 1 bet", an internet bet that is determined solely by the final score or final outcome of the sports event and is placed before the sports event has begun;

(30) "Tier 2 bet", an internet bet that is not a tier 1 bet.

313.1002. 1. The state of Missouri shall be exempt from the provisions of 15 U.S.C. Section 1172, as amended.

2. All shipments of gambling devices, which shall include devices capable of accepting sports wagers used to conduct sports wagering under sections 313.1000 to 313.1022 to licensed applicants or sports wagering operators, the registering, recording, and labeling of which have been completed by the manufacturer or dealer thereof in accordance with 15 U.S.C. Sections 1171 to 1178, as amended, shall be legal shipments of gambling devices into this state. Point-of-contact devices or kiosks not yet capable of accepting sports wagers shall not be considered gambling devices for purposes of this section.

313.1003. 1. Sports wagering shall not be offered in this state except by a certificate holder.

2. A certificate holder may offer sports wagering:

(1) In person within its applicable licensed facility, provided that such certificate holder is an excursion gambling boat licensed under this chapter; and

(2) Over the internet through an interactive sports wagering platform to persons physically located in this state.

3. Notwithstanding any other provision of law to the contrary, except as provided under sections

313.1000 to 313.1022, sports wagering commercial activity shall be prohibited from occurring within any designated sports district without the approval of each professional sports team entity applicable to such designated sports district, provided, however, that no such approval shall be required for the sole activity of offering sports wagering over the internet via an interactive sports wagering platform that is accessible to persons physically located within such designated sports district.

313.1004. 1. The commission shall have full jurisdiction to supervise all gambling operators governed by sections 313.1000 to 313.1022 and shall adopt rules and regulations to implement the provisions of sections 313.1000 to 313.1022. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

2. Rules adopted under this section shall include, but not be limited to, the following:

(1) Standards and procedures to govern the conduct of sports wagering, including the manner in which:

(a) Wagers are received;

(b) Payouts are paid; and

(c) Point spreads, lines, and odds are disclosed;

(2) Standards governing how a sports wagering operator offers sports wagering over the internet through an interactive sports wagering platform to patrons physically located in Missouri;

(3) The manner in which a sports wagering operator's books and financial records relating to sports wagering are maintained and audited, including standards for the daily counting of a sports wagering operator's gross receipts from sports wagering and standards to ensure that internal controls are followed; and

(4) Standards concerning the detection and prevention of compulsive gambling, including:

(a) Use of a commission-approved problem gambling helpline number in promotional activity;

(b) Training for all staff regarding responsible gambling and identifying compulsive or problem gamblers;

(c) Policies for handling situations in which players indicate they are experiencing a problem with gambling responsibly; and

(d) Policies to address third party concerns about a player's gambling behavior.

3. Rules adopted under this section shall require a sports wagering operator to make commercially reasonable efforts to do the following:

(1) Designate one or more areas within the licensed facility operated by the sports wagering operator if the sports wagering operator is a licensed facility that is an excursion gambling boat;

(2) Ensure the security and integrity of sports wagers accepted through any interactive sports wagering platform operated or authorized by such sports wagering operator;

(3) Ensure that the sports wagering operator's surveillance system covers all areas of the in-person sports wagering activity conducted within a licensed facility that is an excursion gambling boat;

(4) Allow the commission to be present through the commission's gaming agents when sports wagering is conducted in all areas of the sports wagering operator's licensed facility that is an excursion gambling boat in which sports wagering is conducted to do the following:

(a) Ensure maximum security of the counting and storage of the sports wagering revenue received by the sports wagering operator;

(b) Certify the sports wagering revenue received by the sports wagering operator; and

(c) Receive complaints from the public;

(5) Ensure that wager results are determined only from data that is provided by the applicable sports governing body or the licensed sports wagering suppliers;

(6) Ensure that persons who are under twenty-one years of age do not make sports wagers;

(7) Establish house rules specifying the amounts to be paid on winning wagers and the effect of schedule changes. The house rules shall be displayed in the sports wagering operator's sports wagering area or posted on the sports wagering operator's internet site or mobile application and included in the terms and conditions thereof or another approved area; and

(8) Establish industry-standard procedures regarding the voiding or cancelling of wagers in the sports wagering operator's internal controls and house rules.

4. (1) A sports governing body or other authorized entity that maintains official league data may notify the commission that official league data for settling tier 2 bets is available for sports wagering operators.

(2) The commission shall notify sports wagering operators within seven days of receipt of the notification from the sports governing body or other authorized entity that maintains official league data of the availability of official league data. Within sixty days following such notification by the commission, each sports wagering operator shall use only official league data to settle tier 2 bets on athletic events sanctioned by the applicable sports governing body, except:

(a) During the pendency of a request by such sports wagering operator to the commission, under subdivision (4) of this subsection, to use alternative data sources approved by the commission to settle such tier 2 bets; or

(b) Following approval by the commission of a request by such sports wagering operator to use alternative data sources approved by the commission in accordance with subdivision (4) of this subsection.

(3) Official league data made available to sports wagering operators by the sports governing body or other authorized entity that maintains official league data shall be offered on commercially reasonable terms.

(4) A sports wagering operator may submit a written request to the commission for the use, or

continued use, of alternative data sources approved by the commission within sixty days of receiving the notification from the commission regarding the availability of official league data. The request shall demonstrate in detail that the sports governing body or other authorized entity that maintains official league data is unable or unwilling to offer official league data on commercially reasonable terms. Within sixty days of receipt of the written request from a sports wagering operator to use an alternative data source, the commission shall issue a written approval or disapproval of such a request.

(5) The commission shall publish a list of official league data providers on its website.

(6) For the purposes of this subsection, "commercially reasonable terms" shall include the following nonexclusive factors:

(a) The extent to which sports wagering operators have purchased the same or similar official league data on the same or similar terms;

(b) The speed, accuracy, timeliness, reliability, quality, and quantity of the official league data as compared to comparable alternative data sources;

(c) The quality and complexity of the process used to collect and distribute the official league data as compared to comparable alternative data sources; and

(d) The availability and cost of similar league data from multiple sources.

5. The commission may enter into agreements with other jurisdictions to facilitate, administer, and regulate multi-jurisdictional sports betting by sports betting operators to the extent that entering into the agreement is consistent with state and federal laws and the sports betting agreement is conducted only in the United States.

6. (1) The commission shall establish a hotline or other method of communication that allows any person to confidentially report information about prohibited conduct to the commission.

(2) The commission shall investigate all reasonable allegations of prohibited conduct and refer any allegations it deems credible to the appropriate law enforcement entity.

(3) The identity of any reporting person shall remain confidential unless such person authorizes the disclosure of his or her identity or until such time as the allegation of prohibited conduct is referred to law enforcement.

(4) If the commission receives a complaint of prohibited conduct by an athlete, the commission shall notify the appropriate sports governing body of the athlete to review the complaint as provided by rule.

(5) The commission shall adopt rules governing investigations of prohibited conduct and referrals to law enforcement entities. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

313.1006. 1. A licensed applicant holding a license issued under section 313.807 to operate an excursion gambling boat who wishes to offer sports wagering under sections 313.1000 to 313.1022 shall:

(1) Submit an application to the commission in the manner prescribed by the commission for each licensed facility in which the licensed applicant wishes to conduct sports wagering; and

(2) Pay an initial application fee not to exceed one hundred thousand dollars, which shall be deposited in the gaming commission fund and distributed according to section 313.835.

2. Upon receipt of the application and fee required under subsection 1 of this section, the commission shall issue a certificate of authority to a licensed applicant authorizing the licensed applicant to conduct sports wagering under sections 313.1000 to 313.1022 in a licensed facility or through an interactive sports wagering platform.

313.1008. 1. The commission shall ensure that new sports wagering devices and new forms, variations, or composites of sports wagering are tested under the terms and conditions that the commission considers appropriate prior to authorizing a sports wagering operator to offer a new sports wagering device or a new form, variation, or composite of sports wagering. The commission may utilize an approved independent testing laboratory to assist with any requirements of this section. The commission shall accept such testing of another sports wagering governing body in the United States if the commission determines the testing of that governing body is substantially similar to the testing that would otherwise be required by the commission and the sports wagering operator verifies that its sports wagering devices and forms have not materially changed since such testing.

2. A licensed facility that is an excursion gambling boat may also offer sports wagering through up to three individually branded interactive sports wagering platforms under the brand, trade name, or another name it is doing business as (d/b/a) selected by the sports wagering operator or, as applicable, the interactive sports wagering platform operator. A sports wagering operator may operate each interactive sports wagering platform or contract with one or more interactive sports wagering platform operators to administer any or all of the interactive sports wagering platforms on the licensed facility's behalf. Notwithstanding any provision of this section and anything to the contrary set forth under sections 313.1000 through 313.1022, in no event shall sports wagering be offered through more than six sports wagering platforms contracting with any one owner of a licensed facility, directly or indirectly through any parent company, subsidiary, or affiliate of such owner.

3. Each designated sports district mobile licensee may offer sports wagering within the state through one interactive sports wagering platform. Each designated sports district mobile licensee shall be required to be licensed by the commission as an interactive sports wagering platform operator. Sports wagering over the internet through any interactive sports wagering platform may be offered by any licensed sports wagering operator within any designated sports district.

4. Notwithstanding anything to the contrary set forth under sections 313.1000 through 313.1022, no sports wagering operator may offer sports wagering in person or through any sports wagering kiosk, except within a licensed facility that is an excursion gambling boat.

5. (1) Sports wagering may be conducted with chips, tokens, electronic cards, cash, cash equivalents, debit or credit cards, other negotiable currency, online payment services, automated clearing houses, promotional funds, or any other means approved by the commission.

(2) A sports wagering operator shall in its internal controls or house rules determine a minimum wager amount in sports wagering conducted by the sports wagering operator and may determine a maximum wager amount.

6. A sports wagering operator shall not permit any sports wagering on the premises of the licensed facility except as provided under this chapter.

7. A sports wagering device, point-of-contact sports wagering device, or sports wagering kiosk shall be approved by the commission and acquired by a sports wagering operator from a licensed supplier.

8. The commission shall determine the occupations related to sports wagering that require an occupational license, which shall not include employees that do not possess the authority or ability to alter material systems required for sports wagering in this state.

9. A sports wagering operator may lay off one or more sports wagers. The commission may promulgate rules permitting sports wagering operators or platforms to employ systems that offset loss or manage risk in the operation of sports wagering under sections 313.1000 to 313.1022 through the use of liquidity pools in other jurisdictions in which the sports wagering operator, platform, an affiliate of the sports wagering operator or platform, or a third party also holds licenses to conduct sports wagering; provided that, at all times adequate protections are maintained to ensure sufficient funds are available to pay winnings to patrons.

10. A sports wagering operator shall include information and tools to assist players in making responsible decisions. The sports wagering operator shall provide at a minimum:

(1) Displayed tools to set limits on the amount of time and money a player spends on any interactive sports wagering platform; and

(2) Displayed information regarding compulsive gambling and ways to seek treatment and support if a player believes he or she has a problem.

313.1010. 1. An interactive sports wagering platform operator shall offer sports wagering on behalf of a licensed facility only if the interactive sports wagering platform operator is properly licensed by the commission and has contracted with a licensed facility.

2. An applicant for an interactive sports wagering platform license shall:

(1) Submit an application to the commission in the manner prescribed by the commission to verify the platform's eligibility under this section; and

(2) Pay an initial application fee not to exceed one hundred fifty thousand dollars.

3. On or before the anniversary date of the payment of the initial application fee under this section, an interactive sports wagering platform provider holding a license issued under this section shall pay to the commission a license renewal fee not to exceed one hundred twenty-five thousand dollars. Such funds shall be deposited into the gaming commission fund established under section 313.835.

4. Notwithstanding any other provision of law to the contrary, the following information shall be confidential and shall not be disclosed to the public unless required by court order or by any other provision of sections 313.1000 to 313.1022:

(1) Any application submitted to the commission relating to sports wagering in this state; and

(2) All documents, reports, and data submitted by an applicant relating to sports wagering in this state to the commission containing proprietary information, trade secrets, financial information, or personally identifiable information about any person.

313.1011. 1. The commission may issue a supplier's license to a sports wagering supplier.

2. A sports wagering supplier may provide its services to licensees under a fixed-fee or revenue-sharing agreement only if the supplier is properly licensed by the commission.

3. At the request of an applicant for a sports wagering supplier's license, the commission may issue a provisional license to the applicant, as long as the applicant has submitted a completed application for the license, including paying the required application fee. The commission may prescribe by rule the requirements to receive a provisional license.

4. An applicant for a sports wagering supplier's license shall disclose the identity of:

(1) The applicant's principal owners who directly own ten percent or more of the applicant;

(2) Each holding, intermediary, or parent company that directly owns fifteen percent or more of the applicant; and

(3) The applicant's CEO and CFO, or their equivalents, as determined by the commission.

5. Government-created entities, including statutory authorized pension investment boards and Canadian Crown corporations, that are direct or indirect shareholders of an applicant shall be waived in the applicant's disclosure of ownership and control as determined by the commission.

6. Investment funds or entities registered with the Securities and Exchange Commission (SEC), including investment advisors and entities under the management of the SEC-registered entity, that are direct or indirect shareholders of an applicant shall be waived in the applicant's disclosure of ownership and control as determined by the commission.

7. A supplier's license or provisional supplier's license shall be sufficient to provide sports wagering supplier services to licensees. A renewal fee shall be submitted biennially as determined by the commission.

313.1012. 1. A sports wagering operator shall verify that a person placing a wager is at least the legal minimum age for placing a wager under sections 313.1000 to 313.1022.

2. The commission shall establish an online method for a player to apply for placement in the self-exclusion program. Each sports wagering operator shall include a link to such application on all sports wagering platforms.

3. The commission shall adopt rules and regulations that incorporate a sports wagering self-exclusion program into the program adopted under sections 313.800 to 313.850. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the

grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

4. The commission shall adopt rules to ensure that advertisements for sports wagering:

(1) Do not knowingly target minors or other persons who are ineligible to place wagers, problem gamblers, or other vulnerable persons;

(2) Disclose the identity of the sports wagering operator;

(3) Provide information about or links to resources relating to gambling addiction;

(4) Are not otherwise false, misleading, or deceptive to a reasonable consumer;

(5) Are not included on internet sites or pages dedicated to compulsive or problem gambling; and

(6) Include responsible gambling messages and a commission-approved problem gambling helpline number in all promotional activity.

5. The commission shall establish penalties of not less than ten thousand dollars but not more than one hundred thousand dollars for any sports wagering operator who violates the restrictions placed on advertising to persons listed in subdivision (1) of subsection 4 of this section.

313.1014. 1. The commission shall conduct background checks on individuals seeking licenses under sections 313.1000 to 313.1022. A background check conducted under this section shall include a search for criminal history and any charges or convictions involving corruption or manipulation of sporting events. A background check under this section shall be consistent with the provisions of section 313.810.

2. (1) A sports wagering operator shall employ commercially reasonable methods to:

(a) Prohibit the sports wagering operator; directors, officers, and employees of the sports wagering operator; and any relative of an operator, director, or officer living in the same household from placing sports wagers with the sports wagering operator;

(b) Prohibit any person with access to nonpublic confidential information held by the sports wagering operator from placing sports wagers with the sports wagering operator;

(c) Prevent the sharing of confidential information that could affect sports wagering offered by the sports wagering operator or by third parties until the information is made publicly available;

(d) Prohibit persons from placing sports wagers as agents or proxies for other persons; and

(e) Prohibit the purchase or use by the sports wagering operator of any personal biometric data of an athlete, unless the sports wagering operator has received written permission from the athlete or the athlete's representative.

(2) Nothing in this section shall preclude the use of internet-based hosting or cloud-based hosting of data or any disclosure of information required by court order or other provisions of law.

3. (1) The following individuals are prohibited from engaging in sports wagering under sections 313.1000 to 313.1022:

(a) Any person whose participation may undermine the integrity of the betting or sports event;

or

(b) Any person who is prohibited for other good cause including, but not limited to:

a. Any person placing a wager as an agent or proxy;

b. Any person who is an athlete, coach, referee, player, or referee personnel member in or on any sports event overseen by that person's sports governing body based on publicly available information;

c. Any person who holds a position of authority or influence sufficient to exert influence over the participants in a sporting contest including, but not limited to, coaches, managers, handlers, or athletic trainers;

d. Any person under twenty-one years of age;

e. Any person with access to certain types of exclusive information on any sports event overseen by that person's sports governing body based on publicly available information; or

f. Any person identified by any lists provided by the commission.

(2) The direct or indirect legal or beneficial owner of five percent or more of a sports governing body or any of its member teams shall not place or accept any wager on a sports event in which any member team of that sports governing body participates. Any violation of this subdivision shall constitute disorderly conduct. Disorderly conduct under this subdivision shall be a class C misdemeanor.

(3) The provisions of subdivision (1) of this subsection shall not apply to any person who is a direct or indirect owner of a specific sports governing body member team and:

(a) Has less than five percent direct or indirect ownership interest in a casino or sports wagering operator; or

(b) The value of the ownership of such team represents less than one percent of the person's total enterprise value and such shares of such person are registered under section 12 of the Securities Exchange Act of 1934, 15 U.S.C. Section 781, as amended.

(4) (a) A sports wagering operator shall adopt procedures to prevent wagering on sports events by persons who are prohibited from placing sports wagers.

(b) A sports wagering operator shall not knowingly accept wagers from any person whose identity is known to the operator and:

a. Whose name appears on the exclusion list maintained by the commission;

b. Who is the operator, director, officer, owner, or employee of the operator;

c. Who has access to nonpublic confidential information held by the operator; or

d. Who is an agent or proxy for any other person.

(5) An operator shall adopt procedures to obtain personally identifiable information from any individual who places any single wager of ten thousand dollars or more on a sports event while physically present at a casino.

4. Given good and sufficient reason, each of the commission and sports wagering operators shall

cooperate with investigations conducted by law enforcement agencies or sports governing bodies, including providing or facilitating the provision of relevant betting information and audio or video files relating to persons placing sports wagers; except that, with respect to any such information or files disclosed by a sports wagering operator to a sports governing body, the sports governing body shall:

(1) Maintain the confidentiality of such information or files;

(2) Comply with all privacy laws applicable to such information or files; and

(3) Use the information or files solely in connection with the sports governing body's investigation.

5. A sports wagering operator shall immediately report to the commission any information relating to:

(1) Criminal or disciplinary proceedings commenced against the sports wagering operator in connection with its operations;

(2) Bets or wagers that violate state or federal law;

(3) Abnormal wagering activity or patterns that may indicate a concern regarding the integrity of a sporting event or events;

(4) Any other conduct that corrupts the wagering outcome of a sporting event or events for purposes of financial gain; and

(5) Suspicious or illegal wagering activities.

A sports wagering operator shall also immediately report any information relating to conduct described in subdivision (3) or (4) of this subsection to the applicable sports governing body.

6. A sports wagering operator shall maintain the confidentiality of information provided by a sports governing body to the sports wagering operator unless disclosure is required by court order, the commission, or any other provision of law.

7. A sports governing body may submit to the commission a request in writing to restrict, limit, or exclude a type or form of sports wagering on its sporting events if such body believes that such sports wagering affects the integrity or perceived integrity of its sport. The commission may grant the request upon a showing of good cause by the applicable sports governing body. The commission shall promptly review any information provided and respond as expeditiously as practicable to the request. Prior to making a determination, the commission shall notify and consult with sports wagering operators. If the commission deems it relevant, it may also consult with any applicable independent monitoring providers or other jurisdictions. No restrictions, limitations, or exclusions of wagers shall be conducted without the express written approval of the commission. Sports wagering operators shall be notified of any restrictions, limitations, or exclusions granted by the commission.

8. (1) No sports wagering operator shall offer any sports wagers on an elementary or secondary school athletic or sporting event in which a school team from this state is a participant, or on the individual performance statistics of an athlete in an elementary or secondary school athletic or sporting event in which a school team from this state is a participant.

(2) No sports wager shall be placed on the performance or nonperformance of any individual

athlete participating in a single game or match of a collegiate sporting event in which a collegiate team from this state is a participant.

313.1016. 1. A sports wagering operator shall, for a wager that exceeds ten thousand dollars and that is placed in person by a patron, maintain the following records for a period of at least three years after the sporting event occurs:

(1) Personally identifiable information of the patron;

(2) The amount and type of bet placed;

(3) The time and date the bet was placed;

(4) The location, including specific information pertaining to the betting window or sports wagering device, where the bet was placed;

(5) The outcome of the bet; and

(6) Any discernible pattern of abnormal betting activity by the patron.

2. A licensed facility, interactive sports wagering platform operator, or sports wagering supplier where applicable, for all bets and wagers placed through an interactive sports wagering platform, shall maintain the following records for a period of at least three years after the sporting event occurs:

(1) Personally identifiable information of the patron;

(2) The amount and type of bet placed;

(3) The time and date the bet was placed;

(4) The location, including specific information pertaining to the internet protocol address, where the bet was placed;

(5) The outcome of the bet; and

(6) Any discernible pattern of abnormal betting activity by the patron.

3. A sports wagering operator shall make the records and data that it is required to maintain under this section available for inspection upon request of the commission or as required by court order.

313.1018. A sports wagering operator is not liable under the laws of this state to any party, including patrons, for disclosing information as required under sections 313.1000 to 313.1022 and is not liable for refusing to disclose information unless required under sections 313.1000 to 313.1022.

313.1021. 1. A wagering tax equal to the rate imposed pursuant to section 313.822 is imposed on the adjusted gross receipts received from sports wagering conducted by a sports wagering operator under sections 313.1000 to 313.1022. If an interactive sports wagering platform operator is contracted to conduct sports wagering at a certificate holder's licensed facility that is an excursion gambling boat, or through an interactive sports wagering platform, the licensed interactive sports wagering platform operator may fulfill the certificate holder's duties under this section.

2. A certificate holder or interactive sports wagering platform operator shall remit the tax imposed by subsection 1 of this section to the department no later than one day prior to the last

business day of the month following the month in which the taxes were generated. In a month when the adjusted gross receipts of a certificate holder or interactive sports wagering platform operator is a negative number, the certificate holder or interactive sports wagering platform operator may carry over the negative amount for a period of twelve months.

3. The payment of the tax under this section shall be by an electronic funds transfer by an automated clearing house.

4. Revenues received from the tax imposed under subsection 1 of this section shall be deposited in the state treasury to the credit of the "Gaming Proceeds for Education Fund", which shall be distributed as provided under section 313.822.

5. (1) A licensed facility that is an excursion gambling boat shall pay to the commission an annual license renewal fee not to exceed fifty thousand dollars. The fee imposed shall be due on the anniversary date of issuance of the license and on each anniversary date thereafter. The commission shall deposit the annual license renewal fees received under this subdivision in the gaming commission fund established under section 313.835.

(2) In addition to the annual license renewal fee required in this subsection, a certificate holder shall pay to the commission a fee of ten thousand dollars to cover the costs of a full reinvestigation of the certificate holder in the fourth year after the date on which the certificate holder commences sports wagering operations under sections 313.1000 to 313.1022 and on each fourth year thereafter. The commission shall deposit the fees received under this subdivision in the gaming commission fund established under section 313.835.

6. Subject to appropriation, five hundred thousand dollars shall be appropriated from the gaming commission fund created under section 313.835 and credited annually to the compulsive gamblers fund created under section 313.842.

313.1022. 1. All sports wagers authorized under sections 313.1000 to 313.1022 shall be deemed initiated, received, and otherwise made on the property of an excursion gambling boat within this state.

2. Only to the extent required by federal law, all servers necessary to the placement or resolution of wagers, other than backup servers, shall be physically located within a certificate holder's licensed facility that is an excursion gambling boat in the state. Consistent with the intent of the United States Congress as articulated in the Unlawful Internet Gambling Enforcement Act of 2006, 31 U.S.C. Sections 5361 to 5367, as amended, the intermediate routing of electronic data relating to lawful intrastate sports wagers authorized under sections 313.1000 to 313.1022 shall not determine the location or locations in which such wager is initiated, received, or otherwise made. This subsection shall apply only to the extent required by federal law."; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted.

Senator Hoskins offered **SA 1** to **SA 13**:

SENATE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 13

Amend Senate Amendment No. 13 to Senate Substitute for House Bill No. 2400, Page 21, Section 313.1006, Line 677, by striking "hundred" and inserting in lieu thereof the following: "**million two hundred fifty**"; and

Further amend said amendment, page 22, section 313.1008, lines 702-710, by striking said lines; and

Further amend said amendment and section, page 23, lines 711-719, by striking said lines and inserting in lieu thereof the following:

"**2. (1) A licensed facility that is an excursion gambling boat may also offer sports wagering through an individually branded interactive sports wagering platform under the brand, trade name, or another name it is doing business as (d/b/a) selected by the sports wagering operator or, as applicable, the interactive sports wagering platform operator. A sports wagering operator may operate the interactive sports wagering platform or contract with an interactive sports wagering platform operator to administer the interactive sports wagering platform on the licensed facility's behalf.**

(2) Subject to the approval of the commission, a licensed facility that is an excursion gambling boat may offer sports wagering through an additional two individually branded interactive sports wagering platforms under the brand, trade name, or another name it is doing business as (d/b/a) selected by the sports wagering operator or, as applicable, the interactive sports wagering platform operator, provided that such licensed facility shall pay to the commission an annual administrative fee of one million two hundred fifty thousand dollars for each additional interactive sports wagering platform, with such administrative fee deposited in the gaming commission fund established under section 313.835. A sports wagering operator may operate the interactive sports wagering platform or contract with one or more interactive sports wagering platform operators to administer the interactive sports wagering platforms on the licensed facility's behalf.

(3) Notwithstanding any provision of this section and anything to the contrary set forth under sections 313.1000 through 313.1022, in no event shall sports wagering be offered through more than six interactive sports wagering platforms contracting with any one owner of a licensed facility, directly or indirectly through any parent company, subsidiary, or affiliate of such owner."; and

Further amend said amendment, page 34, section 313.1021, lines 1086-1087, by striking "equal to the rate imposed pursuant to section 313.822" and inserting in lieu thereof the following: "**of fifteen percent**"; and

Further amend said amendment and section, page 35, line 1117, by inserting after "exceed" the following: "**one million two hundred**"; and

Further amend said amendment and section, page 36, line 1133, by striking "hundred thousand" and inserting in lieu thereof the following: "**million**"; and further amend line 1136, by inserting at the end of said line the following: "**The amount required to be appropriated pursuant to this subsection shall be increased annually by the percentage increase in the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency.**".

Senator Hoskins moved that the above amendment be adopted.

At the request of Senator Hoskins, **SA 13** was withdrawn, rendering **SA 1** to **SA 13** moot.

Senator Onder offered **SA 14**:

SENATE AMENDMENT NO. 14

Amend Senate Substitute for House Bill No. 2400, Page 5, Section 285.730, Line 143, by inserting after

all of said line the following:

"**290.147. 1. It shall be unlawful for an employer to require an employee or prospective employee to receive a vaccination against COVID-19 as a condition of commencing or continuing employment.**

2. For purposes of this section, the term "employer" includes any private employer or public body, including the state of Missouri and any department, division, commission, board, or political subdivision thereof but shall not include any facility that meets the definition of hospital in section 197.020, any long term care facility licensed under chapter 198, any entity that meets the definition of facility in section 199.170, or any facility certified by the Centers for Medicare and Medicaid Services."; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

Senator May raised the point of order that **SA 14** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Onder, **SA 14** was withdrawn, rendering the point of order moot.

Senator Hoskins moved that **SS** for **HB 2400**, as amended, be adopted, which motion prevailed.

Senator Hoskins moved that **SS** for **HB 2400**, as amended, be read the 3rd time and passed and was recognized to close.

President Pro Tem Schatz referred **SS** for **HB 2400**, as amended, to the Committee on Governmental Accountability and Fiscal Oversight.

REFERRALS

President Pro Tem Schatz referred **HCS** for **HB 2120**, with **SCS**, to the Committee on Governmental Accountability and Fiscal Oversight.

On motion of Senator Rowden, the Senate recessed until 1:30 a.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Thompson Rehder.

HOUSE BILLS ON THIRD READING

HCS for **HB 2005**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2005

An Act to repeal sections 393.170, 523.010, 523.039, 523.040, and 523.060, RSMo, and to enact in lieu thereof five new sections relating to eminent domain for certain utilities.

Was taken up by Senator Bean.

Senator Bean offered **SS** for **HCS** for **HB 2005**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2005

An Act to repeal sections 523.010, 523.039, 523.040, and 523.256, RSMo, and to enact in lieu thereof five new sections relating to eminent domain for certain utilities.

Senator Bean moved that **SS** for **HCS** for **HB 2005** be adopted.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 2005, Page 4, Section 523.010, Line 104, by striking "except"; and further amend line 105, by striking "for" and inserting in lieu thereof the following: "**a rural electric cooperative organized or operating under the provisions of chapter 394, a corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or**"; and

Further amend said bill, section 523.025, page 5, line 2, by striking "except for" and inserting in lieu thereof the following: "**a rural electric cooperative organized or operating under the provisions of chapter 394, a corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or**"; and

Further amend said bill, section 523.039, page 6, line 35, by striking "except for" and inserting in lieu thereof the following: "**a rural electric cooperative organized or operating under the provisions of chapter 394, a corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or**".

Senator Beck moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Hough assumed the Chair.

Senator Rowden offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bill No. 2005, Page 5, Section 523.025, Line 4, by inserting after "easement" the following: "**in this state**"; and further amend line 7 by inserting after "needed" the following: "**in this state**"; and

Further amend said bill, page 6, section 523.039, line 37, by inserting after "393.110," the following: "**for the purposes of constructing electric plant subject to a certificate of convenience and necessity under subsection 1 of section 393.170**"; and further amend line 39 by inserting after "court." the following: "**The provisions of this subsection shall not apply to applications filed pursuant to section 393.170 prior to August 28, 2022.**"; and

Further amend said bill, page 8, section 523.040, line 64 by inserting after "property," the following: "**for purposes of constructing electric plant subject to a certificate of convenience and necessity under**

subsection 1 of section 393.170"; and further amend line 68 by inserting after "situated." the following: "**The provisions of this subsection shall not apply to applications filed pursuant to section 393.170 prior to August 28, 2022.**"; and

Further amend said bill, page 9, section 523.256, lines 19-28, by striking all of said lines and inserting in lieu thereof the following: "**hundred forty-five kilovolts or greater, but not for condemnation of such property by an electrical corporation operating under a cooperative business plan as described in section 393.110, for the purposes of constructing electric plant subject to a certificate of convenience and necessity under subsection 1 of section 393.170, the total compensation package offered was no lower than the amount reflected in an appraisal performed by a state-licensed or state-certified appraiser for the condemning authority multiplied by one hundred fifty percent. The provisions of this subdivision shall not apply to applications filed pursuant to section 393.170 prior to August 28, 2022;**".

Senator Rowden moved that the above amendment be adopted, which motion prevailed.

Senator Bean moved that **SS** for **HCS** for **HB 2005**, as amended, be adopted, which motion prevailed.

On motion of Senator Bean, **SS** for **HCS** for **HB 2005**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eslinger	Hoskins	Hough	Koenig	Luetkemeyer	Moon	O'Laughlin
Onder	Rowden	Schatz	Thompson Rehder	White—19		

NAYS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

Absent—Senators

Gannon	Hegeman	Riddle	Wieland—4

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Bean, title to the bill was agreed to.

Senator Bean moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS #2** for **SB 710**, entitled:

An Act to repeal sections 167.630, 172.800, 191.116, 191.500, 191.515, 191.520, 191.525, 191.743, 191.900, 191.905, 192.005, 192.2225, 194.210, 194.255, 194.265, 194.285, 194.290, 194.297, 194.299, 194.304, 195.010, 196.866, 196.868, 197.100, 197.256, 197.258, 197.415, 198.006, 198.022, 198.026, 198.036, 198.525, 198.526, 198.545, 208.909, 210.921, 251.070, 301.020, 302.171, 335.230, 335.257, 565.184, 630.155, and 660.010, RSMo, and to enact in lieu thereof fifty-three new sections relating to health care, with penalty provisions and an emergency clause for a certain section.

With House Amendment Nos. 1, 2, 3, House Amendment No. 1 to House Amendment No. 4, House Amendment No. 4, as amended, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6, 7, 8, 9, 10, 11, 12, 13, House Amendment No. 1 to House Amendment No. 14, House Amendment No. 14, as amended, House Amendment No. 15, House Amendment No. 1 to House Amendment No. 16, House Amendment No. 16, as amended, House Amendment Nos. 17, 18, 19, 20, House Amendment No. 1 to House Amendment No. 21, House Amendment No. 3 to House Amendment No. 21, House Amendment No. 4 to House Amendment No. 21, and House Amendment No. 21, as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 9, Line 59, by deleting the phrase "**January 1, 2023**" and inserting in lieu thereof the phrase "**November 1, 2022**"; and

Further amend said bill, Page 28, Section 194.297, Line 4, by deleting the phrase "**state treasurer**" and inserting in lieu thereof the phrase "**director of revenue**"; and

Further amend said bill, Page 40, Section 195.010, Line 348, by inserting after all of said section and line the following:

"**196.1170. 1. This section shall be known and may be cited as the "Kratom Consumer Protection Act".**

2. As used in this section, the following terms mean:

(1) "Dealer", a person who sells, prepares, or maintains kratom products or advertises, represents, or holds oneself out as selling, preparing, or maintaining kratom products. Such person may include, but not be limited to, a manufacturer, wholesaler, store, restaurant, hotel, catering facility, camp, bakery, delicatessen, supermarket, grocery store, convenience store, nursing home, or food or drink company;

(2) "Department", the department of health and senior services;

(3) "Director", the director of the department or the director's designee;

(4) "Food", a food, food product, food ingredient, dietary ingredient, dietary supplement, or beverage for human consumption;

(5) "Kratom product", a food product or dietary ingredient containing any part of the leaf of the plant Mitragyna speciosa.

3. The general assembly hereby occupies and preempts the entire field of regulating kratom products to the complete exclusion of any order, ordinance, or regulation of any political subdivision of this state. Any political subdivision's existing or future orders, ordinances, or regulations relating to kratom products are hereby void.

4. (1) A dealer who prepares, distributes, sells, or exposes for sale a food that is represented to be a kratom product shall disclose on the product label the factual basis upon which that representation is made.

(2) A dealer shall not prepare, distribute, sell, or expose for sale a food represented to be a kratom product that does not conform to the disclosure requirement under subdivision (1) of this subsection.

5. A dealer shall not prepare, distribute, sell, or expose for sale any of the following:

(1) A kratom product that is adulterated with a dangerous non-kratom substance. A kratom product shall be considered to be adulterated with a dangerous non-kratom substance if the kratom product is mixed or packed with a non-kratom substance and that substance affects the quality or strength of the kratom product to such a degree as to render the kratom product injurious to a consumer;

(2) A kratom product that is contaminated with a dangerous non-kratom substance. A kratom product shall be considered to be contaminated with a dangerous non-kratom substance if the kratom product contains a poisonous or otherwise deleterious non-kratom ingredient including, but not limited to, any substance listed in section 195.017;

(3) A kratom product containing a level of 7-hydroxymitragynine in the alkaloid fraction that is greater than two percent of the alkaloid composition of the product;

(4) A kratom product containing any synthetic alkaloids, including synthetic mitragynine, synthetic 7-hydroxymitragynine, or any other synthetically derived compounds of the plant Mitragyna speciosa; or

(5) A kratom product that does not include on its package or label the amount of mitragynine and 7-hydroxymitragynine contained in the product.

6. A dealer shall not distribute, sell, or expose for sale a kratom product to an individual under eighteen years of age.

7. (1) If a dealer violates subdivision (1) of subsection 4 of this section, the director may, after notice and hearing, impose a fine on the dealer of no more than five hundred dollars for the first offense and no more than one thousand dollars for the second or subsequent offense.

(2) A dealer who violates subdivision (2) of subsection 4 of this section, subsection 5 of this section, or subsection 6 of this section is guilty of a class D misdemeanor.

(3) A person aggrieved by a violation of subdivision (2) of subsection 4 of this section or subsection 5 of this section may, in addition to and distinct from any other remedy at law or in equity, bring a private cause of action in a court of competent jurisdiction for damages resulting from that violation including, but not limited to, economic, noneconomic, and consequential damages.

(4) A dealer does not violate subdivision (2) of subsection 4 of this section or subsection 5 of this section if a preponderance of the evidence shows that the dealer relied in good faith upon the representations of a manufacturer, processor, packer, or distributor of food represented to be a kratom product.

8. The department shall promulgate rules to implement the provisions of this section including, but not limited to, the requirements for the format, size, and placement of the disclosure label

required under subdivision (1) of subsection 4 of this section and for the information to be included in the disclosure label. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 12, Section 191.900, Line 38, by deleting the word "**substantial**" and inserting in lieu thereof the word "**reasonable**"; and

Further amend said bill, section 191.1400, Page 16, Lines 15 to 20, by deleting all of said lines and inserting in lieu thereof the following:

"**member, or other person requested by the patient or resident for the purpose of a**"; and

Further amend said bill, page, and section, Lines 27 to 29, by deleting all of said lines and inserting in lieu thereof the following:

"**visitation hours shall include evenings, weekends, and holidays. Minor children under twelve years of age shall be allowed as compassionate care visitors, but access to a patient or resident may be limited by a health care facility due to any of the provisions under subdivision (3) of subsection 6 of this section.**"; and

Further amend said bill, page and section, lines 31 and 32, by deleting the words "**when appropriate**" and inserting in lieu thereof the following:

"**unless the patient's or resident's attending physician deems twenty-four-hour attendance to be medically or therapeutically contraindicated as attested to in a patient's or resident's chart;**"; and

Further amend said bill and section, Page 18, Line 79, by inserting after all of said line the following:

"**10. The health care facility shall have the burden of proof to establish that it is entitled to limit access under the provisions of this section.**

11. Any individual aggrieved by a violation of this section may bring a civil action for injunctive relief, damages, or both."; and

Further amend said bill by renumbering all subsequent subsections accordingly; and

Further amend said bill, page and section, Line 82, by inserting after the word "**section**" the following:

"**if they have used the degree of care that a reasonable and prudent person would use under the same or similar circumstances**"; and

Further amend said bill, page, and section, Lines 87 to 88, by deleting all of said lines and inserting in lieu thereof the following:

"**by a health care facility, the department of health and senior services, the department of social**

services, or the governor upon declaring a state of emergency under chapter 44.

12. The provisions of this section shall not apply to any inpatient facility operated by the department of mental health."; and

Further amend said bill, Pages 18 to 20, Section 191.2290, Lines 1 to 80, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 70 to 72, Section 630.202, Lines 1 to 77, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 72, Section 630.202, Line 77, by inserting after all of said section and line the following:

"**630.1150. 1. The department of mental health and the department of social services shall oversee and implement a collaborative project to:**

(1) Assess the incidence and implications of continued hospitalization of foster children and clients of the department of mental health that occurs without medical justification because appropriate post-discharge placement options are unavailable;

(2) Assess the incidence and implications of continued hospitalization of foster children with mental illnesses, mental disorders, intellectual disabilities, and developmental disabilities that occurs without medical justification because they are awaiting screening for appropriateness of residential services; and

(3) Develop recommendations to ensure that patients described in this subsection receive treatment in the most cost-effective and efficacious settings, consistent with federal and state standards for treatment in the least restrictive environment.

2. The departments shall also solicit and consider data and recommendations from foster children, clients of the department of mental health, and other stakeholders who may provide or coordinate treatment for, or have responsibility for, such children or patients, including:

(1) Hospital social workers and discharge planners;

(2) Health insurers;

(3) Psychiatrists and psychologists;

(4) Hospitals, as defined in section 197.020;

(5) Skilled nursing facilities and intermediate care facilities licensed under chapter 198;

(6) Vendors, as defined in section 630.005;

(7) Vulnerable persons or persons under the care and custody of the children's division of the department of social services;

(8) Consumers;

(9) Public elementary and secondary schools;

(10) Family support teams and case workers; and

(11) The courts.

3. The departments shall issue interim reports before December 31, 2022, and before July 1, 2023, and a final report before December 1, 2023. Copies of each report shall be submitted concurrently to the general assembly.

4. The provisions of this section shall expire on January 1, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 4

Amend House Amendment No. 4 to House Committee Substitute No. 2 for Senate Bill No. 710, Page 1, Line 10, by deleting said line and inserting in lieu thereof the following:

"**dignity to the elderly and infirm.**

9.350. October first each year is hereby designated as "Biliary Atresia Awareness Day" in Missouri, in memory of Annistyn Kate Rackley. The citizens of this state are encouraged to participate in appropriate events and activities to raise awareness about this rare congenital liver disease that occurs when bile ducts do not develop normally."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 2, Section 9.236, Line 7, by inserting after all of said section and line the following:

"**9.275. The month of June is hereby designated as "Myasthenia Gravis Awareness Month" in Missouri. The citizens of this state are encouraged to celebrate the month with events and activities to raise awareness about this treatable, but progressive and difficult to diagnose, disease.**

9.348. September fifteenth each year is hereby designated as "Caregiver Appreciation Day" in Missouri. Citizens of this state are encouraged to participate in appropriate events and activities to recognize the efforts of home health, hospice, and unpaid relative caregivers who give care and dignity to the elderly and infirm."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to House Committee Substitute No. 2 for Senate Bill No. 710, Page 1, Line 4, by inserting after said line the following:

"Further amend said bill, Page 69, Section 335.257, Line 4, by inserting after all of said section and line the following:

"376.427. 1. As used in this section, the following terms mean:

(1) "Health benefit plan", as such term is defined in section 376.1350**. The term "health benefit plan" shall also include a prepaid dental plan, as defined in section 354.700**;

(2) "Health care services", medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) "Health carrier" or "carrier", as such term is defined in section 376.1350**. The term "health carrier" or "carrier" shall also include a prepaid dental plan corporation, as defined in section 354.700**;

(4) "Insured", any person entitled to benefits under a contract of accident and sickness insurance, or medical-payment insurance issued as a supplement to liability insurance but not including any other coverages contained in a liability or a workers' compensation policy, issued by an insurer;

(5) "Insurer", any person, reciprocal exchange, interinsurer, fraternal benefit society, health services corporation, self-insured group arrangement to the extent not prohibited by federal law, **prepaid dental plan corporation as defined in section 354.700,** or any other legal entity engaged in the business of insurance;

(6) "Provider", a physician, hospital, dentist, podiatrist, chiropractor, pharmacy, licensed ambulance service, or optometrist, licensed by this state.

2. Upon receipt of an assignment of benefits made by the insured to a provider, the insurer shall issue the instrument of payment for a claim for payment for health care services in the name of the provider. All claims shall be paid within thirty days of the receipt by the insurer of all documents reasonably needed to determine the claim.

3. Nothing in this section shall preclude an insurer from voluntarily issuing an instrument of payment in the single name of the provider.

4. Except as provided in subsection 5 of this section, this section shall not require any insurer, health services corporation, **prepaid dental plan as defined in section 354.700,** health maintenance corporation or preferred provider organization which directly contracts with certain members of a class of providers for the delivery of health care services to issue payment as provided pursuant to this section to those members of the class which do not have a contract with the insurer.

5. When a patient's health benefit plan does not include or require payment to out-of-network providers for all or most covered services, which would otherwise be covered if the patient received such services from a provider in the **[**carrier's**] health benefit plan's** network, including but not limited to health maintenance organization plans, as such term is defined in section 354.400, or a health benefit plan offered by a carrier consistent with subdivision (19) of section 376.426, payment for all services shall be made directly to the providers when the health carrier has authorized such services to be received from a provider outside the **[**carrier's**] health benefit plan's** network."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 30, Section 194.321, Line 7, by inserting after "**2.**" the following:

"**Except if the organ being transplanted is a lung,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 69, Section 335.257, Line 4, by inserting after all of said section and line the following:

"345.015. As used in sections 345.010 to 345.080, the following terms mean:

(1) "Audiologist", a person who is licensed as an audiologist pursuant to sections 345.010 to 345.080 to practice audiology;

(2) "Audiology aide", a person who is registered as an audiology aide by the board, who does not act independently but works under the direction and supervision of a licensed audiologist. Such person assists the audiologist with activities which require an understanding of audiology but do not require formal training in the relevant academics. To be eligible for registration by the board, each applicant shall submit a registration fee and:

(a) Be at least eighteen years of age;

(b) Furnish evidence of the person's educational qualifications which shall be at a minimum:

a. Certification of graduation from an accredited high school or its equivalent; and

b. On-the-job training;

(c) Be employed in a setting in which direct and indirect supervision are provided on a regular and systematic basis by a licensed audiologist.

However, the aide shall not administer or interpret hearing screening or diagnostic tests, fit or dispense hearing instruments, make ear impressions, make diagnostic statements, determine case selection, present written reports to anyone other than the supervisor without the signature of the supervisor, make referrals to other professionals or agencies, use a title other than audiology aide, develop or modify treatment plans, discharge clients from treatment or terminate treatment, disclose clinical information, either orally or in writing, to anyone other than the supervising audiologist, or perform any procedure for which he or she is not qualified, has not been adequately trained or both;

(3) "Board", the state board of registration for the healing arts;

(4) **"Clinical fellowship", the supervised professional employment period following completion of the academic and practicum requirements of an accredited training program as described in sections 345.010 to 345.080;**

(5) "Commission", the advisory commission for speech-language pathologists and audiologists;

[(5)**] (6)** "Hearing instrument" or "hearing aid", any wearable device or instrument designed for or offered for the purpose of aiding or compensating for impaired human hearing and any parts, attachments or accessories, including ear molds, but excluding batteries, cords, receivers and repairs;

[(6)**] (7)** "Person", any individual, organization, or corporate body, except that only individuals may be licensed pursuant to sections 345.010 to 345.080;

[(7)**] (8)** "Practice of audiology":

(a) The application of accepted audiologic principles, methods and procedures for the measurement, testing, interpretation, appraisal and prediction related to disorders of the auditory system, balance system or related structures and systems;

(b) Provides consultation or counseling to the patient, client, student, their family or interested parties;

(c) Provides academic, social and medical referrals when appropriate;

(d) Provides for establishing goals, implementing strategies, methods and techniques, for habilitation, rehabilitation or aural rehabilitation, related to disorders of the auditory system, balance system or related structures and systems;

(e) Provides for involvement in related research, teaching or public education;

(f) Provides for rendering of services or participates in the planning, directing or conducting of programs which are designed to modify audition, communicative, balance or cognitive disorder, which may involve speech and language or education issues;

(g) Provides and interprets behavioral and neurophysiologic measurements of auditory balance, cognitive processing and related functions, including intraoperative monitoring;

(h) Provides involvement in any tasks, procedures, acts or practices that are necessary for evaluation of audition, hearing, training in the use of amplification or assistive listening devices;

(i) Provides selection, assessment, fitting, programming, and dispensing of hearing instruments, assistive listening devices, and other amplification systems;

(j) Provides for taking impressions of the ear, making custom ear molds, ear plugs, swim molds and industrial noise protectors;

(k) Provides assessment of external ear and cerumen management;

(l) Provides advising, fitting, mapping assessment of implantable devices such as cochlear or auditory brain stem devices;

(m) Provides information in noise control and hearing conservation including education, equipment selection, equipment calibration, site evaluation and employee evaluation;

(n) Provides performing basic speech-language screening test;

(o) Provides involvement in social aspects of communication, including challenging behavior and ineffective social skills, lack of communication opportunities;

(p) Provides support and training of family members and other communication partners for the individual with auditory balance, cognitive and communication disorders;

(q) Provides aural rehabilitation and related services to individuals with hearing loss and their families;

(r) Evaluates, collaborates and manages audition problems in the assessment of the central auditory processing disorders and providing intervention for individuals with central auditory processing disorders;

(s) Develops and manages academic and clinical problems in communication sciences and disorders;

(t) Conducts, disseminates and applies research in communication sciences and disorders;

[(8)**] (9)** "Practice of speech-language pathology":

(a) Provides screening, identification, assessment, diagnosis, treatment, intervention, including but not limited to prevention, restoration, amelioration and compensation, and follow-up services for disorders of:

a. Speech: articulation, fluency, voice, including respiration, phonation and resonance;

b. Language, involving the parameters of phonology, morphology, syntax, semantics and pragmatic; and including disorders of receptive and expressive communication in oral, written, graphic and manual modalities;

c. Oral, pharyngeal, cervical esophageal and related functions, such as dysphagia, including disorders of swallowing and oral functions for feeding; orofacial myofunctional disorders;

d. Cognitive aspects of communication, including communication disability and other functional disabilities associated with cognitive impairment;

e. Social aspects of communication, including challenging behavior, ineffective social skills, lack of communication opportunities;

(b) Provides consultation and counseling and makes referrals when appropriate;

(c) Trains and supports family members and other communication partners of individuals with speech, voice, language, communication and swallowing disabilities;

(d) Develops and establishes effective augmentative and alternative communication techniques and strategies, including selecting, prescribing and dispensing of augmentative aids and devices; and the training of individuals, their families and other communication partners in their use;

(e) Selects, fits and establishes effective use of appropriate prosthetic/adaptive devices for speaking and swallowing, such as tracheoesophageal valves, electrolarynges, or speaking valves;

(f) Uses instrumental technology to diagnose and treat disorders of communication and swallowing, such as videofluoroscopy, nasendoscopy, ultrasonography and stroboscopy;

(g) Provides aural rehabilitative and related counseling services to individuals with hearing loss and to their families;

(h) Collaborates in the assessment of central auditory processing disorders in cases in which there is evidence of speech, language or other cognitive communication disorders; provides intervention for individuals with central auditory processing disorders;

(i) Conducts pure-tone air conduction hearing screening and screening tympanometry for the purpose of the initial identification or referral;

(j) Enhances speech and language proficiency and communication effectiveness, including but not limited to accent reduction, collaboration with teachers of English as a second language and improvement of voice, performance and singing;

(k) Trains and supervises support personnel;

(l) Develops and manages academic and clinical programs in communication sciences and disorders;

(m) Conducts, disseminates and applies research in communication sciences and disorders;

(n) Measures outcomes of treatment and conducts continuous evaluation of the effectiveness of practices and programs to improve and maintain quality of services;

[(9)**] (10)** "Speech-language pathologist", a person who is licensed as a speech-language pathologist pursuant to sections 345.010 to 345.080; who engages in the practice of speech-language pathology as defined in sections 345.010 to 345.080;

[(10)**] (11)** "Speech-language pathology aide", a person who is registered as a speech-language aide by the board, who does not act independently but works under the direction and supervision of a licensed speech-language pathologist. Such person assists the speech-language pathologist with activities which require an understanding of speech-language pathology but do not require formal training in the relevant academics. To be eligible for registration by the board, each applicant shall submit a registration fee and:

(a) Be at least eighteen years of age;

(b) Furnish evidence of the person's educational qualifications which shall be at a minimum:

a. Certification of graduation from an accredited high school or its equivalent; and

b. On-the-job training;

(c) Be employed in a setting in which direct and indirect supervision is provided on a regular and systematic basis by a licensed speech-language pathologist.

However, the aide shall not administer or interpret hearing screening or diagnostic tests, fit or dispense hearing instruments, make ear impressions, make diagnostic statements, determine case selection, present written reports to anyone other than the supervisor without the signature of the supervisor, make referrals to other professionals or agencies, use a title other than speech-language pathology aide, develop or modify treatment plans, discharge clients from treatment or terminate treatment, disclose clinical information, either orally or in writing, to anyone other than the supervising speech-language pathologist, or perform any procedure for which he or she is not qualified, has not been adequately trained or both;

[(11)**] (12)** "Speech-language pathology assistant", a person who is registered as a speech-language pathology assistant by the board, who does not act independently but works under the direction and supervision of a licensed speech-language pathologist practicing for at least one year or speech-language pathologist practicing under subdivision (1) or (6) of subsection 1 of section 345.025 for at least one year and whose activities require both academic and practical training in the field of speech-language pathology although less training than those established by sections 345.010 to 345.080 as necessary for licensing as a speech-language pathologist. To be eligible for registration by the board, each applicant shall submit the registration fee, supervising speech-language pathologist information if employment is confirmed, if not such information shall be provided after registration, and furnish evidence of the person's educational qualifications which meet the following:

(a) Hold a bachelor's level degree from an institution accredited or approved by a regional accrediting body recognized by the United States Department of Education or its equivalent; and

(b) Submit official transcripts from one or more accredited colleges or universities presenting evidence of the completion of bachelor's level course work and requirements in the field of speech-language pathology as established by the board through rules and regulations;

(c) Submit proof of completion of the number and type of clinical hours as established by the board through rules and regulations.

345.022. 1. Any person in the person's clinical fellowship as defined in sections 345.010 to 345.080 shall hold a provisional license to practice speech-language pathology or audiology. The board may issue a provisional license to an applicant who:

(1) Has met the requirements for practicum and academic requirements from an accredited training program as defined in sections 345.010 to 345.080;

(2) Submits an application to the board on a form prescribed by the board. Such form shall include a plan for the content and supervision of the clinical fellowship, as well as evidence of good moral and ethical character; and

(3) Submits to the board an application fee, as set by the board, for the provisional license.

2. A provisional license is effective for one year. A provisional license may be extended for an additional twelve months only for purposes of completing the postgraduate clinical experience portion of the clinical fellowship; provided that, the applicant has passed the national examination and shall hold a master's degree from an approved training program in his or her area of application.

3. Within twelve months of issuance of the provisional license, the applicant shall pass an examination promulgated or approved by the board.

4. Within twelve months of issuance of a provisional license, the applicant shall complete the requirements for the master's or doctoral degree from a program accredited by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought.

345.025. 1. The provisions of sections 345.010 to 345.080 do not apply to:

(1) The activities, services, and the use of an official title on the part of a person in the employ of a federal agency insofar as such services are part of the duties of the person's office or position with such agency;

(2) The activities and services of certified teachers of the deaf;

(3) The activities and services of a student in speech-language pathology or audiology pursuing a course of study at a university or college that has been approved by its regional accrediting association, or working in a recognized training center, if these activities and services constitute a part of the person's course of study supervised by a licensed speech-language pathologist or audiologist as provided in section 345.050;

(4) The activities and services of physicians and surgeons licensed pursuant to chapter 334;

(5) Audiometric technicians who are certified by the council for accreditation of occupational hearing conservationists when conducting pure tone air conduction audiometric tests for purposes of industrial hearing conservation and comply with requirements of the federal Occupational Safety and Health Administration;

(6) A person who holds a current valid certificate as a speech-language pathologist issued before January 1, 2016, by the Missouri department of elementary and secondary education and who is an employee of a public school while providing speech-language pathology services in such school system;

(7) Any person completing the required number and type of clinical hours required by paragraph (c) of subdivision **[**(11)**]** **(12)** of section 345.015 as long as such person is under the direct supervision of a licensed speech-language pathologist and has not completed more than the number of clinical hours required by rule.

2. No one shall be exempt pursuant to subdivision (1) or (6) of subsection 1 of this section if the person does any work as a speech-language pathologist or audiologist outside of the exempted areas outlined in this section for which a fee or compensation may be paid by the recipient of the service. When college or university clinics charge a fee, supervisors of student clinicians shall be licensed.

345.050. **[**1.**]** To be eligible for licensure by the board by examination, each applicant shall submit the application fee and shall furnish evidence of such person's current competence and shall:

(1) Hold a master's or a doctoral degree from a program that was awarded "accreditation candidate" status or is accredited by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought;

(2) Submit official transcripts from one or more accredited colleges or universities presenting evidence of the completion of course work and clinical practicum requirements equivalent to that required by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board; **[**and**]**

(3) **Present written evidence of completion of a clinical fellowship from supervisors. The experience required by this subdivision shall follow the completion of the requirements of subdivisions (1) and (2) of this section. This period of employment shall be under the direct supervision of a person who is licensed by the state of Missouri in the profession in which the applicant seeks to be licensed. Persons applying with an audiology clinical doctoral degree are exempt from this provision; and**

(4) Pass an examination promulgated or approved by the board. The board shall determine the subject and scope of the examinations.

[2.To be eligible for licensure by the board without examination, each applicant shall make application on forms prescribed by the board, submit the application fee, submit an activity statement and meet one of the following requirements:

(1)The board shall issue a license to any speech-language pathologist or audiologist who is licensed in another country and who has had no violations, suspension or revocations of a license to practice speech-language pathology or audiology in any jurisdiction; provided that, such person is licensed in a country whose requirements are substantially equal to, or greater than, Missouri at the time the applicant applies for licensure; or

(2)Hold the certificate of clinical competence issued by the American Speech-Language-Hearing Association in the area in which licensure is sought. **]**

345.052. 1. For purposes of this section, the following terms mean:

(1) "License", a license, certificate, registration, permit, accreditation, or military occupational specialty that enables a person to legally practice an occupation or profession in a particular jurisdiction;

(2) "Military", the Armed Forces of the United States, including the Air Force, Army, Coast Guard, Marine Corps, Navy, Space Force, National Guard, and any other military branch that is designated by Congress as part of the Armed Forces of the United States, and all reserve components and auxiliaries. The term "military" also includes the military reserves and militia of any United States territory or state;

(3) "Nonresident military spouse", a nonresident spouse of an active duty member of the Armed Forces of the United States who has been transferred or is scheduled to be transferred to the state of Missouri, or who has been transferred or is scheduled to be transferred to an adjacent state and is or will be domiciled in the state of Missouri, or has moved to the state of Missouri on a permanent change-of-station basis;

(4) "Oversight body", any board, department, agency, or office of a jurisdiction that issues licenses;

(5) "Resident military spouse", a spouse of an active duty member of the Armed Forces of the United States who has been transferred or is scheduled to be transferred to the state of Missouri or an adjacent state and who is a permanent resident of the state of Missouri, who is domiciled in the state of Missouri, or who has Missouri as his or her home of record.

2. Any person who holds a valid current speech-language pathologist or audiologist license issued by another state, a branch or unit of the military, a territory of the United States, or the District of Columbia, and who has been licensed for at least one year in such other jurisdiction, may submit an application for a speech-language pathologist or audiologist license in Missouri along with proof of current licensure and proof of licensure for at least one year in the other jurisdiction to the board.

3. The board shall:

(1) Within six months of receiving an application described in subsection 2 of this section, waive any examination, educational, or experience requirements for licensure in this state for the applicant if it determines that there were minimum education requirements and, if applicable, work experience and clinical supervision requirements in effect and the other jurisdiction verifies that the person met those requirements in order to be licensed or certified in that jurisdiction. The board may require an applicant to take and pass an examination specific to the laws of this state; or

(2) Within thirty days of receiving an application described in subsection 2 of this section from a nonresident military spouse or a resident military spouse, waive any examination, educational, or experience requirements for licensure in this state for the applicant and issue such applicant a license under this section if such applicant otherwise meets the requirements of this section.

4. (1) The board shall not waive any examination, educational, or experience requirements for any applicant who has had his or her license revoked by an oversight body outside the state; who is currently under investigation, who has a complaint pending, or who is currently under disciplinary action, except as provided in subdivision (2) of this subsection, with an oversight body outside the state; who does not hold a license in good standing with an oversight body outside the state; who has a criminal record that would disqualify him or her for licensure in Missouri; or who does not hold a valid current license in the other jurisdiction on the date the board receives his or her application under this section.

(2) If another jurisdiction has taken disciplinary action against an applicant, the board shall

determine if the cause for the action was corrected and the matter resolved. If the matter has not been resolved by that jurisdiction, the board may deny a license until the matter is resolved.

5. Nothing in this section shall prohibit the board from denying a license to an applicant under this section for any reason described in section 345.065.

6. Any person who is licensed under the provisions of this section shall be subject to the board's jurisdiction and all rules and regulations pertaining to the practice as a speech-language pathologist or audiologist in this state.

7. This section shall not be construed to waive any requirement for an applicant to pay any fees.

345.170. Sections 345.170 to 345.240 shall be known and may be cited as the "Audiology and Speech-Language Pathology Interstate Compact".

345.175. 1. The purpose of this Compact is to facilitate interstate practice of audiology and speech-language pathology with the goal of improving public access to audiology and speech-language pathology services. The practice of audiology and speech-language pathology occurs in the state where the patient/client/student is located at the time of the patient/client/student encounter. The Compact preserves the regulatory authority of states to protect public health and safety through the current system of state licensure.

2. This Compact is designed to achieve the following objectives:

(1) Increase public access to audiology and speech-language pathology services by providing for the mutual recognition of other member state licenses;

(2) Enhance the states' ability to protect the public's health and safety;

(3) Encourage the cooperation of member states in regulating multistate audiology and speech-language pathology practice;

(4) Support spouses of relocating active duty military personnel;

(5) Enhance the exchange of licensure, investigative and disciplinary information between member states;

(6) Allow a remote state to hold a provider of services with a compact privilege in that state accountable to that state's practice standards; and

(7) Allow for the use of telehealth technology to facilitate increased access to audiology and speech-language pathology services.

345.180. As used in this Compact, and except as otherwise provided, the following definitions shall apply:

(1) "Active duty military" means full-time duty status in the active uniformed service of the United States, including members of the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. Chapter 1209 and 1211.

(2) "Adverse action" means any administrative, civil, equitable or criminal action permitted by a state's laws which is imposed by a licensing board or other authority against an audiologist or speech-language pathologist, including actions against an individual's license or privilege to practice

such as revocation, suspension, probation, monitoring of the licensee, or restriction on the licensee's practice.

(3) "Alternative program" means a non-disciplinary monitoring process approved by an audiology or speech-language pathology licensing board to address impaired practitioners.

(4) "Audiologist" means an individual who is licensed by a state to practice audiology.

(5) "Audiology" means the care and services provided by a licensed audiologist as set forth in the member state's statutes and rules.

(6) "Audiology and Speech-Language Pathology Compact Commission" or "Commission" means the national administrative body whose membership consists of all states that have enacted the Compact.

(7) "Audiology and speech-language pathology licensing board," "audiology licensing board," "speech-language pathology licensing board," or "licensing board" means the agency of a state that is responsible for the licensing and regulation of audiologists and/or speech-language pathologists.

(8) "Compact privilege" means the authorization granted by a remote state to allow a licensee from another member state to practice as an audiologist or speech-language pathologist in the remote state under its laws and rules. The practice of audiology or speech-language pathology occurs in the member state where the patient/client/student is located at the time of the patient/client/student encounter.

(9) "Current significant investigative information" means investigative information that a licensing board, after an inquiry or investigation that includes notification and an opportunity for the audiologist or speech-language pathologist to respond, if required by state law, has reason to believe is not groundless and, if proved true, would indicate more than a minor infraction.

(10) "Data system" means a repository of information about licensees, including, but not limited to, continuing education, examination, licensure, investigative, compact privilege and adverse action.

(11) "Encumbered license" means a license in which an adverse action restricts the practice of audiology or speech-language pathology by the licensee and said adverse action has been reported to the National Practitioners Data Bank (NPDB).

(12) "Executive Committee" means a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the Commission.

(13) "Home state" means the member state that is the licensee's primary state of residence.

(14) "Impaired practitioner" means individuals whose professional practice is adversely affected by substance abuse, addiction, or other health-related conditions.

(15) "Licensee" means an individual who currently holds an authorization from the state licensing board to practice as an audiologist or speech-language pathologist.

(16) "Member state" means a state that has enacted the Compact.

(17) "Privilege to practice" means a legal authorization permitting the practice of audiology or speech-language pathology in a remote state.

(18) "Remote state" means a member state other than the home state where a licensee is exercising or seeking to exercise the compact privilege.

(19) "Rule" means a regulation, principle or directive promulgated by the Commission that has the force of law.

(20) "Single-state license" means an audiology or speech-language pathology license issued by a member state that authorizes practice only within the issuing state and does not include a privilege to practice in any other member state.

(21) "Speech-language pathologist" means an individual who is licensed by a state to practice speech-language pathology.

(22) "Speech-language pathology" means the care and services provided by a licensed speech-language pathologist as set forth in the member state's statutes and rules.

(23) "State" means any state, commonwealth, district or territory of the United States of America that regulates the practice of audiology and speech-language pathology.

(24) "State practice laws" means a member state's laws, rules and regulations that govern the practice of audiology or speech-language pathology, define the scope of audiology or speech-language pathology practice, and create the methods and grounds for imposing discipline.

(25) "Telehealth" means the application of telecommunication technology to deliver audiology or speech-language pathology services at a distance for assessment, intervention and/or consultation.

345.185. 1. A license issued to an audiologist or speech-language pathologist by a home state to a resident in that state shall be recognized by each member state as authorizing an audiologist or speech-language pathologist to practice audiology or speech-language pathology, under a privilege to practice, in each member state.

2. A state must implement or utilize procedures for considering the criminal history records of applicants for initial privilege to practice. These procedures shall include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records.

(1) A member state must fully implement a criminal background check requirement, within a time frame established by rule, by receiving the results of the Federal Bureau of Investigation record search on criminal background checks and use the results in making licensure decisions.

(2) Communication between a member state, the Commission and among member states regarding the verification of eligibility for licensure through the Compact shall not include any information received from the Federal Bureau of Investigation relating to a federal criminal records check performed by a member state under Public Law 92-544.

3. Upon application for a privilege to practice, the licensing board in the issuing remote state shall ascertain, through the data system, whether the applicant has ever held, or is the holder of, a license issued by any other state, whether there are any encumbrances on any license or privilege to practice held by the applicant, whether any adverse action has been taken against any license or privilege to practice held by the applicant.

4. Each member state shall require an applicant to obtain or retain a license in the home state and meet the home state's qualifications for licensure or renewal of licensure, as well as, all other applicable state laws.

5. For an audiologist:

(1) Must meet one of the following educational requirements:

(a) On or before, Dec. 31, 2007, has graduated with a master's degree or doctorate in audiology, or equivalent degree regardless of degree name, from a program that is accredited by an accrediting agency recognized by the Council for Higher Education Accreditation, or its successor, or by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or

(b) On or after, Jan. 1, 2008, has graduated with a Doctoral degree in audiology, or equivalent degree, regardless of degree name, from a program that is accredited by an accrediting agency recognized by the Council for Higher Education Accreditation, or its successor, or by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or

(c) Has graduated from an audiology program that is housed in an institution of higher education outside of the United States a. for which the program and institution have been approved by the authorized accrediting body in the applicable country and b. the degree program has been verified by an independent credentials review agency to be comparable to a state licensing board-approved program.

(2) Has completed a supervised clinical practicum experience from an accredited educational institution or its cooperating programs as required by the Commission;

(3) Has successfully passed a national examination approved by the Commission;

(4) Holds an active, unencumbered license;

(5) Has not been convicted or found guilty, and has not entered into an agreed disposition, of a felony related to the practice of audiology, under applicable state or federal criminal law;

(6) Has a valid United States Social Security or National Practitioner Identification number.

6. For a speech-language pathologist:

(1) Must meet one of the following educational requirements:

(a) Has graduated with a master's degree from a speech-language pathology program that is accredited by an organization recognized by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or

(b) Has graduated from a speech-language pathology program that is housed in an institution of higher education outside of the United States a. for which the program and institution have been approved by the authorized accrediting body in the applicable country and b. the degree program has been verified by an independent credentials review agency to be comparable to a state licensing board-approved program.

(2) Has completed a supervised clinical practicum experience from an educational institution or its cooperating programs as required by the Commission;

(3) Has completed a supervised postgraduate professional experience as required by the Commission;

(4) Has successfully passed a national examination approved by the Commission;

(5) Holds an active, unencumbered license;

(6) Has not been convicted or found guilty, and has not entered into an agreed disposition, of a felony related to the practice of speech-language pathology, under applicable state or federal criminal law;

(7) Has a valid United States Social Security or National Practitioner Identification number.

7. The privilege to practice is derived from the home state license.

8. An audiologist or speech-language pathologist practicing in a member state must comply with the state practice laws of the state in which the client is located at the time service is provided. The practice of audiology and speech-language pathology shall include all audiology and speech-language pathology practice as defined by the state practice laws of the member state in which the client is located. The practice of audiology and speech-language pathology in a member state under a privilege to practice shall subject an audiologist or speech-language pathologist to the jurisdiction of the licensing board, the courts and the laws of the member state in which the client is located at the time service is provided.

9. Individuals not residing in a member state shall continue to be able to apply for a member state's single-state license as provided under the laws of each member state. However, the single-state license granted to these individuals shall not be recognized as granting the privilege to practice audiology or speech-language pathology in any other member state. Nothing in this Compact shall affect the requirements established by a member state for the issuance of a single-state license.

10. Member states may charge a fee for granting a compact privilege.

11. Member states must comply with the bylaws and rules and regulations of the Commission.

345.190. 1. To exercise the compact privilege under the terms and provisions of the Compact, the audiologist or speech-language pathologist shall:

(1) Hold an active license in the home state;

(2) Have no encumbrance on any state license;

(3) Be eligible for a compact privilege in any member state in accordance with section 345.185;

(4) Have not had any adverse action against any license or compact privilege within the previous 2 years from date of application;

(5) Notify the Commission that the licensee is seeking the compact privilege within a remote state or states;

(6) Pay any applicable fees, including any state fee, for the compact privilege;

(7) Report to the Commission adverse action taken by any non-member state within 30 days from the date the adverse action is taken.

2. For the purposes of the compact privilege, an audiologist or speech-language pathologist shall only hold one home state license at a time.

3. Except as provided in section 345.200, if an audiologist or speech-language pathologist changes primary state of residence by moving between two-member states, the audiologist or speech-language pathologist must apply for licensure in the new home state, and the license issued by the prior home state shall be deactivated in accordance with applicable rules adopted by the Commission.

4. The audiologist or speech-language pathologist may apply for licensure in advance of a change in primary state of residence.

5. A license shall not be issued by the new home state until the audiologist or speech-language pathologist provides satisfactory evidence of a change in primary state of residence to the new home state and satisfies all applicable requirements to obtain a license from the new home state.

6. If an audiologist or speech-language pathologist changes primary state of residence by moving from a member state to a non-member state, the license issued by the prior home state shall convert to a single-state license, valid only in the former home state.

7. The compact privilege is valid until the expiration date of the home state license. The licensee must comply with the requirements of subsection 1 of this section to maintain the compact privilege in the remote state.

8. A licensee providing audiology or speech-language pathology services in a remote state under the compact privilege shall function within the laws and regulations of the remote state.

9. A licensee providing audiology or speech-language pathology services in a remote state is subject to that state's regulatory authority. A remote state may, in accordance with due process and that state's laws, remove a licensee's compact privilege in the remote state for a specific period of time, impose fines, and/or take any other necessary actions to protect the health and safety of its citizens.

10. If a home state license is encumbered, the licensee shall lose the compact privilege in any remote state until the following occur:

(1) The home state license is no longer encumbered; and

(2) Two years have elapsed from the date of the adverse action.

11. Once an encumbered license in the home state is restored to good standing, the licensee must meet the requirements of subsection 1 of this section to obtain a compact privilege in any remote state.

12. Once the requirements of subsection 10 of this section have been met, the licensee must meet the requirements in subsection 1 of this section to obtain a compact privilege in a remote state.

345.195. Member states shall recognize the right of an audiologist or speech-language pathologist, licensed by a home state in accordance with section 345.185 and under rules promulgated by the Commission, to practice audiology or speech-language pathology in any member state via telehealth under a privilege to practice as provided in the Compact and rules promulgated by the Commission.

345.200. Active duty military personnel, or their spouse, shall designate a home state where the individual has a current license in good standing. The individual may retain the home state designation during the period the service member is on active duty. Subsequent to designating a home state, the individual shall only change their home state through application for licensure in the new state.

345.205. 1. In addition to the other powers conferred by state law, a remote state shall have the authority, in accordance with existing state due process law, to:

(1) Take adverse action against an audiologist's or speech-language pathologist's privilege to practice within that member state.

(2) Issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses as well as the production of evidence. Subpoenas issued by a licensing board in a member state for the attendance and testimony of witnesses or the production of evidence from another member state shall be enforced in the latter state by any court of competent jurisdiction, according to the practice and procedure of that court applicable to subpoenas issued in proceedings pending before it. The issuing authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state in which the witnesses or evidence are located.

(3) Only the home state shall have the power to take adverse action against an audiologist's or speech-language pathologist's license issued by the home state.

2. For purposes of taking adverse action, the home state shall give the same priority and effect to reported conduct received from a member state as it would if the conduct had occurred within the home state. In so doing, the home state shall apply its own state laws to determine appropriate action.

3. The home state shall complete any pending investigations of an audiologist or speech-language pathologist who changes primary state of residence during the course of the investigations. The home state shall also have the authority to take appropriate action or actions and shall promptly report the conclusions of the investigations to the administrator of the data system. The administrator of the coordinated licensure information system shall promptly notify the new home state of any adverse actions.

4. If otherwise permitted by state law, the member state may recover from the affected audiologist or speech-language pathologist the costs of investigations and disposition of cases resulting from any adverse action taken against that audiologist or speech-language pathologist.

5. The member state may take adverse action based on the factual findings of the remote state, provided that the member state follows the member state's own procedures for taking the adverse action.

6. (1) In addition to the authority granted to a member state by its respective audiology or speech-language pathology practice act or other applicable state law, any member state may participate with other member states in joint investigations of licensees.

(2) Member states shall share any investigative, litigation, or compliance materials in furtherance of any joint or individual investigation initiated under the Compact.

7. If adverse action is taken by the home state against an audiologist's or speech language pathologist's license, the audiologist's or speech-language pathologist's privilege to practice in all

other member states shall be deactivated until all encumbrances have been removed from the state license. All home state disciplinary orders that impose adverse action against an audiologist's or speech language pathologist's license shall include a statement that the audiologist's or speech-language pathologist's privilege to practice is deactivated in all member states during the pendency of the order.

8. If a member state takes adverse action, it shall promptly notify the administrator of the data system. The administrator of the data system shall promptly notify the home state of any adverse actions by remote states.

9. Nothing in this Compact shall override a member state's decision that participation in an alternative program may be used in lieu of adverse action.

345.210. 1. The Compact member states hereby create and establish a joint public agency known as the Audiology and Speech-Language Pathology Compact Commission:

(1) The Commission is an instrumentality of the Compact states.

(2) Venue is proper and judicial proceedings by or against the Commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the Commission is located. The Commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this Compact shall be construed to be a waiver of sovereign immunity.

2. (1) Each member state shall have two (2) delegates selected by that member state's licensing board. The delegates shall be current members of the licensing board. One shall be an audiologist and one shall be a speech-language pathologist.

(2) An additional five (5) delegates, who are either a public member or board administrator from a state licensing board, shall be chosen by the Executive Committee from a pool of nominees provided by the Commission at Large.

(3) Any delegate may be removed or suspended from office as provided by the law of the state from which the delegate is appointed.

(4) The member state board shall fill any vacancy occurring on the Commission, within 90 days.

(5) Each delegate shall be entitled to one (1) vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the Commission.

(6) A delegate shall vote in person or by other means as provided in the bylaws. The bylaws may provide for delegates' participation in meetings by telephone or other means of communication.

(7) The Commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

3. The Commission shall have the following powers and duties:

(1) Establish the fiscal year of the Commission;

(2) Establish bylaws;

(3) Establish a Code of Ethics;

(4) Maintain its financial records in accordance with the bylaws;

(5) Meet and take actions as are consistent with the provisions of this Compact and the bylaws;

(6) Promulgate uniform rules to facilitate and coordinate implementation and administration of this Compact. The rules shall have the force and effect of law and shall be binding in all member states;

(7) Bring and prosecute legal proceedings or actions in the name of the Commission, provided that the standing of any state audiology or speech-language pathology licensing board to sue or be sued under applicable law shall not be affected;

(8) Purchase and maintain insurance and bonds;

(9) Borrow, accept, or contract for services of personnel, including, but not limited to, employees of a member state;

(10) Hire employees, elect or appoint officers, fix compensation, define duties, grant individuals appropriate authority to carry out the purposes of the Compact, and to establish the Commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(11) Accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the Commission shall avoid any appearance of impropriety and/or conflict of interest;

(12) Lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the Commission shall avoid any appearance of impropriety;

(13) Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property real, personal, or mixed;

(14) Establish a budget and make expenditures;

(15) Borrow money;

(16) Appoint committees, including standing committees composed of members, and other interested persons as may be designated in this Compact and the bylaws;

(17) Provide and receive information from, and cooperate with, law enforcement agencies;

(18) Establish and elect an Executive Committee; and

(19) Perform other functions as may be necessary or appropriate to achieve the purposes of this Compact consistent with the state regulation of audiology and speech-language pathology licensure and practice.

4. The Executive Committee shall have the power to act on behalf of the Commission according to the terms of this Compact:

(1) The Executive Committee shall be composed of ten (10) members:

(a) Seven (7) voting members who are elected by the Commission from the current membership of the Commission;

(b) Two (2) ex-officios, consisting of one nonvoting member from a recognized national audiology professional association and one nonvoting member from a recognized national speech-language pathology association; and

(c) One (1) ex-officio, nonvoting member from the recognized membership organization of the audiology and speech-language pathology licensing boards.

5. The ex-officio members shall be selected by their respective organizations.

(1) The Commission may remove any member of the Executive Committee as provided in bylaws.

(2) The Executive Committee shall meet at least annually.

(3) The Executive Committee shall have the following duties and responsibilities:

(a) Recommend to the entire Commission changes to the rules or bylaws, changes to this Compact legislation, fees paid by Compact member states such as annual dues, and any commission Compact fee charged to licensees for the compact privilege;

(b) Ensure Compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the Commission;

(e) Monitor Compact compliance of member states and provide compliance reports to the Commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 345.220.

(5) The Commission or the Executive Committee or other committees of the Commission may convene in a closed, non-public meeting if the Commission or Executive Committee or other committees of the Commission must discuss:

(a) Non-compliance of a member state with its obligations under the Compact;

(b) The employment, compensation, discipline or other matters, practices or procedures related to specific employees or other matters related to the Commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation;

(d) Negotiation of contracts for the purchase, lease, or sale of goods, services, or real estate;

(e) Accusing any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information that is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigative records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigative reports prepared by or on behalf of or for use of the Commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to the Compact; or

(j) Matters specifically exempted from disclosure by federal or member state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to this provision, the Commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision.

(7) The Commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release by a majority vote of the Commission or order of a court of competent jurisdiction.

(8) (a) The Commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.

(b) The Commission may accept any and all appropriate revenue sources, donations, and grants of money, equipment, supplies, materials, and services.

(c) The Commission may levy on and collect an annual assessment from each member state or impose fees on other parties to cover the cost of the operations and activities of the Commission and its staff, which must be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the Commission, which shall promulgate a rule binding upon all member states.

(9) The Commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the Commission pledge the credit of any of the member states, except by and with the authority of the member state.

(10) The Commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the Commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the Commission shall be audited yearly by a certified or licensed public accountant, and the report of the audit shall be included in and become part of the annual report of the Commission.

6. (1) The members, officers, executive director, employees and representatives of the Commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; provided that nothing in this subdivision shall be construed to protect any person from suit and/or liability for any damage, loss, injury, or liability caused by the

intentional or willful or wanton misconduct of that person.

(2) The Commission shall defend any member, officer, executive director, employee or representative of the Commission in any civil action seeking to impose liability arising out of any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error, or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The Commission shall indemnify and hold harmless any member, officer, executive director, employee, or representative of the Commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from the intentional or willful or wanton misconduct of that person.

345.215. 1. The Commission shall provide for the development, maintenance, and utilization of a coordinated database and reporting system containing licensure, adverse action, and investigative information on all licensed individuals in member states.

2. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the data system on all individuals to whom this Compact is applicable as required by the rules of the Commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Adverse actions against a license or compact privilege;

(4) Non-confidential information related to alternative program participation;

(5) Any denial of application for licensure, and the reason or reasons for denial; and

(6) Other information that may facilitate the administration of this Compact, as determined by the rules of the Commission.

3. Investigative information pertaining to a licensee in any member state shall only be available to other member states.

4. The Commission shall promptly notify all member states of any adverse action taken against a licensee or an individual applying for a license. Adverse action information pertaining to a licensee in any member state shall be available to any other member state.

5. Member states contributing information to the data system may designate information that may not be shared with the public without the express permission of the contributing state.

6. Any information submitted to the data system that is subsequently required to be expunged by the laws of the member state contributing the information shall be removed from the data system.

345.220. 1. The Commission shall exercise its rulemaking powers pursuant to the criteria set forth in this Section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the member states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the Compact within 4 years of the date of adoption of the rule, the rule shall have no further force and effect in any member state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the Commission.

4. Prior to promulgation and adoption of a final rule or rules by the Commission, and at least thirty (30) days in advance of the meeting at which the rule shall be considered and voted upon, the Commission shall file a Notice of Proposed Rulemaking:

(1) On the website of the Commission or other publicly accessible platform; and

(2) On the website of each member state audiology or speech-language pathology licensing board or other publicly accessible platform or the publication in which each state would otherwise publish proposed rules.

5. The Notice of Proposed Rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule shall be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person; and

(4) The manner in which interested persons may submit notice to the Commission of their intention to attend the public hearing and any written comments.

6. Prior to the adoption of a proposed rule, the Commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The Commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five (25) persons;

(2) A state or federal governmental subdivision or agency; or

(3) An association having at least twenty-five (25) members.

8. If a hearing is held on the proposed rule or amendment, the Commission shall publish the place, time, and date of the scheduled public hearing. If the hearing is held via electronic means, the Commission shall publish the mechanism for access to the electronic hearing.

(1) All persons wishing to be heard at the hearing shall notify the executive director of the Commission or other designated member in writing of their desire to appear and testify at the hearing not less than five (5) business days before the scheduled date of the hearing.

(2) Hearings shall be conducted in a manner providing each person who wishes to comment a fair

and reasonable opportunity to comment orally or in writing.

(3) All hearings shall be recorded. A copy of the recording shall be made available on request.

(4) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the Commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the Commission shall consider all written and oral comments received.

10. If no written notice of intent to attend the public hearing by interested parties is received, the Commission may proceed with promulgation of the proposed rule without a public hearing.

11. The Commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

12. Upon determination that an emergency exists, the Commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the Compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety (90) days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that must be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of Commission or member state funds; or

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule.

13. The Commission or an authorized committee of the Commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the Commission. The revision shall be subject to challenge by any person for a period of thirty (30) days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing and delivered to the chair of the Commission prior to the end of the notice period. If no challenge is made, the revision shall take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the Commission.

345.225. 1. (1) Upon request by a member state, the Commission shall attempt to resolve disputes related to the Compact that arise among member states and between member and non-member states.

(2) The Commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

2. (1) The Commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this Compact.

(2) By majority vote, the Commission may initiate legal action in the United States District Court for the District of Columbia or the federal district where the Commission has its principal offices

against a member state in default to enforce compliance with the provisions of the Compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the Commission. The Commission may pursue any other remedies available under federal or state law.

345.230. 1. The Compact shall come into effect on the date on which the Compact statute is enacted into law in the 10th member state. The provisions, which become effective at that time, shall be limited to the powers granted to the Commission relating to assembly and the promulgation of rules. Thereafter, the Commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the Compact.

2. Any state that joins the Compact subsequent to the Commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the Compact becomes law in that state. Any rule that has been previously adopted by the Commission shall have the full force and effect of law on the day the Compact becomes law in that state.

3. Any member state may withdraw from this Compact by enacting a statute repealing the same.

(1) A member state's withdrawal shall not take effect until six (6) months after enactment of the repealing statute.

(2) Withdrawal shall not affect the continuing requirement of the withdrawing state's audiology or speech-language pathology licensing board to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this Compact shall be construed to invalidate or prevent any audiology or speech-language pathology licensure agreement or other cooperative arrangement between a member state and a non-member state that does not conflict with the provisions of this Compact.

5. This Compact may be amended by the member states. No amendment to this Compact shall become effective and binding upon any member state until it is enacted into the laws of all member states.

345.235. This Compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this Compact shall be severable and if any phrase, clause, sentence or provision of this Compact is declared to be contrary to the constitution of any member state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this Compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this Compact shall be held contrary to the constitution of any member state, the Compact shall remain in full force and effect as to the remaining member states and in full force and effect as to the member state affected as to all severable matters.

345.240. 1. Nothing herein prevents the enforcement of any other law of a member state that is not inconsistent with the Compact.

2. All laws in a member state in conflict with the Compact are superseded to the extent of the conflict.

3. All lawful actions of the Commission, including all rules and bylaws promulgated by the Commission, are binding upon the member states.

4. All agreements between the Commission and the member states are binding in accordance with their terms.

5. In the event any provision of the Compact exceeds the constitutional limits imposed on the legislature of any member state, the provision shall be ineffective to the extent of the conflict with the constitutional provision in question in that member state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 69, Section 335.257, Line 4, by inserting after all of said section and line the following:

"**338.061. 1. This section shall be known and may be cited as the "Tricia Leann Tharp Act".**

2. The board of pharmacy shall recommend that all licensed pharmacists who are employed at a licensed retail or clinical pharmacy obtain two hours of continuing education in suicide awareness and prevention. Any such board-approved continuing education shall count toward the total hours of continuing education hours required by the board for the renewal of a license under subsection 3 of section 338.060.

3. The board of pharmacy shall develop guidelines suitable for training materials that may be used by accredited schools of pharmacy and other organizations and courses approved by the Accreditation Council for Pharmacy Education; except that, schools of pharmacy may approve materials to be used in providing training for faculty and other employees.

4. The board of pharmacy may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 5, Section 135.690, Line 108, by inserting after all of said section and line:

"**135.1140. 1. As used in this section, the following terms mean:**

(1) "Dentist", any person currently licensed to practice dentistry under chapter 332;

(2) "Primary care physician", a physician licensed and registered under chapter 334 engaged in general or family practice;

(3) "Qualified amount", for any qualified taxpayer in a given tax year, fifteen thousand dollars;

(4) "Qualified taxpayer", any individual subject to the state income tax imposed under chapter 143, excluding the withholding tax imposed under sections 143.191 to 143.265, who is a primary care physician or dentist that practices and resides in a rural county;

(5) "Rural county", a county in Missouri with fewer than thirty-five thousand inhabitants;

(6) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2023, a qualified taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to the taxpayer's qualified amount.

3. The cumulative amount of tax credits allowed to all taxpayers under this section shall not exceed three million dollars per tax year. If the amount of tax credits claimed in a tax year under this section exceeds three million dollars, tax credits shall be apportioned among all eligible tax payers.

4. No tax credit claimed under this section shall be assigned, transferred, sold, or otherwise conveyed. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall not be refundable but may be carried forward to any of the five subsequent tax years.

5. The department of revenue shall promulgate all necessary rules and regulations for the administration of this section including, but not limited to, rules relating to the verification of a taxpayer's qualified amount. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such provisions of this section are reauthorized, such provisions shall automatically sunset twelve years after the effective date of their reauthorization; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the provisions of this section are sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 42, Section 197.258, Line 23, by inserting after all of said section and line the following:

"197.400. As used in sections 197.400 to 197.475, unless the context otherwise requires, the following terms mean:

(1) "Council", the home health services advisory council created by sections 197.400 to 197.475;

(2) "Department", the department of health and senior services;

(3) "Home health agency", a public agency or private organization or a subdivision or subunit of an agency or organization that provides two or more home health services at the residence of a patient according to a **[**physician's**]** written **[**and signed**]** plan of treatment **signed by a physician, nurse practitioner, clinical nurse specialist, or physician assistant**;

(4) "Home health services", any of the following items and services provided at the residence of the patient on a part-time or intermittent basis: nursing, physical therapy, speech therapy, occupational therapy, home health aid, or medical social service;

(5) **"Nurse practitioner, clinical nurse specialist", a person recognized by the state board of nursing pursuant to the provisions of chapter 335 to practice in this state as a nurse practitioner or clinical nurse specialist;**

(6) "Part-time or intermittent basis", the providing of home health services in an interrupted interval sequence on the average of not to exceed three hours in any twenty-four-hour period;

[(6)**] (7)** "Patient's residence", the actual place of residence of the person receiving home health services, including institutional residences as well as individual dwelling units;

[(7)**] (8)** "Physician", a person licensed by the state board of registration for the healing arts pursuant to the provisions of chapter 334 to practice in this state as a physician and surgeon;

(9) "Physician assistant", a person licensed by the state board of registration for the healing arts pursuant to the provisions of chapter 334 to practice in this state as a physician assistant;

[(8)**] (10)** "Plan of treatment", a plan reviewed and signed as often as **[**medically**]** necessary by a physician **[**or**],** podiatrist, **nurse practitioner, clinical nurse specialist, or a physician assistant,** not to exceed sixty days in duration, **and reviewed by a physician at least once every six months,** prescribing items and services for an individual patient's condition;

[(9)**] (11)** "Podiatrist", a person licensed by the state board of podiatry pursuant to the provisions of chapter 330 to practice in this state as a podiatrist;

[(10)**] (12)** "Subunit" or "subdivision", any organizational unit of a larger organization which can be clearly defined as a separate entity within the larger structure, which can meet all of the requirements of sections 197.400 to 197.475 independent of the larger organization, which can be held accountable for the care of patients it is serving, and which provides to all patients care and services meeting the standards and requirements of sections 197.400 to 197.475."; and

Further amend said bill, Page 43, Section 197.415, Line 28, by inserting after all of said section and line the following:

"197.445. 1. The department may adopt reasonable rules and standards necessary to carry out the provisions of sections 197.400 to 197.477. The rules and standards adopted shall not be less than the standards established by the federal government for home health agencies under Title XVIII of the Federal Social Security Act. The reasonable rules and standards shall be initially promulgated within one year of September 28, 1983.

2. The rules and standards adopted by the department pursuant to the provisions of sections 197.400 to 197.477 shall apply to all health services covered by sections 197.400 to 197.477 rendered to any patient being served by a home health agency regardless of source of payment for the service, patient's condition, or place of residence, at which the home health services are ordered by the physician **[**or**],** podiatrist**, nurse practitioner, clinical nurse specialist, or physician assistant**. No rule or portion of a rule promulgated pursuant to the authority of sections 197.400 to 197.477 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 69, Section 335.257, Line 4, by inserting after said section and line the following:

"376.1575. As used in sections 376.1575 to 376.1580, the following terms shall mean:

(1) "Completed application", a practitioner's application to a health carrier that seeks the health carrier's authorization for the practitioner to provide patient care services as a member of the health carrier's network and does not omit any information which is clearly required by the application form and the accompanying instructions;

(2) "Credentialing", a health carrier's process of assessing and validating the qualifications of a practitioner to provide patient care services and act as a member of the health carrier's provider network;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350**. The term "health carrier" shall also include any entity described in subdivision (4) of section 354.700**;

(4) "Practitioner":

(a) A physician or physician assistant eligible to provide treatment services under chapter 334;

(b) A pharmacist eligible to provide services under chapter 338;

(c) A dentist eligible to provide services under chapter 332;

(d) A chiropractor eligible to provide services under chapter 331;

(e) An optometrist eligible to provide services under chapter 336;

(f) A podiatrist eligible to provide services under chapter 330;

(g) A psychologist or licensed clinical social worker eligible to provide services under chapter 337; or

(h) An advanced practice nurse eligible to provide services under chapter 335."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 10, Section 191.116, Line 64, by inserting after all of said section and line the following:

"**191.240. 1. For purposes of this section, the following terms mean:**

(1) "Health care provider", the same meaning given to the term in section 191.900;

(2) "Patient examination", a prostate, anal, or pelvic examination.

2. A health care provider, or any student or trainee under the supervision of a health care provider, shall not knowingly perform a patient examination upon an anesthetized or unconscious patient in a health care facility unless:

(1) The patient or a person authorized to make health care decisions for the patient has given specific informed consent to the patient examination;

(2) The patient examination is necessary for diagnostic or treatment purposes; or

(3) The collection of evidence through a forensic examination, as defined under subsection 8 of section 595.220, for a suspected sexual assault on the anesthetized or unconscious patient is necessary because the evidence will be lost or the patient is unable to give informed consent due to a medical condition.

3. A health care provider shall notify a patient of any patient examination performed under subsection 2 of this section.

4. A health care provider who violates the provisions of this section, or who supervises a student or trainee who violates the provisions of this section, shall be subject to discipline by any licensing board that licenses the health care provider."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 69, Section 335.257, Line 4, by inserting after all of said section and line the following:

"407.925. As used in sections **[**407.925**]** **407.924** to 407.934, the following terms mean:

(1) "Alternative nicotine product", any noncombustible product containing nicotine that is intended for human consumption, whether chewed, absorbed, dissolved, or ingested by any other means. Alternative nicotine product does not include any vapor product, tobacco product or any product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Food, Drug, and Cosmetic Act;

(2) **[**"Center of youth activities", any playground, school or other facility, when such facility is being used primarily by persons under the age of eighteen for recreational, educational or other purposes;

(3)**]** "Distribute", a conveyance to the public by sale, barter, gift or sample;

[(4)**]** **(3)** "Minor", a person under **[**the age of eighteen**]** **twenty-one years of age**;

[(5)**]** **(4)** "Municipality", the city, village or town within which tobacco products, alternative nicotine products or vapor products are sold or distributed or, in the case of tobacco products, alternative nicotine products or vapor products that are not sold or distributed within a city, village or town, the county in which they are sold or distributed;

[(6)**]** **(5)** "Person", an individual, partnership, copartnership, firm, company, public or private corporation, association, joint stock company, trust, estate, political subdivision or any agency, board, department or bureau of the state or federal government, or any other legal entity which is recognized by

law as the subject of rights and duties;

[(7)**] (6)** "Proof of age", a driver's license or other generally accepted means of identification that contains a picture of the individual and appears on its face to be valid;

[(8)**] (7)** "Rolling papers", paper designed, manufactured, marketed, or sold for use primarily as a wrapping or enclosure for tobacco, which enables a person to roll loose tobacco into a smokable cigarette;

[(9)**] (8)** "Sample", a tobacco product, alternative nicotine product, or vapor product distributed to members of the general public at no cost or at nominal cost for product promotional purposes;

[(10)**] (9)** "Sampling", the distribution to members of the general public of tobacco product, alternative nicotine product or vapor product samples;

[(11)**] (10)** "Tobacco products", any substance containing tobacco leaf, including, but not limited to, cigarettes, cigars, pipe tobacco, snuff, chewing tobacco, or dipping tobacco but does not include alternative nicotine products, or vapor products;

[(12)**] (11)** "Vapor product", any noncombustible product containing nicotine that employs a heating element, power source, electronic circuit, or other electronic, chemical or mechanical means, regardless of shape or size, that can be used to produce vapor from nicotine in a solution or other form. Vapor product includes any electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device and any vapor cartridge or other container of nicotine in a solution or other form that is intended to be used with or in an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device. Vapor product does not include any alternative nicotine product or tobacco product;

[(13)**] (12)** "Vending machine", any mechanical electric or electronic**[**,**]** self-service device **[**which**] that**, upon insertion of money, tokens or any other form of payment, dispenses tobacco products, alternative nicotine products, or vapor products.

407.926. 1. Any person or entity who sells tobacco products, alternative nicotine products, or vapor products shall deny the sale of such tobacco products to **[**any person who is less than eighteen years of age**] minors**.

2. Any person or entity who sells or distributes tobacco products, alternative nicotine products, or vapor products by mail or through the internet in this state in violation of subsection 1 of this section shall be assessed a fine of two hundred fifty dollars for the first violation and five hundred dollars for each subsequent violation.

3. Alternative nicotine products and vapor products shall **[**only**] not** be sold to **[**persons eighteen years of age or older**] minors**, shall be subject to local and state sales tax, but shall not be otherwise taxed or regulated as tobacco products.

4. (1) Any nicotine liquid container that is sold at retail in this state shall satisfy the child-resistant effectiveness standards set forth in 16 CFR 1700.15(b) as in effect on August 28, 2015, when tested in accordance with the method described in 16 CFR 1700.20 as in effect on August 28, 2015.

(2) For the purposes of this subsection, "nicotine liquid container" shall mean a bottle or other container of liquid or other substance containing nicotine if the liquid or substance is sold, marketed, or intended for use in a vapor product. A "nicotine liquid container" shall not include a liquid or other substance containing nicotine in a cartridge that is sold, marketed, or intended for use in a vapor product, provided that such

cartridge is prefilled and sealed by the manufacturer and not intended to be opened by the consumer.

(3) Any person who engages in retail sales of liquid nicotine containers in this state in violation of this subsection shall be assessed a fine of two hundred fifty dollars for the first violation and five hundred dollars for each subsequent violation.

(4) The department of health and senior services may adopt rules necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2015, shall be invalid and void.

(5) The provisions of this subsection and any rules adopted hereunder shall be null, void, and of no force and effect upon the effective date of the final regulations issued by the federal Food and Drug Administration or from any other federal agency if such regulations mandate child-resistant effectiveness standards for nicotine liquid containers.

407.927. The owner of an establishment at which tobacco products, alternative nicotine products, vapor products, or rolling papers are sold at retail or through vending machines shall cause to be prominently displayed in a conspicuous place at every display from which tobacco products, alternative nicotine products, or vapor products are sold and on every vending machine where tobacco products are purchased a sign that shall:

(1) Contain in red lettering at least one-half inch high on a white background the following: "It is a violation of state law for cigarettes, other tobacco products, alternative nicotine products, or vapor products to be sold or otherwise provided to any person under **[**the age of eighteen**] twenty-one years of age** or for such person to purchase, attempt to purchase or possess cigarettes, other tobacco products, alternative nicotine products or vapor products."; and

(2) Include a depiction of a pack of cigarettes at least two inches high defaced by a red diagonal diameter of a surrounding red circle, and the words "Under **[**18**] 21**".

407.929. 1. A person or entity selling tobacco products, alternative nicotine products, or vapor products or rolling papers or distributing tobacco product, alternative nicotine product, or vapor product samples shall require proof of age from a prospective purchaser or recipient if an ordinary person would conclude on the basis of appearance that such prospective purchaser or recipient may be **[**under the age of eighteen**] a minor**.

2. The operator's or chauffeur's license issued pursuant to the provisions of section 302.177, or the operator's or chauffeur's license issued pursuant to the laws of any state or possession of the United States to residents of those states or possessions, or an identification card as provided for in section 302.181, or the identification card issued by any uniformed service of the United States, or a valid passport shall be presented by the holder thereof upon request of any agent of the division of liquor control or any owner or employee of an establishment that sells tobacco, alternative nicotine products, or vapor products, for the purpose of aiding the registrant, agent or employee to determine whether or not the person is **[**at least eighteen years of age**] a minor** when such person desires to purchase or possess tobacco products, alternative nicotine products, or vapor products procured from a registrant. Upon such presentation, the

owner or employee of the establishment shall compare the photograph and physical characteristics noted on the license, identification card or passport with the physical characteristics of the person presenting the license, identification card or passport.

3. Any person who shall, without authorization from the department of revenue, reproduce, alter, modify or misrepresent any chauffeur's license, motor vehicle operator's license or identification card shall be deemed guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than one thousand dollars, and confinement for not more than one year, or by both such fine and imprisonment.

4. Reasonable reliance on proof of age or on the appearance of the purchaser or recipient shall be a defense to any action for a violation of subsections 1, 2 and 3 of section 407.931. No person shall be liable for more than one violation of subsections 2 and 3 of section 407.931 on any single day.

407.931. 1. It shall be unlawful for any person to sell, provide or distribute tobacco products, alternative nicotine products, or vapor products to **[**persons under eighteen years of age**]** **a minor**.

2. All vending machines that dispense tobacco products, alternative nicotine products, or vapor products shall be located within the unobstructed line of sight and under the direct supervision of an adult responsible for preventing **[**persons less than eighteen years of age**]** **minors** from purchasing any tobacco product, alternative nicotine product, or vapor product from such machine or shall be equipped with a lock-out device to prevent the machines from being operated until the person responsible for monitoring sales from the machines disables the lock. Such locking device shall be of a design that prevents it from being left in an unlocked condition and which will allow only a single sale when activated. A locking device shall not be required on machines that are located in areas where **[**persons less than eighteen years of age**]** **minors** are not permitted or prohibited by law. An owner of an establishment whose vending machine is not in compliance with the provisions of this subsection shall be subject to the penalties contained in subsection 5 of this section. A determination of noncompliance may be made by a local law enforcement agency or the division of liquor control. Nothing in this section shall apply to a vending machine if located in a factory, private club or other location not generally accessible to the general public.

3. No person or entity shall sell, provide or distribute any tobacco product, alternative nicotine product, or vapor product or rolling papers to any minor, or sell any individual cigarettes to any person in this state. This subsection shall not apply to the distribution by family members on property that is not open to the public.

4. Any person including, but not limited to, a sales clerk, owner or operator who violates subsection 1, 2 or 3 of this section or section 407.927 shall be penalized as follows:

(1) For the first offense, twenty-five dollars;

(2) For the second offense, one hundred dollars;

(3) For a third and subsequent offense, two hundred fifty dollars.

5. Any owner of the establishment where tobacco products, alternative nicotine products, or vapor products are available for sale who violates subsection 3 of this section, in addition to the penalties established in subsection 4 of this section, shall be penalized in the following manner:

(1) For the first violation per location within two years, a reprimand shall be issued by the division of liquor control;

(2) For the second violation per location within two years, the division of liquor control shall issue a citation prohibiting the outlet from selling tobacco products, alternative nicotine products, or vapor products for a twenty-four-hour period;

(3) For the third violation per location within two years, the division of liquor control shall issue a citation prohibiting the outlet from selling tobacco products, alternative nicotine products, or vapor products for a forty-eight-hour period;

(4) For the fourth and any subsequent violations per location within two years, the division of liquor control shall issue a citation prohibiting the outlet from selling tobacco products for a five-day period.

6. Any owner of the establishment where tobacco products are available for sale who violates subsection 3 of this section shall not be penalized pursuant to this section if such person documents the following:

(1) An in-house or other tobacco compliance employee training program was in place to provide the employee with information on the state and federal regulations regarding sales of tobacco products, alternative nicotine products, or vapor products to minors. Such training program must be attended by all employees who sell tobacco products, alternative nicotine products, or vapor products to the general public;

(2) A signed statement by the employee stating that the employee has been trained and understands the state laws and federal regulations regarding the sale of tobacco products, alternative nicotine products, or vapor products to minors; and

(3) Such in-house or other tobacco compliance training meets the minimum training criteria, which shall not exceed a total of ninety minutes in length, established by the division of liquor control.

7. The exemption in subsection 6 of this section shall not apply to any person who is considered the general owner or operator of the outlet where tobacco products, alternative nicotine products, or vapor products are available for sale if:

(1) Four or more violations per location of subsection 3 of this section occur within a one-year period; or

(2) Such person knowingly violates or knowingly allows his or her employees to violate subsection 3 of this section.

8. If a sale is made by an employee of the owner of an establishment in violation of sections 407.925 to 407.934, the employee shall be guilty of an offense established in subsections 1, 2 and 3 of this section. If a vending machine is in violation of section 407.927, the owner of the establishment shall be guilty of an offense established in subsections 3 and 4 of this section. If a sample is distributed by an employee of a company conducting the sampling, such employee shall be guilty of an offense established in subsections 3 and 4 of this section.

9. A person cited for selling, providing or distributing any tobacco product, alternative nicotine product, or vapor product to **[**any individual less than eighteen years of age**] a minor** in violation of subsection 1, 2 or 3 of this section shall conclusively be presumed to have reasonably relied on proof of age of the purchaser or recipient, and such person shall not be found guilty of such violation if such person raises and proves as an affirmative defense that such individual presented a driver's license or other government-issued photo identification purporting to establish that such individual was **[**eighteen years of age or older**] not a minor**.

10. Any person adversely affected by this section may file an appeal with the administrative hearing commission which shall be adjudicated pursuant to the procedures established in chapter 621.

407.933. 1. No **[**person less than eighteen years of age**]** **minor** shall purchase, attempt to purchase or possess cigarettes, other tobacco products, alternative nicotine products, or vapor products unless such person is an employee of a seller of cigarettes, tobacco products, alternative nicotine products, or vapor products and is in such possession to effect a sale in the course of employment, or an employee of the division of liquor control for enforcement purposes pursuant to subsection 5 of section 407.934.

2. **[**Any person less than eighteen years of age**]** **No minor** shall **[**not**]** misrepresent his or her age to purchase cigarettes, tobacco products, alternative nicotine products, or vapor products.

3. Any person who violates the provisions of this section shall be penalized as follows:

(1) For the first violation, the person is guilty of an infraction and shall have any cigarettes, tobacco products, alternative nicotine products, or vapor products confiscated;

(2) For a second violation and any subsequent violations, the person is guilty of an infraction, shall have any cigarettes, tobacco products, alternative nicotine products, or vapor products confiscated and shall complete a tobacco education or smoking cessation program, if available.

407.934. 1. No person shall sell cigarettes, tobacco products, alternative nicotine products, or vapor products unless the person has a retail sales tax license.

2. The department of revenue shall permit persons to designate through the internet or by including a place on all sales tax license applications for the applicant to designate himself or herself as a seller of tobacco products, alternative nicotine products, or vapor products and to provide a list of all locations where the applicant sells such products.

3. On or before July first of each year, the department of revenue shall make available to the division of liquor control and the department of mental health a complete list of every establishment which sells cigarettes, other tobacco products, alternative nicotine products, or vapor products in this state.

4. The division of liquor control shall have the authority to inspect stores and tobacco outlets for compliance with all laws related to access of tobacco products, alternative nicotine products, or vapor products to minors. The division may employ a **[**person seventeen years of age**]** **minor**, with parental consent **if the minor is under eighteen years of age**, to attempt to purchase tobacco for the purpose of inspection or enforcement of tobacco laws.

5. The supervisor of the division of liquor control shall not use minors to enforce the provisions of this chapter unless the supervisor promulgates rules that establish standards for the use of minors. The supervisor shall establish mandatory guidelines for the use of minors in investigations by a state, county, municipal or other local law enforcement authority which shall be followed by such authority and which shall, at a minimum, provide for the following:

(1) The minor shall be seventeen years of age **or older**;

(2) The minor shall have a youthful appearance, and the minor, if a male, shall not have facial hair or a receding hairline and if a female, shall not wear excessive makeup or excessive jewelry;

(3) The state, county, municipal or other local law enforcement agency shall obtain the consent of the minor's parent or legal guardian**, if necessary,** before the use of such minor on a form approved by the

supervisor;

(4) The state, county, municipal or other local law enforcement agency shall make a photocopy of the minor's valid identification showing the minor's correct date of birth;

(5) Any attempt by such minor to purchase tobacco products, alternative nicotine products, or vapor products shall be videotaped or audiotaped with equipment sufficient to record all statements made by the minor and the seller of the tobacco product;

(6) The minor shall carry his or her own identification showing the minor's correct date of birth and shall, upon request, produce such identification to the seller of the tobacco product, alternative nicotine product, or vapor product;

(7) The minor shall answer truthfully any questions about his or her age and shall not remain silent when asked questions regarding his or her age;

(8) The minor shall not lie to the seller of the tobacco product, alternative nicotine product, or vapor product to induce a sale of tobacco products;

(9) The minor shall not be employed by the state, county, municipal or other local law enforcement agency on an incentive or quota basis;

(10) The state, county, municipal or other local law enforcement agency shall, within forty-eight hours, contact or take all reasonable steps to contact the owner or manager of the establishment if a violation occurs;

(11) The state, county, municipal or other local law enforcement agency shall maintain records of each visit to an establishment where a minor is used by the state, county, municipal or other local law enforcement agency for a period of at least one year following the incident, regardless of whether a violation occurs at each visit, and such records shall, at a minimum, include the following information:

(a) The signed consent form of the minor's parent or legal guardian**, if necessary**;

(b) A Polaroid photograph of the minor;

(c) A photocopy of the minor's valid identification, showing the minor's correct date of birth;

(d) An information sheet completed by the minor on a form approved by the supervisor; and

(e) The name of each establishment visited by the minor, and the date and time of each visit.

6. If the state, county, municipal or other local law enforcement authority uses minors in investigations or in enforcing or determining violations of this chapter or any local ordinance and does not comply with the mandatory guidelines established by the supervisor of liquor control in subsection 5 of this section, the supervisor of liquor control shall not take any disciplinary action against the establishment or seller pursuant to this chapter based on an alleged violation discovered when using a minor and shall not cooperate in any way with the state, county, municipal or other local law enforcement authority in prosecuting any alleged violation discovered when using a minor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 57, Section 198.644, Lines 43-

49, by deleting said lines and inserting in lieu thereof the following:

"**(10) Indemnify and hold harmless a health care facility for any damages, sanctions, or civil monetary penalties that are proximately caused by an action or failure to act of any health care personnel the agency provides to the health care facility; provided that the amount for which the supplemental health care services agency may be liable to a health care facility for civil monetary penalties and sanctions shall not exceed one hundred thousand dollars for civil monetary penalties and sanctions that can be assessed against skilled nursing facilities by the United States Department of Health and Human Services or the Centers for Medicare and Medicaid Services. If the damages, sanctions, or civil monetary penalties are proximately caused by the negligence, action, or failure to act by the health care facility, then liability shall be determined by a percentage of fault and shall be the sole responsibility of the party against whom such determination is made. Such determinations shall be made by the agreement of the parties or a neutral third party who considers all of the relevant factors in making a determination.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 14

Amend House Amendment No. 14 to House Committee Substitute No. 2 for Senate Bill No. 710, Page 1, Line 7, by inserting after said line the following:

"Further amend said bill, Page 73, Section 660.010, Line 46, by inserting after all of said section and line the following:

"Section 1. April 11 through April 17 of each year is hereby designated as "Black Maternal Health Week". The citizens of this state are encouraged to engage in appropriate events and activities to commemorate black maternal health.

Section 2. The month of April of each year is hereby designated as "Minority Health Month". The citizens of this state are encouraged to engage in appropriate events and activities to commemorate minority health month."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 2, Section 9.236, Line 7, by inserting after all of the said section and line the following:

"**9.351. The sixteenth of April each year is hereby designated as "Missouri Donate Life Day" in the state of Missouri. The citizens of this state are encouraged to participate in appropriate activities and events to increase public awareness of the need for organ donation and organ donors.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 15

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 69, Section 335.257, Line 4, by inserting after all of said section and line the following:

"**376.414. 1. For purposes of this section, the following terms mean:**

(1) "340B drug", a drug that is:

(a) A covered outpatient drug as defined in Section 340B of the Public Health Service Act, 42 U.S.C. Section 256b, enacted by Section 602 of the Veterans Health Care Act of 1992, Pub. L. 102-585; and

(b) Purchased under an agreement entered into under 42 U.S.C. Section 256b;

(2) "Covered entity", the same meaning given to the term in Section 340B(a)(4) of the Public Health Service Act, 42 U.S.C. Section 256b(a)(4);

(3) "Health carrier", the same meaning given to the term in section 376.1350;

(4) "Pharmacy benefits manager", the same meaning given to the term in section 376.388;

(5) "Specified pharmacy", a pharmacy licensed under chapter 338 with which a covered entity has contracted to dispense 340B drugs on behalf of the covered entity regardless of whether the 340B drugs are distributed in person or through the mail.

2. A health carrier or pharmacy benefits manager shall not discriminate against a covered entity or a specified pharmacy by doing any of the following:

(1) Reimbursing a covered entity or specified pharmacy for a quantity of a 340B drug in an amount less than such health carrier or pharmacy benefits manager would pay to any other similarly situated pharmacy that is not a covered entity or a specified pharmacy for such quantity of such drug on the basis that the entity or pharmacy is a covered entity or specified pharmacy or that the entity or pharmacy dispenses 340B drugs;

(2) Imposing any terms or conditions on covered entities or specified pharmacies that differ from such terms or conditions applied to other similarly situated pharmacies that are not covered entities or specified pharmacies on the basis that the entity or pharmacy is a covered entity or specified pharmacy or that the entity or pharmacy dispenses 340B drugs including, but not limited to, terms or conditions with respect to any of the following:

(a) Fees, chargebacks, clawbacks, adjustments, or other assessments;

(b) Professional dispensing fees;

(c) Restrictions or requirements regarding participation in standard or preferred pharmacy networks;

(d) Requirements relating to the frequency or scope of audits or to inventory management systems using generally accepted accounting principles; and

(e) Any other restrictions, conditions, practices, or policies that, as specified by the director of the department of commerce and insurance, interfere with the ability of a covered entity to maximize the value of discounts provided under 42 U.S.C. Section 256b;

(3) Interfering with an individual's choice to receive a 340B drug from a covered entity or specified pharmacy, whether in person or via direct delivery, mail, or other form of shipment; or

(4) Refusing to contract with a covered entity or specified pharmacy for reasons other than those that apply equally to entities or pharmacies that are not covered entities or specified pharmacies, or

on the basis that:

(a) The entity or pharmacy is a covered entity or a specified pharmacy; or

(b) The entity or pharmacy is described in any of subparagraphs (A) to (O) of 42 U.S.C. Section 256b(a)(4).

3. The director of the department of commerce and insurance shall impose a civil penalty on any pharmacy benefits manager that violates the requirements of this section. Such penalty shall not exceed five thousand dollars per violation per day.

4. The director of the department of commerce and insurance shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 16

Amend House Amendment No. 16 to House Committee Substitute No. 2 for Senate Bill No. 710, Page 3, Lines 19-20, by deleting all of said lines and renumbering subsequent subdivisions accordingly; and

Further amend said amendment Page 4, Lines 1-2, by deleting all of said lines and renumbering subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 16

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 2, Section 9.236, Line 7, by inserting after all of said section and line the following:

"67.265. 1. For purposes of this section, the [term "order" shall] **following terms** mean**:**

(1) "Local elected governing body", the board of aldermen, city council, county commission, or other like body of officials elected to represent an entire city or county. "Local elected governing body" shall not include any inferior body whose duties are limited to a specific area of responsibility or expertise within the city or county including, but not limited to, a local health authority;

(2) "Order", a public health order, ordinance, rule, or regulation issued by a political subdivision[, including by a health officer, local public health agency, public health authority, or the political subdivision's executive, as such term is defined in section 67.750,] in response to an actual or perceived threat to public health for the purpose of preventing the spread of a contagious disease**;**

(3) "Prohibited order", any order that has been terminated under subsection 3 or expired under subsection 2 of this section;

(4) "Statewide pandemic", an outbreak of a particularly dangerous disease affecting a high proportion of the population, appearing in three or more counties.

2. Notwithstanding any other provision of law to the contrary**, all orders shall be approved by a vote of the local elected governing body of the city or county, shall be issued by the same, and shall be subject to the following**:

(1) Any order issued during and related to an emergency declared pursuant to chapter 44 that directly or indirectly closes, partially closes, or places restrictions on the opening of or access to any one or more business organizations, churches, schools, or other places of public or private gathering or assembly, including any order, ordinance, rule, or regulation of general applicability [or] that prohibits or otherwise limits attendance at any public or private gatherings, **or requires the wearing of face coverings,** [shall not remain in effect for longer than thirty calendar days in a one hundred eighty-day-period, including the cumulative duration of similar orders issued concurrently, consecutively, or successively, and] shall automatically expire at the end of [the] thirty days or as specified in the order, whichever is shorter, unless so authorized by a simple majority vote of the [political subdivision's] **local elected** governing body to extend such order or approve a similar order **prior to the expiration or termination of the original order**; provided that such extension or approval of similar orders shall not [exceed thirty calendar days in duration and any order may be extended more than once] **extend beyond sixty days from the effective date of the original order passed pursuant to this subdivision**; [and]

(2) Any order of general applicability issued at a time other than an emergency declared pursuant to chapter 44 that directly or indirectly closes**, partially closes, or places restrictions on the opening of or access to any one or more business organizations,** an entire classification of business organizations, churches, schools, or other places of public or private gathering or assembly**, including any order, ordinance, rule, or regulation of general applicability that prohibits or otherwise limits attendance at any public or private gatherings, or requires the wearing of face coverings,** shall [not remain in effect for longer than twenty-one calendar days in a one hundred eighty-day-period, including the cumulative duration of similar orders issued concurrently, consecutively, or successively, and shall] automatically expire at the end of [the twenty-one] **twenty** days or as specified in the order, whichever is shorter, unless so authorized by a two-thirds majority vote of the [political subdivision's] **local elected** governing body to extend such order or approve a similar order **prior to the expiration or termination of the original order** ; provided that such extension or approval of similar orders [may be extended more than once] **shall not extend beyond sixty days from the effective date of the original order passed pursuant to this subdivision; and**

(3) Upon the expiration of sixty days as set forth in subdivision (1) or (2) of this subsection, only the director of the department of health and senior services shall be authorized to issue or extend any further order relating to the actual or perceived threat to public health or safety that gave rise to the order authorized by the local elected governing body or to terminate the same.

[2.] **3.** The [governing bodies of the political subdivisions] **local elected governing body** issuing orders under this section shall at all times have the authority to terminate [an order] **local orders** issued or extended under this section upon a simple majority vote of the body.

[3.] **4.** In the case of local public health agencies created through an agreement by multiple counties under chapter 70, all of the participating counties' **local elected** governing bodies shall be required to approve or terminate orders in accordance with the provisions of this section.

[4.] **5.** Prior to or concurrent with the issuance or extension of any order under subdivisions (1) and (2) of subsection [1] **2** of this section, the health officer, local public health agency, public health authority, or executive shall provide a report to the **local elected** governing body containing information supporting the need for such order **and may submit a draft order, which shall not have any legal effect until it is approved by a vote of the local elected governing body taken in a session that is open to the public. Such report shall include specific studies or other evidence relied upon in the creation of the order, along with an explanation of the legal authority upon which the order is based. Such report shall also include a summary of the general nature and extent of the comments submitted in support of or opposition to the proposed order and a concise summary of the testimony presented at all hearings in which the order was discussed. In addition, the report shall contain a summary of the findings regarding the merits of any such testimony or comments submitted by members of the public who are opposed, in whole or in part, to the proposed order**.

[5.] **6.** No [political subdivision] **local elected governing body** of this state shall make or modify any orders that have the effect, directly or indirectly, of a prohibited order under this section.

[6.] **7.** No **directive,** rule**,** or regulation issued by the department of health and senior services shall authorize a local health official, health officer, local public health agency, or public health authority to create or enforce any order, ordinance, rule, or regulation described in section 192.300 or this section that is inconsistent with the provisions of this section.

8. (1) No local elected governing body shall issue or authorize any order relating to a statewide pandemic pursuant to this section unless the governor has, by executive order pursuant to an emergency declared under chapter 44, directed the director of the department of health and senior services to authorize, by written directive containing sufficiently specific criteria, local elected governing bodies to issue or approve such order; except that, no such local order shall be more expansive than the written directive issued by the department and shall be subject to review and alteration by the director.

(2) Not less than thirty days after the issuance of a written directive by the director of the department, as provided in this subsection, the department shall replace such directive with an emergency rule promulgated as set forth in chapter 536.

(3) Any order issued by a local elected governing body that is not in compliance with this subsection shall be void ab initio.

(4) Any order issued by a local elected governing body shall be subject to the time limitations set forth in subsection 2 of this section.

9. Except as provided in subsection 11 of this section, the existence of a statewide pandemic may be declared by the governor or the director of the department of health and senior services. During a statewide pandemic, only the director shall have the authority to close a public or private school or other place of public or private assembly or to reduce, alter, suspend, or otherwise restrict the operations or hours thereof. The director shall consult with the local health authorities prior to any closing.

10. (1) Any person aggrieved by the actions of a political subdivision, including its local elected governing body, its officers, employees, or agents, in violation of this section shall have a civil claim for damages against such political subdivision for:

(a) Injunctive relief;

(b) Treble compensatory damages;

(c) Punitive damages;

(d) Costs of litigation including, but not limited to, court costs and expert witness fees; and

(e) Reasonable attorneys fees.

(2) Neither sovereign immunity nor official immunity shall be a defense in any such civil action.

(3) Venue for any civil action filed pursuant to this section shall, at the election of the aggrieved party, be in the county within which the aggrieved party resides, in the county within which the alleged harm occurred, or Cole County.

(4) In any civil action filed by a person with standing or by the attorney general under this section, upon a showing that a material fact is in dispute, the political subdivision shall bear the burden of showing, by clear and convincing evidence, that its order was necessary to prevent the actual or anticipated harm and that no less restrictive means to prevent such actual or anticipated harm were available.

11. The general assembly may, by the passage of a concurrent resolution, declare the existence of a statewide pandemic. Such resolution shall not extend the declaration of a statewide pandemic for more than thirty days beyond the convening of the next regular session of the general assembly but may by its own provisions specify the expiration date of the declaration prior to that time. The general assembly may approve subsequent declarations in like manner and subject to the same limitations.

67.308. **1.** No county, city, town or village in this state receiving public funds shall require documentation of an individual having received a vaccination against COVID-19 in order for the individual to access transportation systems or services or any other public accommodations.

2. No private person, business, corporation, organization, or other nongovernment entity shall be required to assist in any manner in the enforcement of any order issued pursuant to section 67.265, nor shall such person or entity suffer any adverse action including, but not limited to, a fine, loss of a business license, closure, or citation for any such refusal to assist.

3. (1) Any person aggrieved by the actions of a political subdivision or any public official under this section shall have a civil claim for damages against such political subdivision or public official for:

(a) Injunctive relief;

(b) Treble compensatory damages;

(c) Punitive damages;

(d) Costs of litigation including, but not limited to, court costs and expert witness fees; and

(e) Reasonable attorneys fees.

(2) Neither sovereign immunity nor official immunity shall be a defense in any such civil action.

(3) Venue for any civil action filed pursuant to this section or section 67.265 shall, at the election

of the aggrieved party, be the county in which the aggrieved party resides, the county where the alleged harm occurred or Cole County.

(4) In any civil action filed by a person with standing or by the attorney general under this section, upon a showing that a material fact is in dispute, the political subdivision shall bear the burden of showing, by clear and convincing evidence, that its order was necessary to prevent the actual or anticipated harm and that no less restrictive means to prevent such actual or anticipated harm were available."; and

Further amend said bill, Page 5, 135.690, Line 108, by inserting after all of said section and line the following:

"167.029. **1.** A public school district may require students to wear a school uniform or restrict student dress to a particular style in accordance with the law. The school district may determine the style and color of the school uniform.

2. No public or charter school shall implement or enforce any student dress requirements that include a mask or other face covering or respirator.

167.181. 1. The department of health and senior services, after consultation with the department of elementary and secondary education, shall promulgate rules and regulations governing the immunization against poliomyelitis, rubella, rubeola, mumps, tetanus, pertussis, diphtheria, and hepatitis B, to be required of children attending public, private, parochial or parish schools. Such rules and regulations may modify the immunizations that are required of children in this subsection. The immunizations required and the manner and frequency of their administration shall conform to recognized standards of medical practice. The department of health and senior services shall supervise and secure the enforcement of the required immunization program.

2. It is unlawful for any student to attend school unless he has been immunized as required under the rules and regulations of the department of health and senior services, and can provide satisfactory evidence of such immunization; except that if he produces satisfactory evidence of having begun the process of immunization, he may continue to attend school as long as the immunization process is being accomplished in the prescribed manner. It is unlawful for any parent or guardian to refuse or neglect to have his child immunized as required by this section, unless the child is properly exempted.

3. This section shall not apply to any child if one parent or guardian objects in writing to his school administrator against the immunization of the child, because of religious beliefs or medical contraindications. In cases where any such objection is for reasons of medical contraindications, a statement from a duly licensed physician must also be provided to the school administrator.

4. Each school superintendent, whether of a public, private, parochial or parish school, shall cause to be prepared a record showing the immunization status of every child enrolled in or attending a school under his jurisdiction. The name of any parent or guardian who neglects or refuses to permit a nonexempted child to be immunized against diseases as required by the rules and regulations promulgated pursuant to the provisions of this section shall be reported by the school superintendent to the department of health and senior services.

5. The immunization required may be done by any duly licensed physician or by someone under his direction. If the parent or guardian is unable to pay, the child shall be immunized at public expense by a physician or nurse at or from the county, district, city public health center or a school nurse or by a nurse

or physician in the private office or clinic of the child's personal physician with the costs of immunization paid through the state Medicaid program, private insurance or in a manner to be determined by the department of health and senior services subject to state and federal appropriations, and after consultation with the school superintendent and the advisory committee established in section 192.630. When a child receives his or her immunization, the treating physician may also administer the appropriate fluoride treatment to the child's teeth.

6. Funds for the administration of this section and for the purchase of vaccines for children of families unable to afford them shall be appropriated to the department of health and senior services from general revenue or from federal funds if available.

7. **No student shall be required, as a condition of school attendance or participation in school-sponsored extracurricular activities, to be immunized against COVID 19. No school shall require students to wear face masks or other face coverings or respirators as an alternative to receiving a COVID-19 vaccination. No school shall require students to undergo COVID-19 diagnostic testing or otherwise implement a "test to stay" policy requiring testing as an alternative to receiving a COVID-19 vaccination; provided, that nothing in this subsection shall be interpreted to preclude a school from requiring a student to be tested as described in section 167.191 as a condition for school attendance or participation in school-sponsored extracurricular activities. For purposes of the section, "COVID 19" shall include any variant thereof.**

8. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

167.191. **1.** It is unlawful for any child to attend any of the public schools of this state while afflicted with any contagious or infectious disease, or while liable to transmit such disease after having been exposed to it. For the purpose of determining the diseased condition, or the liability of transmitting the disease, the teacher or board of directors may require any child to be examined by a physician, **physician assistant, or advanced practice registered nurse** and exclude the child from school so long as there is any liability of such disease being transmitted by the pupil. **For purposes of this section, the term "liability" shall mean that symptoms of such a contagious or infectious disease are present and that disease transmission is more likely than not to occur.** If the parent or guardian refuses to have an examination made by a physician**, physician assistant, or advanced practice registered nurse pursuant to** [at] the **written** request of [the teacher] **a school administration** or **school** board of directors, the [teacher or board of directors] **child** may **be** [exclude the child] **excluded** from school. Any parent or guardian who persists in sending a child to school, after having been examined as provided by this section, and found to be afflicted with any contagious or infectious disease, or liable to transmit the disease, or refuses to have the child examined as herein provided, is guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not less than five nor more than one hundred dollars.

2. If the parent or guardian of the child presents a written document, signed by a physician, physician assistant, or advanced practice registered nurse stating that the child is not afflicted with

any contagious or infectious disease, or liable to transmit the disease, the child shall not be excluded from school under subsection 1."; and

Further amend said bill, Page 7, Section 167.630, Line 19, by inserting after all of said section and line the following:

"171.011. **1.** The school board of each school district in the state may make all needful rules and regulations for the organization, grading and government in the school district. The rules shall take effect when a copy of the rules, duly signed by order of the board, is deposited with the district clerk. The district clerk shall transmit forthwith a copy of the rules to the teachers employed in the schools. The rules may be amended or repealed in like manner.

2. No school administrator, teacher, staff, or other personnel of any public school or charter school, nor any school board, shall have authority to adopt rules, regulations, policies, directives, or any other order relating to quarantines, isolation, or other health-related requirements for students except as provided in section 167.191; except that, nothing in this section or section 167.191 shall be construed to authorize any such order relating to masking or vaccinations.

3. During a statewide pandemic as defined in section 67.265, all generally applicable orders relating to the spread of an infectious or contagious disease shall be made by a local elected governing body as provided in section 67.265."; and

Further amend said bill, Page 21, Section 192.005, Line 27, by inserting after all of said section and line the following:

"192.290. All rules and regulations authorized and made by the department of health and senior services in accordance with this chapter shall supersede as to those matters to which this chapter relates, all local **orders,** ordinances, rules**,** and regulations and shall be observed throughout the state and enforced by all local and state health authorities. Nothing herein shall limit the right of local authorities **under section 192.300** to make such further **orders,** ordinances, rules**,** and regulations not inconsistent with **or more restrictive than** the rules and regulations prescribed by the department of health and senior services**,** which may be necessary for the particular locality under the jurisdiction of such local authorities**; except that, all such orders, ordinances, rules and regulations made by local authorities shall comply with the provisions of section 67.265**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 17

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 58, Section 198.648, Line 9, by inserting after all of the said section and line the following:

"208.030. 1. The family support division shall make monthly payments to each person who was a recipient of old age assistance, aid to the permanently and totally disabled, and aid to the blind and who:

(1) Received such assistance payments from the state of Missouri for the month of December, 1973, to which they were legally entitled; and

(2) Is a resident of Missouri.

2. The amount of supplemental payment made to persons who meet the eligibility requirements for and receive federal supplemental security income payments shall be in an amount, as established by rule and

regulation of the family support division, sufficient to, when added to all other income, equal the amount of cash income received in December, 1973; except, in establishing the amount of the supplemental payments, there shall be disregarded cost-of-living increases provided for in Titles II and XVI of the federal Social Security Act and any benefits or income required to be disregarded by an act of Congress of the United States or any regulation duly promulgated thereunder. As long as the recipient continues to receive a supplemental security income payment, the supplemental payment shall not be reduced. The minimum supplemental payment for those persons who continue to meet the December, 1973, eligibility standards for aid to the blind shall be in an amount which, when added to the federal supplemental security income payment, equals the amount of the blind pension grant as provided for in chapter 209.

3. The amount of supplemental payment made to persons who do not meet the eligibility requirements for federal supplemental security income benefits, but who do meet the December, 1973, eligibility standards for old age assistance, permanent and total disability and aid to the blind or less restrictive requirements as established by rule or regulation of the family support division, shall be in an amount established by rule and regulation of the family support division sufficient to, when added to all other income, equal the amount of cash income received in December, 1973; except, in establishing the amount of the supplemental payment, there shall be disregarded cost-of-living increases provided for in Titles II and XVI of the federal Social Security Act and any other benefits or income required to be disregarded by an act of Congress of the United States or any regulation duly promulgated thereunder. The minimum supplemental payments for those persons who continue to meet the December, 1973, eligibility standards for aid to the blind shall be a blind pension payment as prescribed in chapter 209.

4. The family support division shall make monthly payments to persons meeting the eligibility standards for the aid to the blind program in effect December 31, 1973, who are bona fide residents of the state of Missouri. The payment shall be in the amount prescribed in subsection 1 of section 209.040, less any federal supplemental security income payment.

5. The family support division shall make monthly payments to persons age twenty-one or over who meet the eligibility requirements in effect on December 31, 1973, or less restrictive requirements as established by rule or regulation of the family support division, who were receiving old age assistance, permanent and total disability assistance, general relief assistance, or aid to the blind assistance lawfully, who are not eligible for nursing home care under the Title XIX program, and who reside in a licensed residential care facility, a licensed assisted living facility, a licensed intermediate care facility or a licensed skilled nursing facility in Missouri and whose total cash income is not sufficient to pay the amount charged by the facility; and to all applicants age twenty-one or over who are not eligible for nursing home care under the Title XIX program who are residing in a licensed residential care facility, a licensed assisted living facility, a licensed intermediate care facility or a licensed skilled nursing facility in Missouri, who make application after December 31, 1973, provided they meet the eligibility standards for old age assistance, permanent and total disability assistance, general relief assistance, or aid to the blind assistance in effect on December 31, 1973, or less restrictive requirements as established by rule or regulation of the family support division, who are bona fide residents of the state of Missouri, and whose total cash income is not sufficient to pay the amount charged by the facility. **[**Until July 1, 1983, the amount of the total state payment for home care in licensed residential care facilities shall not exceed one hundred twenty dollars monthly, for care in licensed intermediate care facilities or licensed skilled nursing facilities shall not exceed three hundred dollars monthly, and for care in licensed assisted living facilities shall not exceed two hundred twenty-five dollars monthly. Beginning July 1, 1983, for fiscal year 1983-1984 and each year thereafter,**]** The amount of the total state payment for home care in licensed residential care facilities **and for care in**

licensed assisted living facilities shall **[**not exceed one hundred fifty-six dollars monthly,**]** **be subject to appropriation. The amount of total state payment** for care in licensed intermediate care facilities or licensed skilled nursing facilities shall not exceed three hundred ninety dollars monthly**[**, and for care in licensed assisted living facilities shall not exceed two hundred ninety-two dollars and fifty cents monthly**]**. No intermediate care or skilled nursing payment shall be made to a person residing in a licensed intermediate care facility or in a licensed skilled nursing facility unless such person has been determined, by his or her own physician or doctor, to medically need such services subject to review and approval by the department. Residential care payments may be made to persons residing in licensed intermediate care facilities or licensed skilled nursing facilities. Any person eligible to receive a monthly payment pursuant to this subsection shall receive an additional monthly payment equal to the Medicaid vendor nursing facility personal needs allowance. The exact amount of the additional payment shall be determined by rule of the department. This additional payment shall not be used to pay for any supplies or services, or for any other items that would have been paid for by the family support division if that person would have been receiving medical assistance benefits under Title XIX of the federal Social Security Act for nursing home services pursuant to the provisions of section 208.159. Notwithstanding the previous part of this subsection, the person eligible shall not receive this additional payment if such eligible person is receiving funds for personal expenses from some other state or federal program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 18

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 58, Section 208.184, Line 16, by inserting after all of said section and line the following:

"208.798. The provisions of sections 208.780 to 208.798 shall terminate on August 28, **[**2022**]** **2029**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 19

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 69, Section 335.257, Line 4, by inserting after all of said section and line the following:

"376.1800. 1. As used in this section, the following terms shall mean:

(1) **"Dentist", a dentist licensed under chapter 332. The term "dentist" includes an individual dentist or a group of dentists;**

(2) "Medical retainer agreement", a contract between a physician **or a dentist** and an individual patient or such individual patient's legal representative in which the physician **or dentist** agrees to provide certain health care services described in the agreement to the individual patient for an agreed-upon fee and period of time;

[(2)**]** **(3)** "Physician", a physician licensed under chapter **331 or** 334. Physician includes an individual physician or a group of physicians.

2. A medical retainer agreement is not insurance and is not subject to this chapter. Entering into a medical retainer agreement is not the business of insurance and is not subject to this chapter.

3. A physician**, a dentist,** or **an** agent of a physician **or dentist** is not required to obtain a certificate of

authority or license under this section to market, sell, or offer to sell a medical retainer agreement.

4. To be considered a medical retainer agreement for the purposes of this section, the agreement shall meet all of the following requirements:

(1) Be in writing;

(2) Be signed by the physician**, the dentist,** or **the** agent of the physician **or dentist** and the individual patient or such individual patient's legal representative;

(3) Allow either party to terminate the agreement on written notice to the other party;

(4) Describe the specific health care services that are included in the agreement;

(5) Specify the fee for the agreement;

(6) Specify the period of time under the agreement; and

(7) Prominently state in writing that the agreement is not health insurance.

5. (1) For any patient who enters into a medical retainer agreement under this section and who has established a health savings account (HSA) in compliance with 26 U.S.C. Section 223, or who has a flexible spending arrangement (FSA) or health reimbursement arrangement (HRA), fees under the patient's medical retainer agreement may be paid from such health savings account or reimbursed through such flexible spending arrangement or health reimbursement arrangement, subject to any federal or state laws regarding qualified expenditures from a health savings account, or reimbursement through a flexible spending arrangement or a health reimbursement arrangement.

(2) The employer of any patient described in subdivision (1) of this subsection may:

(a) Make contributions to such patient's health savings account, flexible spending arrangement, or health reimbursement arrangement to cover all or any portion of the agreed-upon fees under the patient's medical retainer agreement, subject to any federal or state restrictions on contributions made by an employer to a health savings account, or reimbursement through a flexible spending arrangement, or health reimbursement arrangement; or

(b) Pay the agreed-upon fees directly to the physician **or dentist** under the medical retainer agreement.

6. Nothing in this section shall be construed as prohibiting, limiting, or otherwise restricting a physician in a collaborative practice arrangement from entering into a medical retainer agreement under this section.";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 20

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 69, Section 335.257, Line 4, by inserting after all of said section and line the following:

"338.010. 1. The "practice of pharmacy" means the interpretation, implementation, and evaluation of medical prescription orders, including any legend drugs under 21 U.S.C. Section 353; **the** receipt, transmission, or handling of such orders or facilitating the dispensing of such orders; the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by the prescription order so long as the prescription order is specific to each patient for care by a pharmacist; the compounding,

dispensing, labeling, and administration of drugs and devices pursuant to medical prescription orders and administration of viral influenza, pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, and meningitis vaccines by written protocol authorized by a physician for persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is higher, or the administration of pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, meningitis, and viral influenza vaccines by written protocol authorized by a physician for a specific patient as authorized by rule; the participation in drug selection according to state law and participation in drug utilization reviews; the proper and safe storage of drugs and devices and the maintenance of proper records thereof; consultation with patients and other health care practitioners, and veterinarians and their clients about legend drugs, about the safe and effective use of drugs and devices; the prescribing and dispensing of any nicotine replacement therapy product under section 338.665; the dispensing of HIV postexposure prophylaxis pursuant to section 338.730; **the dispensing of self-administered oral hormonal contraceptives under section 338.720;** and the offering or performing of those acts, services, operations, or transactions necessary in the conduct, operation, management and control of a pharmacy. No person shall engage in the practice of pharmacy unless he or she is licensed under the provisions of this chapter. This chapter shall not be construed to prohibit the use of auxiliary personnel under the direct supervision of a pharmacist from assisting the pharmacist in any of his or her duties. This assistance in no way is intended to relieve the pharmacist from his or her responsibilities for compliance with this chapter and he or she will be responsible for the actions of the auxiliary personnel acting in his or her assistance. This chapter shall also not be construed to prohibit or interfere with any legally registered practitioner of medicine, dentistry, or podiatry, or veterinary medicine only for use in animals, or the practice of optometry in accordance with and as provided in sections 195.070 and 336.220 in the compounding, administering, prescribing, or dispensing of his or her own prescriptions.

2. Any pharmacist who accepts a prescription order for a medication therapeutic plan shall have a written protocol from the physician who refers the patient for medication therapy services. The written protocol and the prescription order for a medication therapeutic plan shall come from the physician only, and shall not come from a nurse engaged in a collaborative practice arrangement under section 334.104, or from a physician assistant engaged in a collaborative practice arrangement under section 334.735.

3. Nothing in this section shall be construed as to prevent any person, firm or corporation from owning a pharmacy regulated by sections 338.210 to 338.315, provided that a licensed pharmacist is in charge of such pharmacy.

4. Nothing in this section shall be construed to apply to or interfere with the sale of nonprescription drugs and the ordinary household remedies and such drugs or medicines as are normally sold by those engaged in the sale of general merchandise.

5. No health carrier as defined in chapter 376 shall require any physician with which they contract to enter into a written protocol with a pharmacist for medication therapeutic services.

6. This section shall not be construed to allow a pharmacist to diagnose or independently prescribe pharmaceuticals.

7. The state board of registration for the healing arts, under section **[**334.125**]** **334.120**, and the state board of pharmacy, under **[**section 338.140**]** **this chapter**, shall jointly promulgate rules regulating the use of protocols for prescription orders for medication therapy services and administration of viral influenza vaccines. Such rules shall require protocols to include provisions allowing for timely communication

between the pharmacist and the referring physician, and any other patient protection provisions deemed appropriate by both boards. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither board shall separately promulgate rules regulating the use of protocols for prescription orders for medication therapy services and administration of viral influenza vaccines. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The state board of pharmacy may grant a certificate of medication therapeutic plan authority to a licensed pharmacist who submits proof of successful completion of a board-approved course of academic clinical study beyond a bachelor of science in pharmacy, including but not limited to clinical assessment skills, from a nationally accredited college or university, or a certification of equivalence issued by a nationally recognized professional organization and approved by the board of pharmacy.

9. Any pharmacist who has received a certificate of medication therapeutic plan authority may engage in the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by a prescription order from a physician that is specific to each patient for care by a pharmacist.

10. Nothing in this section shall be construed to allow a pharmacist to make a therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol or the physician's prescription order.

11. "Veterinarian", "doctor of veterinary medicine", "practitioner of veterinary medicine", "DVM", "VMD", "BVSe", "BVMS", "BSe (Vet Science)", "VMB", "MRCVS", or an equivalent title means a person who has received a doctor's degree in veterinary medicine from an accredited school of veterinary medicine or holds an Educational Commission for Foreign Veterinary Graduates (EDFVG) certificate issued by the American Veterinary Medical Association (AVMA).

12. In addition to other requirements established by the joint promulgation of rules by the board of pharmacy and the state board of registration for the healing arts:

(1) A pharmacist shall administer vaccines by protocol in accordance with treatment guidelines established by the Centers for Disease Control and Prevention (CDC);

(2) A pharmacist who is administering a vaccine shall request a patient to remain in the pharmacy a safe amount of time after administering the vaccine to observe any adverse reactions. Such pharmacist shall have adopted emergency treatment protocols;

(3) In addition to other requirements by the board, a pharmacist shall receive additional training as required by the board and evidenced by receiving a certificate from the board upon completion, and shall display the certification in his or her pharmacy where vaccines are delivered.

13. A pharmacist shall inform the patient that the administration of the vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the pharmacist. If the patient indicates that he or she does not want such information entered into the ShowMeVax system, the pharmacist shall provide a written report within fourteen days of administration of a vaccine to the

patient's health care provider, if provided by the patient, containing:

(1) The identity of the patient;

(2) The identity of the vaccine or vaccines administered;

(3) The route of administration;

(4) The anatomic site of the administration;

(5) The dose administered; and

(6) The date of administration.

338.720. 1. For purposes of this section, "self-administered oral hormonal contraceptive" shall mean a drug composed of a combination of hormones that is approved by the Food and Drug Administration to prevent pregnancy and that the patient to whom the drug is prescribed takes orally.

2. A pharmacist may dispense self-administered oral hormonal contraceptives to a person who is eighteen years of age or older under a prescription order for medication therapy services as described in section 338.010. A prescription order for a self-administered oral hormonal contraceptive shall have no expiration date.

3. The board of pharmacy, under this chapter, and the state board of registration for the healing arts, under section 334.120, shall jointly promulgate rules regulating the use of protocols for prescription orders for self-administered oral hormonal contraceptives. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

4. The rules adopted under this section shall require a pharmacist to:

(1) Complete a training program approved by the board of pharmacy that is related to dispensing self-administered oral hormonal contraceptives under this section;

(2) Provide a self-screening risk assessment tool that the patient shall use prior to the pharmacist's dispensing the self-administered oral hormonal contraceptive under this section;

(3) At least once every twelve months, refer the patient to the patient's primary care practitioner, women's health care practitioner, or physician with whom the pharmacist has a prescription order before dispensing the self-administered oral hormonal contraceptive to the patient;

(4) Provide the patient with a written record of the self-administered oral hormonal contraceptive dispensed and advise the patient to consult with a primary care practitioner or women's health care practitioner; and

(5) Dispense the self-administered oral hormonal contraceptive to the patient as soon as practicable.

5. All state and federal laws governing insurance coverage of contraceptive drugs, devices, products, and services shall apply to self-administered oral hormonal contraceptives dispensed by a pharmacist under this section.

6. The provisions of this section shall terminate upon the enactment of any laws allowing the provision of oral hormonal contraceptives from a pharmacist without a prescription or prescription order.

7. Nothing in this section shall be construed to allow a pharmacist to make a therapeutic substitution of a self-administered oral hormonal contraceptive prescribed by a physician unless authorized by the written protocol or the physician's written prescription order."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 21

Amend House Amendment No. 21 to House Committee Substitute No. 2 for Senate Bill No. 710, Page 1, Line 1, by inserting after the number "710," the following:

"Page 5, Section 135.690, Line 108, by inserting after all of said section and line the following:

"**160.485. 1. This section shall be known and may be cited as the "Stop the Bleed Act".**

2. As used in this section, the following terms mean:

(1) "Bleeding control kit", a first aid response kit that contains at least the following:

(a) Tourniquets that are:

a. Endorsed by the United States Department of Defense Committee on Tactical Combat Casualty Care or its successor entity; or

b. Approved for use in battlefield trauma care by the Armed Forces of the United States;

(b) Bleeding control bandages;

(c) Latex-free protective gloves;

(d) Permanent markers;

(e) Instructional documents developed by the United States Department of Homeland Security's Stop the Bleed national awareness campaign or the American College of Surgeons Committee on Trauma, or both; and

(f) Other medical materials and equipment similar to those described in paragraphs (a) and (b) of this subdivision;

(2) "Department", the department of elementary and secondary education;

(3) "Emergency medical services personnel", paid or volunteer firefighters, law enforcement officers, first responders, emergency medical technicians, or other emergency service personnel acting within the ordinary course and scope of those professions, but excluding physicians;

(4) "School personnel", any employee of a public school district or charter school, or any volunteer

serving at a public school or charter school, who is designated to use a bleeding control kit under this section.

3. (1) Before January 1, 2023, the department shall develop a traumatic blood loss protocol for school personnel to follow in the event of an injury involving traumatic blood loss. The protocol shall meet the requirements of this section and shall be made available to each school district and charter school.

(2) The traumatic blood loss protocol shall:

(a) Require that a bleeding control kit be placed in areas where there is likely to be high traffic or congregation, such as auditoriums, cafeterias, or gymnasiums, and areas where risk of injury may be elevated, including vocational classes such as wood working or automotive classes of each school district's school building and each charter school in an easily accessible location of such areas to be determined by local emergency medical services personnel;

(b) Include bleeding control kits in the emergency plans of each school district and charter school, including the presentation and use of the bleeding control kits in all drills and emergencies;

(c) Require each school district and charter school to designate a school nurse or school health care provider, or if no school nurse or school health care provider is available, a school personnel member, in each school building who shall obtain appropriate training annually in the use of a bleeding control kit including, but not limited to:

a. The proper application of pressure to stop bleeding;

b. The proper application of dressings or bandages;

c. Additional pressure techniques to control bleeding; and

d. The correct application of tourniquets;

(d) Require each bleeding control kit in school inventories to be inspected annually to ensure that the materials, supplies, and equipment contained in the bleeding control kit have not expired and that any expired materials, supplies, and equipment are replaced as necessary; and

(e) Require a bleeding control kit to be restocked after each use and any materials, supplies, and equipment to be replaced as necessary to ensure that the bleeding control kit contains all necessary materials, supplies, and equipment.

4. (1) The department shall, in collaboration with the United States Department of Homeland Security and the state department of public safety, include requirements in the traumatic blood loss protocol for school personnel to receive annual training in the use of bleeding control kits.

(2) The training requirements shall be satisfied by successful completion and certification under the "STOP THE BLEED" course as promulgated by the American College of Surgeons Committee on Trauma or the American Red Cross.

(3) The training requirements may allow online instruction.

5. (1) A bleeding control kit may contain any additional items that:

(a) Are approved by emergency medical services personnel, as such term is defined in section

190.600;

(b) Can adequately treat an injury involving traumatic blood loss; and

(c) Can be stored in a readily available kit.

(2) Quantities of each item required to be in a bleeding control kit may be determined by each school district.

6. (1) The department and each school district and charter school shall maintain information regarding the traumatic blood loss protocol and the Stop the Bleed national awareness campaign on each entity's website.

(2) Upon request by a school district or a charter school, the department may, in collaboration with the department of public safety, direct the school district or charter school to resources that are available to provide bleeding control kits to the school district or charter school.

7. (1) Except as otherwise provided in this subsection, each school district and charter school shall implement the traumatic blood loss protocol developed under this section before the end of the 2022-23 school year.

(2) The requirements that a bleeding control kit be placed in each classroom, that each kit be restocked as necessary, and that school personnel receive training under this section shall be subject to an appropriation to cover all costs related to such requirements by the general assembly.

(3) Any school district or charter school may receive donations of funds for the purchase of bleeding control kits that meet the requirements of this section and may receive donations of bleeding control kits that meet the requirements of this section.

8. This section shall not be construed to create a cause of action against a school district, a charter school, or any school personnel. Any school personnel who in good faith uses a bleeding control kit as provided by this section shall be immune from all civil liability for any act or omission in the use of a bleeding control kit unless the act or omission constitutes gross negligence or willful, wanton, or intentional misconduct."; and

Further amend said bill,"

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3 TO
HOUSE AMENDMENT NO. 21

Amend House Amendment No. 21 to House Committee Substitute No. 2 for Senate Bill No. 710, Page 1, Line 1, by inserting after the number "710," the following:

" Page 8, Section 172.800, Line 16, by inserting after all of said section and line the following:

"190.100. As used in sections 190.001 to 190.245 **and section 190.257**, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations

adopted by the department pursuant to sections 190.001 to 190.245;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course, meeting or exceeding the national

curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(18) "Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

(19) "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

(21) "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

(22) "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

(24) "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

(25) "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

(27) "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) "Physician", a person licensed as a physician pursuant to chapter 334;

(31) "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) "Protocol", a predetermined, written medical care guideline, which may include standing orders;

(35) "Regional EMS advisory committee", a committee formed within an emergency medical services

(EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

(39) "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

(44) "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) "Stroke center", a hospital that is currently designated as such by the department;

(46) **"Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;**

(47) "Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and the transport of trauma, stroke, and STEMI patients;

(48) "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

[(47)**] (49)** "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

[(48)**] (50)** "Trauma center", a hospital that is currently designated as such by the department.

190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of sixteen members, one of which shall be a resident of a city not within a county. The members of the council shall be appointed by the governor with the advice and consent of the senate and shall serve terms of four years. The governor shall designate one of the members as chairperson. The chairperson may appoint subcommittees that include noncouncil members.

2. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

3. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4. **The state EMS medical director, as described under section 190.103, shall serve as an ex officio member of the council.**

5. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

[5.**] 6.** The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

[6.**] 7.** (1) There is hereby established a standing subcommittee of the council to monitor the implementation of the recognition of the EMS personnel licensure interstate compact under sections 190.900 to 190.939, the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of the council, to include at least two members as recommended by the Missouri state council of firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit reports and recommendations to the council, the department of health and senior services, the general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of section 190.930. The hearing request shall include the request that the hearing be presented live through the internet. The Missouri

delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to the council and emergency medical services personnel under the provisions of subsections 4, 5, 6, and 8 of section 190.930.

(3) The department of health and senior services shall not establish or increase fees for Missouri emergency medical services personnel licensure in accordance with this chapter for the purpose of creating the funds necessary for payment of an annual assessment under subdivision (3) of subsection 5 of section 190.924.

8. The council shall consult with the time-critical diagnosis advisory committee, as described under section 190.257, regarding time-critical diagnosis.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The

agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, EMT-Bs, EMT-Ps, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. **The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.**

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.176. 1. The department shall develop and administer a uniform data collection system on all ambulance runs and injured patients, pursuant to rules promulgated by the department for the purpose of injury etiology, patient care outcome, injury and disease prevention and research purposes. The department shall not require disclosure by hospitals of data elements pursuant to this section unless those data elements are required by a federal agency or were submitted to the department as of January 1, 1998, pursuant to:

(1) Departmental regulation of trauma centers; or

(2) **[**The Missouri brain and spinal cord injury registry established by sections 192.735 to 192.745; or

(3)**]** Abstracts of inpatient hospital data; or

[(4)**] (3)** If such data elements are requested by a lawful subpoena or subpoena duces tecum.

2. All information and documents in any civil action, otherwise discoverable, may be obtained from any person or entity providing information pursuant to the provisions of sections 190.001 to 190.245.

190.200. 1. The department of health and senior services in cooperation with **hospitals and** local and regional EMS systems and agencies may provide public and professional information and education programs related to emergency medical services systems including trauma, STEMI, and stroke systems and emergency medical care and treatment. The department of health and senior services may also provide public information and education programs for informing residents of and visitors to the state of the availability and proper use of emergency medical services, **of the designation a hospital may receive as a trauma center, STEMI center, or stroke center,** of the value and nature of programs to involve citizens in the administering of prehospital emergency care, including cardiopulmonary resuscitation, and of the availability of training programs in emergency care for members of the general public.

2. The department shall, for **trauma care,** STEMI care**,** and stroke care**,** respectively:

(1) Compile **[**and**],** assess**, and make publicly available** peer-reviewed and evidence-based clinical research and guidelines that provide or support recommended treatment standards **and that have been recommended by the time-critical diagnosis advisory committee**;

(2) Assess the capacity of the emergency medical services system and hospitals to deliver recommended treatments in a timely fashion;

(3) Use the research, guidelines, and assessment to promulgate rules establishing protocols for transporting **trauma patients to a trauma center,** STEMI patients to a STEMI center**,** or stroke patients to a stroke center. Such transport protocols shall direct patients to **trauma centers,** STEMI centers**,** and stroke centers under section 190.243 based on the centers' capacities to deliver recommended acute care treatments within time limits suggested by clinical research;

(4) Define regions within the state for purposes of coordinating the delivery of **trauma care,** STEMI care**,** and stroke care, respectively;

(5) Promote the development of regional or community-based plans for transporting **trauma,** STEMI**,** or stroke patients via ground or air ambulance to **trauma centers,** STEMI centers**,** or stroke centers, respectively, in accordance with section 190.243; and

(6) Establish procedures for the submission of community-based or regional plans for department approval.

3. A community-based or regional plan **for the transport of trauma, STEMI, and stroke patients** shall be submitted to the department for approval. Such plan shall be based on the clinical research and guidelines and assessment of capacity described in subsection **[**1**] 2** of this section and shall include a mechanism for evaluating its effect on medical outcomes. Upon approval of a plan, the department shall

waive the requirements of rules promulgated under sections 190.100 to 190.245 that are inconsistent with the community-based or regional plan. A community-based or regional plan shall be developed by **[**or in consultation with**]** the representatives of hospitals, physicians, and emergency medical services providers in the community or region.

190.241. 1. **Except as provided for in subsection 4 of this section,** the department shall designate a hospital as an adult, pediatric or adult and pediatric trauma center when a hospital, upon proper application submitted by the hospital and site review, has been found by the department to meet the applicable level of trauma center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** Such rules shall include designation as a trauma center without site review if such hospital is verified by a national verifying or designating body at the level which corresponds to a level approved in rule. **In developing trauma center designation criteria, the department shall use, as it deems practicable, peer-reviewed and evidence-based clinical research and guidelines including, but not limited to, the most recent guidelines of the American College of Surgeons.**

2. Except as provided for in subsection **[**5**] 4** of this section, the department shall designate a hospital as a STEMI or stroke center when such hospital, upon proper application and site review, has been found by the department to meet the applicable level of STEMI or stroke center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** In developing STEMI center and stroke center designation criteria, the department shall use, as it deems practicable, **[**appropriate**]** peer-reviewed **[**or**] and** evidence-based **clinical** research **[**on such topics**] and guidelines** including, but not limited to, the most recent guidelines of the American College of Cardiology **[**and**], the** American Heart Association **[**for STEMI centers, or the Joint Commission's Primary Stroke Center Certification program criteria for stroke centers, or Primary and Comprehensive Stroke Center Recommendations as published by**], or** the American Stroke Association. Such rules shall include designation as a STEMI center **or stroke center** without site review if such hospital is certified by a national body.

3. The department of health and senior services shall, not less than once every **[**five**] three** years, conduct **[**an on-site**] a site** review of every trauma, STEMI, and stroke center through appropriate department personnel or a qualified contractor, with the exception of **trauma centers, STEMI centers, and** stroke centers designated pursuant to subsection **[**5**] 4** of this section; however, this provision is not intended to limit the department's ability to conduct a complaint investigation pursuant to subdivision (3) of subsection 2 of section 197.080 of any trauma, STEMI, or stroke center. **[**On-site**] Site** reviews shall be coordinated for the different types of centers to the extent practicable with hospital licensure inspections conducted under chapter 197. No person shall be a qualified contractor for purposes of this subsection who has a substantial conflict of interest in the operation of any trauma, STEMI, or stroke center under review. The department may deny, place on probation, suspend or revoke such designation in any case in which it has **[**reasonable cause to believe that**] determined** there has been a substantial failure to comply with the provisions of this chapter or any rules or regulations promulgated pursuant to this chapter. **Centers that are placed on probationary status shall be required to demonstrate compliance with the provisions of this chapter and any rules or regulations promulgated under this chapter within twelve months of the date of the receipt of the notice of probationary status, unless otherwise provided by a settlement**

agreement with a duration of a maximum of eighteen months between the department and the designated center. If the department of health and senior services has **[**reasonable cause to believe**]** **determined** that a hospital is not in compliance with such provisions or regulations, it may conduct additional announced or unannounced site reviews of the hospital to verify compliance. If a trauma, STEMI, or stroke center fails two consecutive **[**on-site**]** **site** reviews because of substantial noncompliance with standards prescribed by sections 190.001 to 190.245 or rules adopted by the department pursuant to sections 190.001 to 190.245, its center designation shall be revoked.

4. **(1)** Instead of applying for **trauma,** STEMI**, or stroke** center designation under subsection **1 or** 2 of this section, a hospital may apply for **trauma,** STEMI**, or stroke** center designation under this subsection. Upon receipt of an application **[**from a hospital**]** on a form prescribed by the department, the department shall designate such hospital**[**:

(1) A level I STEMI center if such hospital has been certified as a Joint Commission comprehensive cardiac center or another department-approved nationally recognized organization that provides comparable STEMI center accreditation; or

(2) A level II STEMI center if such hospital has been accredited as a Mission: Lifeline STEMI receiving center by the American Heart Association accreditation process or another department-approved nationally recognized organization that provides STEMI receiving center accreditation.

5. Instead of applying for stroke center designation pursuant to the provisions of subsection 2 of this section, a hospital may apply for stroke center designation pursuant to this subsection. Upon receipt of an application from a hospital on a form prescribed by the department, the department shall designate such hospital:

(1) A level I stroke center if such hospital has been certified as a comprehensive stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines;

(2) A level II stroke center if such hospital has been certified as a primary stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines; or

(3) A level III stroke center if such hospital has been certified as an acute stroke-ready hospital by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines**] at a state level that corresponds to a similar national designation as set forth in rules promulgated by the department. The rules shall be based on standards of nationally recognized organizations and the recommendations of the time-critical diagnosis advisory committee**.

(2) Except as provided by subsection **[**6**]** **5** of this section, the department shall not require compliance with any additional standards for establishing or renewing **trauma, STEMI, or** stroke designations **under this subsection**. The designation shall continue if such hospital remains certified **or verified**. The department may remove a hospital's designation as a **trauma center, STEMI center, or** stroke center if the hospital requests removal of the designation or the department determines that the certificate **[**recognizing**]** **or verification that qualified** the hospital **[**as a stroke center**]** **for the designation under this**

subsection has been suspended or revoked. Any decision made by the department to withdraw its designation of a **[**stroke**]** center pursuant to this subsection that is based on the revocation or suspension of a certification **or verification** by a certifying **or verifying** organization shall not be subject to judicial review. The department shall report to the certifying **or verifying** organization any complaint it receives related to the **[**stroke**]** center **[**certification of a stroke center**]** designated pursuant to this subsection. The department shall also advise the complainant which organization certified **or verified** the **[**stroke**]** center and provide the necessary contact information should the complainant wish to pursue a complaint with the certifying **or verifying** organization.

[6.**] 5.** Any hospital receiving designation as a **trauma center, STEMI center, or** stroke center pursuant to subsection **[**5**] 4** of this section shall:

(1) **[**Annually and**]** Within thirty days of any changes **or receipt of a certificate or verification,** submit to the department proof of **[**stroke**]** certification **or verification** and the names and contact information of the **center's** medical director and the program manager **[**of the stroke center**]**; **and**

(2) **[**Submit to the department a copy of the certifying organization's final stroke certification survey results within thirty days of receiving such results;

(3) Submit every four years an application on a form prescribed by the department for stroke center review and designation;

(4) Participate in the emergency medical services regional system of stroke care in its respective emergency medical services region as defined in rules promulgated by the department;

(5)**]** Participate in local and regional emergency medical services systems **[**by reviewing and sharing outcome data and**] for purposes of** providing training **[**and**], sharing** clinical educational resources**, and collaborating on improving patient outcomes**.

Any hospital receiving designation as a level III stroke center pursuant to subsection **[**5**] 4** of this section shall have a formal agreement with a level I or level II stroke center for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patient post-thrombolytic therapy.

[7.**] 6.** Hospitals designated as a **trauma center,** STEMI **center,** or stroke center by the department**[**, including those designated pursuant to subsection 5 of this section,**]** shall submit data **[**to meet the data submission requirements specified by rules promulgated by the department. Such submission of data may be done**]** by **one of** the following methods:

(1) Entering hospital data **[**directly**]** into a state registry **[**by direct data entry**]**; **or**

(2) **[**Downloading hospital data from a nationally recognized registry or data bank and importing the data files into a state registry; or

(3) Authorizing a nationally recognized registry or data bank to disclose or grant access to the department facility-specific data held by the**] Entering hospital data into a national** registry or data bank. A hospital submitting data pursuant to **this** subdivision **[**(2) or (3) of this subsection**]** shall not be required to collect and submit any additional **trauma,** STEMI**,** or stroke center data elements. **No hospital submitting data to a national data registry or data bank under this subdivision shall withhold authorization for the department to access such data through such national data registry or data**

bank. Nothing in this subdivision shall be construed as requiring duplicative data entry by a hospital that is otherwise complying with the provisions of this subsection. Failure of the department to obtain access to data submitted to a national data registry or data bank shall not be construed as hospital noncompliance under this subsection.

[8.**] 7.** When collecting and analyzing data pursuant to the provisions of this section, the department shall comply with the following requirements:

(1) Names of any health care professionals, as defined in section 376.1350, shall not be subject to disclosure;

(2) The data shall not be disclosed in a manner that permits the identification of an individual patient or encounter;

(3) The data shall be used for the evaluation and improvement of hospital and emergency medical services' trauma, stroke, and STEMI care; **and**

(4) **[**The data collection system shall be capable of accepting file transfers of data entered into any national recognized trauma, stroke, or STEMI registry or data bank to fulfill trauma, stroke, or STEMI certification reporting requirements; and

(5)**] Trauma,** STEMI**,** and stroke center data elements shall conform to **[**nationally recognized performance measures, such as the American Heart Association's Get With the Guidelines**] national registry or data bank data elements**, and include published detailed measure specifications, data coding instructions, and patient population inclusion and exclusion criteria to ensure data reliability and validity.

[9. The board of registration for the healing arts shall have sole authority to establish education requirements for physicians who practice in an emergency department of a facility designated as a trauma, STEMI, or stroke center by the department under this section. The department shall deem such education requirements promulgated by the board of registration for the healing arts sufficient to meet the standards for designations under this section.

10.**] 8. The department shall not have authority to establish additional education requirements for physicians who are emergency medicine board certified or board eligible through the American Board of Emergency Medicine (ABEM) or the American Osteopathic Board of Emergency Medicine (AOBEM) and who are practicing in the emergency department of a facility designated as a trauma center, STEMI center, or stroke center by the department under this section. The department shall deem the education requirements promulgated by ABEM or AOBEM to meet the standards for designations under this section. Education requirements for non-ABEM or non-AOBEM certified physicians, nurses, and other providers who provide care at a facility designated as a trauma center, STEMI center, or stroke center by the department under this section shall mirror but not exceed those established by national designating or verifying bodies of trauma centers, STEMI centers, or stroke centers.**

9. The department of health and senior services may establish appropriate fees to offset **only** the costs of trauma, STEMI, and stroke center **[**reviews**] surveys**.

[11.**] 10.** No hospital shall hold itself out to the public as a STEMI center, stroke center, adult trauma

center, pediatric trauma center, or an adult and pediatric trauma center unless it is designated as such by the department of health and senior services.

[12.**]** **11.** Any person aggrieved by an action of the department of health and senior services affecting the trauma, STEMI, or stroke center designation pursuant to this chapter, including the revocation, the suspension, or the granting of, refusal to grant, or failure to renew a designation, may seek a determination thereon by the administrative hearing commission under chapter 621. It shall not be a condition to such determination that the person aggrieved seek a reconsideration, a rehearing, or exhaust any other procedure within the department.

190.243. 1. Severely injured patients shall be transported to a trauma center. Patients who suffer a STEMI, as defined in section 190.100, shall be transported to a STEMI center. Patients who suffer a stroke, as defined in section 190.100, shall be transported to a stroke center.

2. A physician**, physician assistant,** or registered nurse authorized by a physician who has established verbal communication with ambulance personnel shall instruct the ambulance personnel to transport a severely ill or injured patient to the closest hospital or designated trauma, STEMI, or stroke center, as determined according to estimated transport time whether by ground ambulance or air ambulance, in accordance with transport protocol approved by the medical director and the department of health and senior services, even when the hospital is located outside of the ambulance service's primary service area. When initial transport from the scene of illness or injury to a trauma, STEMI, or stroke center would be prolonged, the STEMI, stroke, or severely injured patient may be transported to the nearest appropriate facility for stabilization prior to transport to a trauma, STEMI, or stroke center.

3. Transport of the STEMI, stroke, or severely injured patient shall be governed by principles of timely and medically appropriate care; consideration of reimbursement mechanisms shall not supersede those principles.

4. Patients who do not meet the criteria for direct transport to a trauma, STEMI, or stroke center shall be transported to and cared for at the hospital of their choice so long as such ambulance service is not in violation of local protocols.

190.245. **[**The department shall require hospitals, as defined by chapter 197, designated as trauma, STEMI, or stroke centers to provide for a peer review system, approved by the department, for trauma, STEMI, and stroke cases, respective to their designations, under section 537.035. For purposes of sections 190.241 to 190.245, the department of health and senior services shall have the same powers and authority of a health care licensing board pursuant to subsection 6 of section 537.035.**]** Failure of a hospital to provide all medical records **and quality improvement documentation** necessary for the department to implement provisions of sections 190.241 to 190.245 shall result in the revocation of the hospital's designation as a trauma **center**, STEMI **center**, or stroke center. Any medical records obtained by the department **[**or peer review committees**]** shall be used only for purposes of implementing the provisions of sections 190.241 to 190.245 and the names of hospitals, physicians and patients shall not be released by the department or members of review **[**committees**]** **teams**.

190.257. 1. There is hereby established the "Time-Critical Diagnosis Advisory Committee", to be designated by the director for the purpose of advising and making recommendations to the department on:

(1) Improvement of public and professional education related to time-critical diagnosis;

(2) Engagement in cooperative research endeavors;

(3) Development of standards, protocols, and policies related to time-critical diagnosis, including recommendations for state regulations; and

(4) Evaluation of community and regional time-critical diagnosis plans, including recommendations for changes.

2. The members of the committee shall serve without compensation, except that the department shall budget for reasonable travel expenses and meeting expenses related to the functions of the committee.

3. The director shall appoint sixteen members to the committee from applications submitted for appointment, with the membership to be composed of the following:

(1) Six members, one from each EMS region, who are active participants providing emergency medical services, with at least:

(a) One member who is a physician serving as a regional EMS medical director;

(b) One member who serves on an air ambulance service;

(c) One member who resides in an urban area; and

(d) One member who resides in a rural area; and

(2) Ten members who represent hospitals, with at least:

(a) One member who is employed by a level I or level II trauma center;

(b) One member who is employed by a level I or level II STEMI center;

(c) One member who is employed by a level I or level II stroke center;

(d) One member who is employed by a rural or critical access hospital; and

(e) Three physicians, with one physician certified by the American Board of Emergency Medicine (ABEM) or American Osteopathic Board of Emergency Medicine (AOBEM) and two physicians employed in time-critical diagnosis specialties at a level I or level II trauma center, STEMI center, or stroke center.

4. In addition to the sixteen appointees, the state EMS medical director shall serve as an ex officio member of the committee.

5. The director shall make a reasonable effort to ensure that the members representing hospitals have geographical representation from each district of the state designated by a statewide nonprofit membership association of hospitals.

6. Members appointed by the director shall be appointed for three-year terms. Initial appointments shall include extended terms in order to establish a rotation to ensure that only approximately one-third of the appointees will have their term expire in any given year. An appointee

wishing to continue in his or her role on the committee shall resubmit an application as required by this section.

7. The committee shall consult with the state advisory council on emergency medical services, as described in section 190.101, regarding issues involving emergency medical services."; and

Further amend said bill,"; and;

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4 TO
HOUSE AMENDMENT NO. 21

Amend House Amendment No. 21 to House Committee Substitute No. 2 for Senate Bill No. 710, Page 10, Line 1, by inserting after all of said line the following:

"Further amend said bill, Page 68, Section 302.171, Line 130, by inserting after all of the following section and line the following:

"334.530. 1. A candidate for license to practice as a physical therapist shall furnish evidence of such person's educational qualifications by submitting satisfactory evidence of completion of a program of physical therapy education approved as reputable by the board **or eligibility to graduate from such a program within ninety days**. A candidate who presents satisfactory evidence of the person's graduation from a school of physical therapy approved as reputable by the American Medical Association or, if graduated before 1936, by the American Physical Therapy Association, or if graduated after 1988, the Commission on Accreditation for Physical Therapy Education or its successor, is deemed to have complied with the educational qualifications of this subsection.

2. Persons desiring to practice as physical therapists in this state shall appear before the board at such time and place as the board may direct and be examined as to their fitness to engage in such practice. **Applicants shall meet the qualifying standards for such examinations, including any requirements established by any entity contracted by the board to administer the board-approved examination.** Applications for examination shall be in writing, on a form furnished by the board and shall include evidence satisfactory to the board that the applicant possesses the qualifications set forth in subsection 1 of this section **and meets the requirements established to qualify for examination**. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the applicant, subject to the penalties of making a false affidavit or declaration.

3. The examination of qualified candidates for licenses to practice physical therapy shall test entry-level competence as related to physical therapy theory, examination and evaluation, physical therapy diagnosis, prognosis, treatment, intervention, prevention, and consultation.

4. The examination shall embrace, in relation to the human being, the subjects of anatomy, chemistry, kinesiology, pathology, physics, physiology, psychology, physical therapy theory and procedures as related to medicine, surgery and psychiatry, and such other subjects, including medical ethics, as the board deems useful to test the fitness of the candidate to practice physical therapy.

5. **No person who has failed on six or more occasions to achieve a passing score on the examination**

required by this section shall be eligible for licensure by examination under this section.

6. The applicant shall pass a test administered by the board on the laws and rules related to the practice of physical therapy in Missouri.

334.655. 1. A candidate for licensure to practice as a physical therapist assistant shall furnish evidence of the person's educational qualifications. The educational requirements for licensure as a physical therapist assistant are:

(1) A certificate of graduation from an accredited high school or its equivalent; and

(2) Satisfactory evidence of completion of an associate degree program of physical therapy education accredited by the commission on accreditation of physical therapy education **or eligibility to graduate from such a program within ninety days**.

2. Persons desiring to practice as a physical therapist assistant in this state shall appear before the board at such time and place as the board may direct and be examined as to the person's fitness to engage in such practice. **Applicants shall meet the qualifying standards for such examinations, including any requirements established by any entity contracted by the board to administer the board-approved examination.** Applications for examination shall be on a form furnished by the board and shall include evidence satisfactory to the board that the applicant possesses the qualifications provided in subsection 1 of this section **and meets the requirements established to qualify for examination**. Each application shall contain a statement that the statement is made under oath of affirmation and that its representations are true and correct to the best knowledge and belief of the person signing the statement, subject to the penalties of making a false affidavit or declaration.

3. The examination of qualified candidates for licensure to practice as physical therapist assistants shall embrace an examination which shall cover the curriculum taught in accredited associate degree programs of physical therapy assistant education. Such examination shall be sufficient to test the qualification of the candidates as practitioners.

4. The examination shall include, as related to the human body, the subjects of anatomy, kinesiology, pathology, physiology, psychology, physical therapy theory and procedures as related to medicine and such other subjects, including medical ethics, as the board deems useful to test the fitness of the candidate to practice as a physical therapist assistant.

5. **No person who has failed on six or more occasions to achieve a passing score on the examination required by this section shall be eligible for licensure by examination under this section.**

6. The applicant shall pass a test administered by the board on the laws and rules related to the practice as a physical therapist assistant in this state.

[6.**]** **7.** The board shall license without examination any legally qualified person who is a resident of this state and who was actively engaged in practice as a physical therapist assistant on August 28, 1993. The board may license such person pursuant to this subsection until ninety days after the effective date of this section.

[7.**]** **8.** A candidate to practice as a physical therapist assistant who does not meet the educational qualifications may submit to the board an application for examination if such person can furnish written

evidence to the board that the person has been employed in this state for at least three of the last five years under the supervision of a licensed physical therapist and such person possesses the knowledge and training equivalent to that obtained in an accredited school. The board may license such persons pursuant to this subsection until ninety days after rules developed by the state board of healing arts regarding physical therapist assistant licensing become effective."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 21

Amend House Committee Substitute No. 2 for Senate Bill No. 710, Page 58, Section 198.648, Line 9, by inserting after all of the said section and line the following:

"208.151. 1. Medical assistance on behalf of needy persons shall be known as "MO HealthNet". For the purpose of paying MO HealthNet benefits and to comply with Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.) as amended, the following needy persons shall be eligible to receive MO HealthNet benefits to the extent and in the manner hereinafter provided:

(1) All participants receiving state supplemental payments for the aged, blind and disabled;

(2) All participants receiving aid to families with dependent children benefits, including all persons under nineteen years of age who would be classified as dependent children except for the requirements of subdivision (1) of subsection 1 of section 208.040. Participants eligible under this subdivision who are participating in treatment court, as defined in section 478.001, shall have their eligibility automatically extended sixty days from the time their dependent child is removed from the custody of the participant, subject to approval of the Centers for Medicare and Medicaid Services;

(3) All participants receiving blind pension benefits;

(4) All persons who would be determined to be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits under the eligibility standards in effect December 31, 1973, or less restrictive standards as established by rule of the family support division, who are sixty-five years of age or over and are patients in state institutions for mental diseases or tuberculosis;

(5) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children except for the requirements of subdivision (2) of subsection 1 of section 208.040, and who are residing in an intermediate care facility, or receiving active treatment as inpatients in psychiatric facilities or programs, as defined in 42 U.S.C. Section 1396d, as amended;

(6) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children benefits except for the requirement of deprivation of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(7) All persons eligible to receive nursing care benefits;

(8) All participants receiving family foster home or nonprofit private child-care institution care, subsidized adoption benefits and parental school care wherein state funds are used as partial or full payment for such care;

(9) All persons who were participants receiving old age assistance benefits, aid to the permanently and totally disabled, or aid to the blind benefits on December 31, 1973, and who continue to meet the eligibility requirements, except income, for these assistance categories, but who are no longer receiving such benefits because of the implementation of Title XVI of the federal Social Security Act, as amended;

(10) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child in the home;

(11) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child who is deprived of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(12) Pregnant women or infants under one year of age, or both, whose family income does not exceed an income eligibility standard equal to one hundred eighty-five percent of the federal poverty level as established and amended by the federal Department of Health and Human Services, or its successor agency;

(13) Children who have attained one year of age but have not attained six years of age who are eligible for medical assistance under 6401 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) (42 U.S.C. Sections 1396a to 1396b). The family support division shall use an income eligibility standard equal to one hundred thirty-three percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency;

(14) Children who have attained six years of age but have not attained nineteen years of age. For children who have attained six years of age but have not attained nineteen years of age, the family support division shall use an income assessment methodology which provides for eligibility when family income is equal to or less than equal to one hundred percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency. As necessary to provide MO HealthNet coverage under this subdivision, the department of social services may revise the state MO HealthNet plan to extend coverage under 42 U.S.C. Section 1396a(a)(10)(A)(i)(III) to children who have attained six years of age but have not attained nineteen years of age as permitted by paragraph (2) of subsection (n) of 42 U.S.C. Section 1396d using a more liberal income assessment methodology as authorized by paragraph (2) of subsection (r) of 42 U.S.C. Section 1396a;

(15) The family support division shall not establish a resource eligibility standard in assessing eligibility for persons under subdivision (12), (13) or (14) of this subsection. The MO HealthNet division shall define the amount and scope of benefits which are available to individuals eligible under each of the subdivisions (12), (13), and (14) of this subsection, in accordance with the requirements of federal law and regulations promulgated thereunder;

(16) Notwithstanding any other provisions of law to the contrary, ambulatory prenatal care shall be made available to pregnant women during a period of presumptive eligibility pursuant to 42 U.S.C. Section 1396r-1, as amended;

(17) A child born to a woman eligible for and receiving MO HealthNet benefits under this section on the date of the child's birth shall be deemed to have applied for MO HealthNet benefits and to have been found eligible for such assistance under such plan on the date of such birth and to remain eligible for such assistance for a period of time determined in accordance with applicable federal and state law and

regulations so long as the child is a member of the woman's household and either the woman remains eligible for such assistance or for children born on or after January 1, 1991, the woman would remain eligible for such assistance if she were still pregnant. Upon notification of such child's birth, the family support division shall assign a MO HealthNet eligibility identification number to the child so that claims may be submitted and paid under such child's identification number;

(18) Pregnant women and children eligible for MO HealthNet benefits pursuant to subdivision (12), (13) or (14) of this subsection shall not as a condition of eligibility for MO HealthNet benefits be required to apply for aid to families with dependent children. The family support division shall utilize an application for eligibility for such persons which eliminates information requirements other than those necessary to apply for MO HealthNet benefits. The division shall provide such application forms to applicants whose preliminary income information indicates that they are ineligible for aid to families with dependent children. Applicants for MO HealthNet benefits under subdivision (12), (13) or (14) of this subsection shall be informed of the aid to families with dependent children program and that they are entitled to apply for such benefits. Any forms utilized by the family support division for assessing eligibility under this chapter shall be as simple as practicable;

(19) Subject to appropriations necessary to recruit and train such staff, the family support division shall provide one or more full-time, permanent eligibility specialists to process applications for MO HealthNet benefits at the site of a health care provider, if the health care provider requests the placement of such eligibility specialists and reimburses the division for the expenses including but not limited to salaries, benefits, travel, training, telephone, supplies, and equipment of such eligibility specialists. The division may provide a health care provider with a part-time or temporary eligibility specialist at the site of a health care provider if the health care provider requests the placement of such an eligibility specialist and reimburses the division for the expenses, including but not limited to the salary, benefits, travel, training, telephone, supplies, and equipment, of such an eligibility specialist. The division may seek to employ such eligibility specialists who are otherwise qualified for such positions and who are current or former welfare participants. The division may consider training such current or former welfare participants as eligibility specialists for this program;

(20) Pregnant women who are eligible for, have applied for and have received MO HealthNet benefits under subdivision (2), (10), (11) or (12) of this subsection shall continue to be considered eligible for all pregnancy-related and postpartum MO HealthNet benefits provided under section 208.152 until the end of the sixty-day period beginning on the last day of their pregnancy. Pregnant women receiving mental health treatment for postpartum depression or related mental health conditions within sixty days of giving birth shall, subject to appropriations and any necessary federal approval, be eligible for MO HealthNet benefits for mental health services for the treatment of postpartum depression and related mental health conditions for up to twelve additional months. Pregnant women receiving substance abuse treatment within sixty days of giving birth shall, subject to appropriations and any necessary federal approval, be eligible for MO HealthNet benefits for substance abuse treatment and mental health services for the treatment of substance abuse for no more than twelve additional months, as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waivers or state plan amendments from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives

budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements;

(21) Case management services for pregnant women and young children at risk shall be a covered service. To the greatest extent possible, and in compliance with federal law and regulations, the department of health and senior services shall provide case management services to pregnant women by contract or agreement with the department of social services through local health departments organized under the provisions of chapter 192 or chapter 205 or a city health department operated under a city charter or a combined city-county health department or other department of health and senior services designees. To the greatest extent possible the department of social services and the department of health and senior services shall mutually coordinate all services for pregnant women and children with the crippled children's program, the prevention of intellectual disability and developmental disability program and the prenatal care program administered by the department of health and senior services. The department of social services shall by regulation establish the methodology for reimbursement for case management services provided by the department of health and senior services. For purposes of this section, the term "case management" shall mean those activities of local public health personnel to identify prospective MO HealthNet-eligible high-risk mothers and enroll them in the state's MO HealthNet program, refer them to local physicians or local health departments who provide prenatal care under physician protocol and who participate in the MO HealthNet program for prenatal care and to ensure that said high-risk mothers receive support from all private and public programs for which they are eligible and shall not include involvement in any MO HealthNet prepaid, case-managed programs;

(22) By January 1, 1988, the department of social services and the department of health and senior services shall study all significant aspects of presumptive eligibility for pregnant women and submit a joint report on the subject, including projected costs and the time needed for implementation, to the general assembly. The department of social services, at the direction of the general assembly, may implement presumptive eligibility by regulation promulgated pursuant to chapter 207;

(23) All participants who would be eligible for aid to families with dependent children benefits except for the requirements of paragraph (d) of subdivision (1) of section 208.150;

(24) (a) All persons who would be determined to be eligible for old age assistance benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriation;

(b) All persons who would be determined to be eligible for aid to the blind benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005, except that less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), shall be used to raise the income limit to one hundred percent of the federal poverty level;

(c) All persons who would be determined to be eligible for permanent and total disability benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f); or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that,

on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriations. Eligibility standards for permanent and total disability benefits shall not be limited by age;

(25) Persons who have been diagnosed with breast or cervical cancer and who are eligible for coverage pursuant to 42 U.S.C. Section 1396a(a)(10)(A)(ii)(XVIII). Such persons shall be eligible during a period of presumptive eligibility in accordance with 42 U.S.C. Section 1396r-1;

(26) Persons who are in foster care under the responsibility of the state of Missouri on the date such persons attained the age of eighteen years, or at any time during the thirty-day period preceding their eighteenth birthday, or persons who received foster care for at least six months in another state, are residing in Missouri, and are at least eighteen years of age, without regard to income or assets, if such persons:

(a) Are under twenty-six years of age;

(b) Are not eligible for coverage under another mandatory coverage group; and

(c) Were covered by Medicaid while they were in foster care;

(27) Any homeless child or homeless youth, as those terms are defined in section 167.020, subject to approval of a state plan amendment by the Centers for Medicare and Medicaid Services**;**

(28) (a) Beginning April 1, 2022, or the effective date of this act, whichever is later, pregnant women who are eligible for, have applied for, and have received MO HealthNet benefits under subdivision (2), (10), (11), or (12) of this subsection shall be eligible for medical assistance during the pregnancy and during the twelve-month period that begins on the last day of the woman's pregnancy and ends on the last day of the month in which such twelve-month period ends, consistent with the provisions of 42 U.S.C. Section 1396a(e)(16). The department shall submit a state plan amendment to the Centers for Medicare and Medicaid Services within sixty days of the effective date of this act;

(b) The provisions of this subdivision shall remain in effect for any period of time during which the federal authority under 42 U.S.C. Section 1396a(e)(16), as amended, or any successor statutes or implementing regulations, is in effect.

2. Rules and regulations to implement this section shall be promulgated in accordance with chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

3. After December 31, 1973, and before April 1, 1990, any family eligible for assistance pursuant to 42 U.S.C. Section 601, et seq., as amended, in at least three of the last six months immediately preceding the month in which such family became ineligible for such assistance because of increased income from employment shall, while a member of such family is employed, remain eligible for MO HealthNet benefits for four calendar months following the month in which such family would otherwise be determined to be ineligible for such assistance because of income and resource limitation. After April 1, 1990, any family

receiving aid pursuant to 42 U.S.C. Section 601, et seq., as amended, in at least three of the six months immediately preceding the month in which such family becomes ineligible for such aid, because of hours of employment or income from employment of the caretaker relative, shall remain eligible for MO HealthNet benefits for six calendar months following the month of such ineligibility as long as such family includes a child as provided in 42 U.S.C. Section 1396r-6. Each family which has received such medical assistance during the entire six-month period described in this section and which meets reporting requirements and income tests established by the division and continues to include a child as provided in 42 U.S.C. Section 1396r-6 shall receive MO HealthNet benefits without fee for an additional six months. The MO HealthNet division may provide by rule and as authorized by annual appropriation the scope of MO HealthNet coverage to be granted to such families.

4. When any individual has been determined to be eligible for MO HealthNet benefits, such medical assistance will be made available to him or her for care and services furnished in or after the third month before the month in which he made application for such assistance if such individual was, or upon application would have been, eligible for such assistance at the time such care and services were furnished; provided, further, that such medical expenses remain unpaid.

5. The department of social services may apply to the federal Department of Health and Human Services for a MO HealthNet waiver amendment to the Section 1115 demonstration waiver or for any additional MO HealthNet waivers necessary not to exceed one million dollars in additional costs to the state, unless subject to appropriation or directed by statute, but in no event shall such waiver applications or amendments seek to waive the services of a rural health clinic or a federally qualified health center as defined in 42 U.S.C. Section 1396d(l)(1) and (2) or the payment requirements for such clinics and centers as provided in 42 U.S.C. Section 1396a(a)(15) and 1396a(bb) unless such waiver application is approved by the oversight committee created in section 208.955. A request for such a waiver so submitted shall only become effective by executive order not sooner than ninety days after the final adjournment of the session of the general assembly to which it is submitted, unless it is disapproved within sixty days of its submission to a regular session by a senate or house resolution adopted by a majority vote of the respective elected members thereof, unless the request for such a waiver is made subject to appropriation or directed by statute.

6. Notwithstanding any other provision of law to the contrary, in any given fiscal year, any persons made eligible for MO HealthNet benefits under subdivisions (1) to (22) of subsection 1 of this section shall only be eligible if annual appropriations are made for such eligibility. This subsection shall not apply to classes of individuals listed in 42 U.S.C. Section 1396a(a)(10)(A)(i).

7. (1) Notwithstanding any provision of law to the contrary, a military service member, or an immediate family member residing with such military service member, who is a legal resident of this state and is eligible for MO HealthNet developmental disability services, shall have his or her eligibility for MO HealthNet developmental disability services temporarily suspended for any period of time during which such person temporarily resides outside of this state for reasons relating to military service, but shall have his or her eligibility immediately restored upon returning to this state to reside.

(2) Notwithstanding any provision of law to the contrary, if a military service member, or an immediate family member residing with such military service member, is not a legal resident of this state, but would otherwise be eligible for MO HealthNet developmental disability services, such individual shall be deemed eligible for MO HealthNet developmental disability services for the duration of any time in which such

individual is temporarily present in this state for reasons relating to military service."; and

Further amend said bill and page, Section 208.184, Line 16, by inserting after all of the said section and line the following:

"208.662. 1. There is hereby established within the department of social services the "Show-Me Healthy Babies Program" as a separate children's health insurance program (CHIP) for any low-income unborn child. The program shall be established under the authority of Title XXI of the federal Social Security Act, the State Children's Health Insurance Program, as amended, and 42 CFR 457.1.

2. For an unborn child to be enrolled in the show-me healthy babies program, his or her mother shall not be eligible for coverage under Title XIX of the federal Social Security Act, the Medicaid program, as it is administered by the state, and shall not have access to affordable employer-subsidized health care insurance or other affordable health care coverage that includes coverage for the unborn child. In addition, the unborn child shall be in a family with income eligibility of no more than three hundred percent of the federal poverty level, or the equivalent modified adjusted gross income, unless the income eligibility is set lower by the general assembly through appropriations. In calculating family size as it relates to income eligibility, the family shall include, in addition to other family members, the unborn child, or in the case of a mother with a multiple pregnancy, all unborn children.

3. Coverage for an unborn child enrolled in the show-me healthy babies program shall include all prenatal care and pregnancy-related services that benefit the health of the unborn child and that promote healthy labor, delivery, and birth. Coverage need not include services that are solely for the benefit of the pregnant mother, that are unrelated to maintaining or promoting a healthy pregnancy, and that provide no benefit to the unborn child. However, the department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397ll.

4. There shall be no waiting period before an unborn child may be enrolled in the show-me healthy babies program. In accordance with the definition of child in 42 CFR 457.10, coverage shall include the period from conception to birth. The department shall develop a presumptive eligibility procedure for enrolling an unborn child. There shall be verification of the pregnancy.

5. Coverage for the child shall continue for up to one year after birth, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations.

6. **(1)** Pregnancy-related and postpartum coverage for the mother shall begin on the day the pregnancy ends and extend through the last day of the month that includes the sixtieth day after the pregnancy ends, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations. The department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397ll.

(2) Beginning April 1, 2022, or the effective date of this act, whichever is later, mothers eligible to receive coverage under this section shall receive medical assistance benefits during the pregnancy and during the twelve-month period that begins on the last day of the woman's pregnancy and ends on the last day of the month in which such twelve-month period ends, consistent with the provisions of 42 U.S.C. Section 1397gg(e)(1)(J). The department shall seek any necessary state plan amendments or waivers to implement the provisions of this subdivision within sixty days of the effective date of this

act. The provisions of this subdivision shall remain in effect for any period of time during which the federal authority under 42 U.S.C. Section 1397gg(e)(1)(J), as amended, or any successor statutes or implementing regulations, is in effect.

7. The department shall provide coverage for an unborn child enrolled in the show-me healthy babies program in the same manner in which the department provides coverage for the children's health insurance program (CHIP) in the county of the primary residence of the mother.

8. The department shall provide information about the show-me healthy babies program to maternity homes as defined in section 135.600, pregnancy resource centers as defined in section 135.630, and other similar agencies and programs in the state that assist unborn children and their mothers. The department shall consider allowing such agencies and programs to assist in the enrollment of unborn children in the program, and in making determinations about presumptive eligibility and verification of the pregnancy.

9. Within sixty days after August 28, 2014, the department shall submit a state plan amendment or seek any necessary waivers from the federal Department of Health and Human Services requesting approval for the show-me healthy babies program.

10. At least annually, the department shall prepare and submit a report to the governor, the speaker of the house of representatives, and the president pro tempore of the senate analyzing and projecting the cost savings and benefits, if any, to the state, counties, local communities, school districts, law enforcement agencies, correctional centers, health care providers, employers, other public and private entities, and persons by enrolling unborn children in the show-me healthy babies program. The analysis and projection of cost savings and benefits, if any, may include but need not be limited to:

(1) The higher federal matching rate for having an unborn child enrolled in the show-me healthy babies program versus the lower federal matching rate for a pregnant woman being enrolled in MO HealthNet or other federal programs;

(2) The efficacy in providing services to unborn children through managed care organizations, group or individual health insurance providers or premium assistance, or through other nontraditional arrangements of providing health care;

(3) The change in the proportion of unborn children who receive care in the first trimester of pregnancy due to a lack of waiting periods, by allowing presumptive eligibility, or by removal of other barriers, and any resulting or projected decrease in health problems and other problems for unborn children and women throughout pregnancy; at labor, delivery, and birth; and during infancy and childhood;

(4) The change in healthy behaviors by pregnant women, such as the cessation of the use of tobacco, alcohol, illicit drugs, or other harmful practices, and any resulting or projected short-term and long-term decrease in birth defects; poor motor skills; vision, speech, and hearing problems; breathing and respiratory problems; feeding and digestive problems; and other physical, mental, educational, and behavioral problems; and

(5) The change in infant and maternal mortality, preterm births and low birth weight babies and any resulting or projected decrease in short-term and long-term medical and other interventions.

11. The show-me healthy babies program shall not be deemed an entitlement program, but instead shall

be subject to a federal allotment or other federal appropriations and matching state appropriations.

12. Nothing in this section shall be construed as obligating the state to continue the show-me healthy babies program if the allotment or payments from the federal government end or are not sufficient for the program to operate, or if the general assembly does not appropriate funds for the program.

13. Nothing in this section shall be construed as expanding MO HealthNet or fulfilling a mandate imposed by the federal government on the state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz re-appointed the following conference committee to act with a like committee from the House on **SS** for **HB 2149**, as amended: Senators Eslinger, Riddle, Brown, Schupp, and Beck.

RESOLUTIONS

Senator Eigel offered Senate Resolution No. 897, regarding Anne Sankale, St. Peters, which was adopted.

On motion of Senator Rowden, the Senate adjourned until 1:00 p.m., Thursday, May 5, 2022.

SENATE CALENDAR

SIXTIETH DAY –THURSDAY, MAY 5, 2022

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704
HB 1973-Gregory (51)
HCS for HB 2140
HCS for HB 2600
HB 2439-Hovis
HB 2160-Dinkins
HB 2660-Veit
HCS for HB 2638
HCS for HB 2136

HCS for HB 1489
HS for HB 2310
HCS for HB 2177
HB 1564-Griffith
HCS for HB 1559

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel, as amended (In Fiscal Oversight)

SS for SCS for SB 741-Crawford, as amended (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1179-Hough
2. SB 994-Washington
3. SBs 961 &733-Beck, with SCS
4. SB 739-Eigel
5. SB 874-Arthur
6. SB 1040-Burlison
7. SB 1143-Brown
8. SB 685-May
9. SB 833-Luetkemeyer
10. SB 1023-Gannon
11. SB 809-Koenig, with SCS
12. SB 800-Hegeman
13. SB 958-Bean, with SCS
14. SB 694-Brattin
15. SB 1063-Crawford
16. SB 963-Brown, with SCS
17. SB 978-Eslinger, with SCS
18. SB 843-Moon, with SCS
19. SB 1178-White and Cierpiot, with SCS
20. SB 1133-White, with SCS
21. SB 684-May
22. SB 923-Brattin
23. SJRs 52 & 53-Koenig, with SCS
24. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HB 1858 (O'laughlin) (In Fiscal Oversight)
6. HCS for HB 2000, with SCS (Williams)
7. HCS for HB 2587 (Hoskins) (In Fiscal Oversight)
8. HCS for HB 2485, with SCS (O'Laughlin)
9. HCS for HB 1734, with SCS (White)
10. HCS for HB 2151, with SCS (Arthur)

11. HJR 116-Schnelting (White)
12. HCS for HBs 2116, 2097, 1690 & 2221, with SCS (White)
13. HB 2090-Griffith, with SCS (Bernskoetter)
14. HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS (Luetkemeyer)
15. HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer)
16. HB 1962-Copeland (Eslinger)
17. HB 2202-Fitzwater, with SCS (Cierpiot) (In Fiscal Oversight)
18. HCS for HB 1662 (Koenig)
19. HB 1738-Dogan, with SCS (Roberts)
20. HB 2365-Shields (In Fiscal Oversight)
21. HCS for HB 3017, with SCS (Hegeman)
22. HCS for HB 3018, with SCS (Hegeman)
23. HCS for HB 3019, with SCS (Hegeman)
24. HCS for HB 3020, with SCS (Hegeman)
25. HB 2331-Baker, with SCS (White)
26. HCS for HB 1590 (Hoskins) (In Fiscal Oversight)
27. HCS for HB 1583 (Koenig)
28. HCS for HB 1597, with SCS (O'Laughlin)
29. HB 1860-Eggleston, with SCS (Bernskoetter) (In Fiscal Oversight)
30. HCS for HB 2382 (Koenig) (In Fiscal Oversight)
31. HB 2593-Lovasco, with SCS (Koenig)
32. HCS for HB 1732, with SCS (Crawford) (In Fiscal Oversight)
33. HCS for HB 2012, with SCS (White) (In Fiscal Oversight)
34. HB 2694-Hudson, with SCS (Crawford) (In Fiscal Oversight)
35. HB 2325-Patterson (Bean) (In Fiscal Oversight)
36. HB 2607-Rone (Bean)
37. HCS for HB 2120, with SCS (Crawford) (In Fiscal Oversight)
38. HB 1473-Pike (Onder)
39. HB 1541-McGirl, with SCS (Gannon)
40. HB 2455-Griffith, with SCS (White)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 674-Hough, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 713-Razer, with SCS

SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 781-Moon, with SCS & SS for SCS (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1472, with SCS, SS for SCS, SA 4, as amended & SA 2 to SA 4 (pending) (White)
HB 1856-Baker, with SCS (O'Laughlin)
SS for SCS for HB 1878-Simmons, as amended (Crawford) (In Fiscal Oversight)
SS for HB 2400-Houx, as amended (Hoskins) (In Fiscal Oversight)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)
HCS for HJR 79, with SCS (Crawford)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 710-Beck, with HCS#2, as amended

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SS for SCS for SBs 681 & 662-O'Laughlin and Arthur, with HCS, as amended
SB 820-Burlison, with HCS, as amended (Senate conferees allowed to exceed the differences)
HCS for HB 1720, with SS for SCS, as amended (Bean) (Conferees allowed to exceed the differences)
HB 2149-Shields, with SS, as amended (Eslinger) (Further conference granted)
HCS for HB 3002, with SS for SCS (Hegeman)
HCS for HB 3003, with SS for SCS (Hegeman)
HCS for HB 3004, with SCS (Hegeman)

HCS for HB 3005, with SCS (Hegeman)
HCS for HB 3006, with SCS (Hegeman)
HCS for HB 3007, with SCS (Hegeman)
HCS for HB 3008, with SS for SCS (Hegeman)
HCS for HB 3009, with SCS (Hegeman)
HCS for HB 3010, with SS for SCS (Hegeman)
HCS for HB 3011, with SS for SCS (Hegeman)
HCS for HB 3012, with SS for SCS (Hegeman)
HCS for HB 3013, with SCS (Hegeman)
HCS for HB 3015, with SCS (Hegeman)

Requests to Recede or Grant Conference

SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp, with HCS, as amended (Senate requests House recede or grant conference)
HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

SIXTIETH DAY—THURSDAY, MAY 5, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Let them praise the name of the Lord, for His name alone is exalted..." (Psalm 148:13)

Heavenly Father, fill us with Your grace so that we may live in peace with one another and together sing of Your love and mercy. Bind the heart of Your people in love for one another and end all forms of quarreling and anger that divides us. And bring us to find ways that are pleasing to You and helpful to our people. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator White announced photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

RESOLUTIONS

Senator Bernskoetter offered Senate Resolution No. 898, regarding Eagle Scout Keith DeWitt Stennis II, Jefferson City, which was adopted.

Senator Williams offered Senate Resolution No. 899, regarding Colby Crowder, Warrensburg, which was adopted.

Senator Williams offered Senate Resolution No. 900, regarding Christen Griffin, St. Louis, which was adopted.

Senator Williams offered Senate Resolution No. 901, regarding Bridget Pegg, St. Ann, which was adopted.

Senator Brattin offered Senate Resolution No. 902, regarding Brent Duncan, which was adopted.

Senator Brattin offered Senate Resolution No. 903, regarding Abbey Manning, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 845**, entitled:

An Act to repeal sections 50.800, 50.810, 50.815, 50.820, 115.306, and 473.742, RSMo, and to enact in lieu thereof four new sections relating to financial information provided to county officials.

With House Amendment Nos. 1, 2, and 3.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 845, Page 1, In the Title, Lines 3-4, by deleting the words "financial information provided to county officials" and inserting in lieu thereof the words "county economic activity"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 845, Page 8, Section 473.742, Line 84, by inserting after all of said section and line the following:

"620.2020. 1. The department shall respond to a written request, by or on behalf of a qualified company or qualified military project, for a proposed benefit award under the provisions of this program within five business days of receipt of such request. The department shall respond to a written request, by or on behalf of a qualified manufacturing company, for a proposed benefit award under the provisions of this program within fifteen business days of receipt of such request. Such response shall contain either a proposal of benefits for the qualified company or qualified military project, or a written response refusing to provide such a proposal and stating the reasons for such refusal. A qualified company or qualified military project that intends to seek benefits under the program shall submit to the department a notice of intent. The department shall respond within thirty days to a notice of intent with an approval or a rejection, provided that the department may withhold approval or provide a contingent approval until it is satisfied that proper

documentation of eligibility has been provided. The department shall certify or reject the qualifying company's plan outlined in their notice of intent as satisfying good faith efforts made to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census. Failure to respond on behalf of the department shall result in the notice of intent being deemed approved. A qualified company receiving approval for program benefits may receive additional benefits for subsequent new jobs at the same facility after the full initial project period if the applicable minimum job requirements are met. There shall be no limit on the number of project periods a qualified company may participate in the program, and a qualified company may elect to file a notice of intent to begin a new project period concurrent with an existing project period if the applicable minimum job requirements are achieved, the qualified company provides the department with the required annual reporting, and the qualified company is in compliance with this program and any other state programs in which the qualified company is currently or has previously participated. However, the qualified company shall not receive any further program benefits under the original approval for any new jobs created after the date of the new notice of intent, and any jobs created before the new notice of intent shall not be included as new jobs for purposes of the benefit calculation for the new approval. When a qualified company has filed and received approval of a notice of intent and subsequently files another notice of intent, the department shall apply the definition of project facility under subdivision (24) of section 620.2005 to the new notice of intent as well as all previously approved notices of intent and shall determine the application of the definitions of new job, new payroll, project facility base employment, and project facility base payroll accordingly.

2. Notwithstanding any provision of law to the contrary, the benefits available to the qualified company under any other state programs for which the company is eligible and which utilize withholding tax from the new or retained jobs of the company shall first be credited to the other state program before the withholding retention level applicable under this program will begin to accrue. If any qualified company also participates in a job training program utilizing withholding tax, the company shall retain no withholding tax under this program, but the department shall issue a refundable tax credit for the full amount of benefit allowed under this program. The calendar year annual maximum amount of tax credits which may be issued to a qualifying company that also participates in a job training program shall be increased by an amount equivalent to the withholding tax retained by that company under a jobs training program.

3. A qualified company or qualified military project receiving benefits under this program shall provide an annual report of the number of jobs, along with minority jobs created or retained, and such other information as may be required by the department to document the basis for program benefits available no later than ninety days prior to the end of the qualified company's or industrial development authority's tax year immediately following the tax year for which the benefits provided under the program are attributed. In such annual report, if the average wage is below the applicable percentage of the county average wage, the qualified company or qualified military project has not maintained the employee insurance as required, if the department after a review determines the qualifying company fails to satisfy other aspects of their notice of intent, including failure to make good faith efforts to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of

Missouri, as reported in the previous decennial census, or if the number of jobs is below the number required, the qualified company or qualified military project shall not receive tax credits or retain the withholding tax for the balance of the project period. **If a statewide state of emergency exists for more than sixteen months, a qualified company or industrial development authority shall be entitled to a one-time suspension of program deadlines equal to the number of months such statewide state of emergency existed with any partial month rounded to the next whole month. During such suspension, the qualified company or industrial development authority shall not be entitled to retain any withholding tax as calculated under subdivision (38) of section 620.2005 nor shall it earn any awarded tax credit or receive any tax credit under the program for the suspension period. The suspension period shall run consecutively and be available to a qualified company or industrial development authority that, during the statewide state of emergency, submitted a notice of intent that was approved or that was in year one or a subsequent year of benefits under a program agreement with the department. The suspension period that runs consecutively and may be available to a qualified company or industrial development authority as provided in this subsection may apply retroactively. Any qualified company or industrial development authority requesting a suspension pursuant to this subsection shall submit notice to the department on its provided form identifying the requested start and end dates of the suspension, not to exceed the maximum number of months available under this subsection. Such notice shall be submitted to the department not later than the end of the twelfth month following the termination of the statewide state of emergency. No suspension period shall start later than the date on which the statewide state of emergency was terminated. The department and the qualified company or the industrial development authority shall enter into a program agreement or shall amend an existing program agreement, as applicable, stating the deadlines following the suspension period and updating the applicable wage requirements.** Failure to timely file the annual report required under this section [shall] **may** result in the forfeiture of tax credits attributable to the year for which the reporting was required and a recapture of withholding taxes retained by the qualified company or qualified military project during such year.

4. The department may withhold the approval of any benefits under this program until it is satisfied that proper documentation has been provided, and shall reduce the benefits to reflect any reduction in full-time employees or payroll. Upon approval by the department, the qualified company may begin the retention of the withholding taxes when it reaches the required number of jobs and the average wage meets or exceeds the applicable percentage of county average wage. Tax credits, if any, may be issued upon satisfaction by the department that the qualified company has exceeded the applicable percentage of county average wage and the required number of jobs; provided that, tax credits awarded under subsection 7 of section 620.2010 may be issued following the qualified company's acceptance of the department's proposal and pursuant to the requirements set forth in the written agreement between the department and the qualified company under subsection 4 of section 620.2010.

5. Any qualified company or qualified military project approved for benefits under this program shall provide to the department, upon request, any and all information and records reasonably required to monitor compliance with program requirements. This program shall be considered a business recruitment tax credit under subdivision (4) of subsection 2 of section 135.800, and any qualified company or qualified military project approved for benefits under this program shall be subject to the provisions of sections 135.800 to 135.830.

6. Any taxpayer who is awarded benefits under this program who knowingly hires individuals who are not allowed to work legally in the United States shall immediately forfeit such benefits and shall repay the

state an amount equal to any state tax credits already redeemed and any withholding taxes already retained.

7. (1) The maximum amount of tax credits that may be authorized under this program for any fiscal year shall be limited as follows, less the amount of any tax credits previously obligated for that fiscal year under any of the tax credit programs referenced in subsection 14 of this section:

(a) For the fiscal year beginning on July 1, 2013, but ending on or before June 30, 2014, no more than one hundred six million dollars in tax credits may be authorized;

(b) For the fiscal year beginning on July 1, 2014, but ending on or before June 30, 2015, no more than one hundred eleven million dollars in tax credits may be authorized;

(c) For fiscal years beginning on or after July 1, 2015, but ending on or before June 30, 2020, no more than one hundred sixteen million dollars in tax credits may be authorized for each fiscal year; and

(d) For all fiscal years beginning on or after July 1, 2020, no more than one hundred six million dollars in tax credits may be authorized for each fiscal year. The provisions of this paragraph shall not apply to tax credits issued to qualified companies under a notice of intent filed prior to July 1, 2020.

(2) For all fiscal years beginning on or after July 1, 2020, in addition to the amount of tax credits that may be authorized under paragraph (d) of subdivision (1) of this subsection, an additional ten million dollars in tax credits may be authorized for each fiscal year for the purpose of the completion of infrastructure projects directly connected with the creation or retention of jobs under the provisions of sections620.2000 to 620.2020 and an additional ten million dollars in tax credits may be authorized for each fiscal year for a qualified manufacturing company based on a manufacturing capital investment as set forth in section 620.2010.

8. For all fiscal years beginning on or after July 1, 2020, the maximum total amount of withholding tax that may be authorized for retention for the creation of new jobs under the provisions of sections 620.2000 to 620.2020 by qualified companies with a project facility base employment of at least fifty shall not exceed seventy-five million dollars for each fiscal year. The provisions of this subsection shall not apply to withholding tax authorized for retention for the creation of new jobs by qualified companies with a project facility base employment of less than fifty.

9. For tax credits for the creation of new jobs under section 620.2010, the department shall allocate the annual tax credits based on the date of the approval, reserving such tax credits based on the department's best estimate of new jobs and new payroll of the project, and any other applicable factors in determining the amount of benefits available to the qualified company or qualified military project under this program; provided that, the department may reserve up to twenty-one and one-half percent of the maximum annual amount of tax credits that may be authorized under subsection 7 of this section for award under subsection 7 of section 620.2010. However, the annual issuance of tax credits shall be subject to annual verification of actual payroll by the department or, for qualified military projects, annual verification of average salary for the jobs directly created by the qualified military project. Any authorization of tax credits shall expire if, within two years from the date of commencement of operations, or approval if applicable, the qualified company has failed to meet the applicable minimum job requirements. The qualified company may retain authorized amounts from the withholding tax under the project once the applicable minimum job requirements have been met for the duration of the project period. No benefits shall be provided under this program until the qualified company or qualified military project meets the applicable minimum new job

requirements or, for benefits awarded under subsection 7 of section 620.2010, until the qualified company has satisfied the requirements set forth in the written agreement between the department and the qualified company under subsection 4 of section 620.2010. In the event the qualified company or qualified military project does not meet the applicable minimum new job requirements, the qualified company or qualified military project may submit a new notice of intent or the department may provide a new approval for a new project of the qualified company or qualified military project at the project facility or other facilities.

10. Tax credits provided under this program may be claimed against taxes otherwise imposed by chapters 143 and 148, and may not be carried forward, but shall be claimed within one year of the close of the taxable year for which they were issued. Tax credits provided under this program may be transferred, sold, or assigned by filing a notarized endorsement thereof with the department that names the transferee, the amount of tax credit transferred, and the value received for the credit, as well as any other information reasonably requested by the department. For a qualified company with flow-through tax treatment to its members, partners, or shareholders, the tax credit shall be allowed to members, partners, or shareholders in proportion to their share of ownership on the last day of the qualified company's tax period.

11. Prior to the issuance of tax credits or the qualified company beginning to retain withholding taxes, the department shall verify through the department of revenue and any other applicable state department that the tax credit applicant does not owe any delinquent income, sales, or use tax or interest or penalties on such taxes, or any delinquent fees or assessments levied by any state department and through the department of commerce and insurance that the applicant does not owe any delinquent insurance taxes or other fees. Such delinquency shall not affect the approval, except that any tax credits issued shall be first applied to the delinquency and any amount issued shall be reduced by the applicant's tax delinquency. If the department of revenue, the department of commerce and insurance, or any other state department concludes that a taxpayer is delinquent after June fifteenth but before July first of any year and the application of tax credits to such delinquency causes a tax deficiency on behalf of the taxpayer to arise, then the taxpayer shall be granted thirty days to satisfy the deficiency in which interest, penalties, and additions to tax shall be tolled. After applying all available credits toward a tax delinquency, the administering agency shall notify the appropriate department and that department shall update the amount of outstanding delinquent tax owed by the applicant. If any credits remain after satisfying all insurance, income, sales, and use tax delinquencies, the remaining credits shall be issued to the applicant, subject to the restrictions of other provisions of law.

12. The director of revenue shall issue a refund to the qualified company to the extent that the amount of tax credits allowed under this program exceeds the amount of the qualified company's tax liability under chapter 143 or 148.

13. An employee of a qualified company shall receive full credit for the amount of tax withheld as provided in section 143.211.

14. Notwithstanding any provision of law to the contrary, beginning August 28, 2013, no new benefits shall be authorized for any project that had not received from the department a proposal or approval for such benefits prior to August 28, 2013, under the development tax credit program created under sections 32.100 to 32.125, the rebuilding communities tax credit program created under section 135.535, the enhanced enterprise zone tax credit program created under sections 135.950 to 135.973, and the Missouri quality jobs program created under sections 620.1875 to 620.1890. The provisions of this subsection shall not be construed to limit or impair the ability of any administering agency to authorize or issue benefits for any

project that had received an approval or a proposal from the department under any of the programs referenced in this subsection prior to August 28, 2013, or the ability of any taxpayer to redeem any such tax credits or to retain any withholding tax under an approval issued prior to that date. The provisions of this subsection shall not be construed to limit or in any way impair the ability of any governing authority to provide any local abatement or designate a new zone under the enhanced enterprise zone program created by sections 135.950 to 135.963. Notwithstanding any provision of law to the contrary, no qualified company that is awarded benefits under this program shall:

(1) Simultaneously receive benefits under the programs referenced in this subsection at the same capital investment; or

(2) Receive benefits under the provisions of section 620.1910 for the same jobs.

15. If any provision of sections 620.2000 to 620.2020 or application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or application of these sections which can be given effect without the invalid provisions or application, and to this end, the provisions of sections 620.2000 to 620.2020 are hereby declared severable.

16. By no later than January 1, 2014, and the first day of each calendar quarter thereafter, the department shall present a quarterly report to the general assembly detailing the benefits authorized under this program during the immediately preceding calendar quarter to the extent such information may be disclosed under state and federal law. The report shall include, at a minimum:

(1) A list of all approved and disapproved applicants for each tax credit;

(2) A list of the aggregate amount of new or retained jobs that are directly attributable to the tax credits authorized;

(3) A statement of the aggregate amount of new capital investment directly attributable to the tax credits authorized;

(4) Documentation of the estimated net state fiscal benefit for each authorized project and, to the extent available, the actual benefit realized upon completion of such project or activity; and

(5) The department's response time for each request for a proposed benefit award under this program.

17. The department may adopt such rules, statements of policy, procedures, forms, and guidelines as may be necessary to carry out the provisions of sections 620.2000 to 620.2020. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

18. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the program authorized under sections 620.2000 to 620.2020 shall be reauthorized as of August 28, 2018, and shall expire on August 28, 2030; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset

twelve years after the effective date of the reauthorization of sections 620.2000 to 620.2020; and

(3) Sections 620.2000 to 620.2020 shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under sections 620.2000 to 620.2020 is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 845, Page 4, Section 50.820, Line 29, by inserting after all of said section and line the following:

"57.317. 1. (1) **Except in a noncharter county of the first classification with more than one hundred fifty thousand and less than two hundred thousand inhabitants,** the county sheriff in any county of the first or second classification shall receive an annual salary equal to eighty percent of the compensation of an associate circuit judge of the county.

(2) The county sheriff in any county of the third or fourth classification shall receive an annual salary computed as the following percentages of the compensation of an associate circuit judge of the county. If there is an increase in salary of less than ten thousand dollars, the increase shall take effect on January 1, 2022. If there is an increase of ten thousand dollars or more, the increase shall be paid over a period of five years in twenty percent increments per year. The assessed valuation factor shall be the amount thereof as shown for the year next preceding the computation. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of sheriff from the prior year.

Assessed Valuation			Percentage
$18,000,000	to	99,999,999	45%
100,000,000	to	249,999,999	50%
250,000,000	to	449,999,999	55%
450,000,000	to	899,999,999	60%
900,000,000		and over	65%

2. Two thousand dollars of the salary authorized in this section shall be payable to the sheriff only if the sheriff has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the sheriff's office when approved by a professional association of the county sheriffs of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each sheriff who completes the training program and shall send a list of certified sheriffs to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county sheriff in the same manner as other expenses as may be appropriated for that purpose.

3. The county sheriff in any county other than a charter county shall not receive an annual compensation less than the compensation described under this section.

Further amend the title and enacting clause accordingly."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS #2** for **SCS** for **SB 745**, entitled:

An Act to repeal sections 44.032, 144.010, 144.011, 144.030, 386.266, 386.890, 393.1400, 393.1640, 393.1655, 442.404, and 610.021, RSMo, and to enact in lieu thereof fifteen new sections relating to public utilities, with a delayed effective date for a certain section.

With House Amendment Nos. 1 and 4.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 745, Page 46, Section 393.1656, Line 35, by inserting after all of said section and line the following:

"393.1715. 1. An electrical corporation may petition the commission for a determination of the ratemaking principles and treatment, as proposed by the electrical corporation, that will apply to the reflection in base rates of the electrical corporation's capital and noncapital costs associated with the proposed retirement of one or more of the electrical corporation's generating facilities. Without limiting the foregoing, such principles and treatment may also establish the retirement date and useful life parameters used to set depreciation rates for such facilities. Except as provided for in subsection 4 of this section, the ratemaking principles and treatment approved by the commission under this section for such facilities shall apply to the determination of the revenue requirement in each of the electrical corporation's post-determination general rate proceedings until such time as such facility is fully depreciated on the electrical corporation's books.

2. If the commission fails to issue a determination within two hundred fifteen days that a petition for determination of ratemaking principles and treatment is filed, the ratemaking principles and treatment proposed by the petitioning electrical corporation shall be deemed to have been approved by the commission.

3. Subject to the provisions of subsection 4 of this section, ratemaking principles and treatment approved by the commission, or deemed to have been approved under subsection 2 of this section, shall be binding for ratemaking purposes.

4. (1) An electrical corporation with ratemaking principles and treatment approved by the commission, or deemed to have been approved under subsection 2 of this section, shall monitor the major factors and circumstances relating to the facility to which such principles and treatment apply. Such factors and circumstances include, but are not limited to:

(a) Terrorist activity or an act of God;

(b) A significant change in federal or state tax laws;

(c) A significant change in federal utility laws or regulations or a significant change in generally accepted accounting principles;

(d) An unexpected, extended outage or shutdown of a major generating unit, other than any major generating unit shut down due to an extended outage at the time of the approval of the ratemaking principles

and treatment;

(e) A significant change in the cost or reliability of power generation technologies;

(f) A significant change in fuel prices and wholesale electric market conditions;

(g) A significant change in the cost or effectiveness of emission control technologies;

(h) A significant change in the price of emission allowances;

(i) A significant change in the electrical corporation's load forecast;

(j) A significant change in capital market conditions;

(k) A significant change in the scope or effective dates of environmental regulations; or

(l) A significant change in federal or state environmental laws.

(2) If the electrical corporation determines that one or more major factor or circumstance has changed in a manner that warrants a change in the approved ratemaking principles and treatment, then it shall file a notice in the docket in which the approved ratemaking principles and treatment were established within forty-five days of any such determination. In its notification, the electrical corporation shall:

(a) Explain and specify the changes it contends are appropriate to the ratemaking principles and treatment and the reasons for the proposed changes;

(b) Provide a description of the alternatives that it evaluated and the process that it went through in developing its proposed changes; and

(c) Provide detailed workpapers that support the evaluation and the process whereby proposed changes were developed.

(3) If a party has concerns regarding the proposed changes, that party shall file a notice of its concerns within thirty days of the electrical corporation's filing. If the parties agree on a resolution of the concerns, the agreement shall be submitted to the commission for approval. If the parties do not reach agreement on changes to the ratemaking principles and treatment within ninety days of the date the electrical corporation filed its notice, whether the previously approved ratemaking and treatment will be changed shall be determined by the commission. If a party to the docket in which the approved ratemaking principles and treatment were approved believes that one or more major factor or circumstance has changed in a manner that warrants a change in the approved ratemaking principles and treatment and if the electrical corporation does not agree the principles and treatment should be changed, such party shall file a notice in the docket in which the approved ratemaking principles and treatment were established within forty-five days of any such determination. In its notification, such party shall:

(a) Explain and specify the changes it contends are appropriate to the ratemaking principles and treatment and the reasons for the proposed changes;

(b) Provide a description of the alternatives that it evaluated and the process that it went through in developing its proposed changes; and

(c) Provide detailed workpapers that support the evaluation and the process whereby proposed changes were developed.

(4) If a party, including the electrical corporation, has concerns regarding the proposed changes, that party shall file a notice of its concerns within thirty days of the other party's filing. If the parties do not reach agreement on changes to the ratemaking principles and treatment within ninety days of the date the notice was filed, whether the previously approved ratemaking and treatment will be changed shall be determined by the commission.

5. A determination of ratemaking principles and treatment under this section does not preclude an electrical corporation from also petitioning the commission under either or both of sections 393.1700 and 393.1705, provided that any costs to which such ratemaking principles and treatment would have applied in the electrical corporation's general rate proceedings which become funded by securitized utility tariff bond proceeds from a securitized utility tariff bond issued under section 393.1700 shall not thereafter be reflected in the electrical corporation's base rates.

6. If determined by the commission to be just, reasonable, and necessary for the provision of safe and adequate service, the electrical corporation **[**may**]** **shall** be permitted to retain coal-fired generating assets in rate base and recover **prudently incurred** costs associated with operating the coal-fired assets **[**that remain in service to provide greater certainty that generating capacity will be available to provide essential service to customers, including during extreme weather events, and the commission shall not disallow any portion of such cost recovery on the basis that such coal-fired generating assets operate**], including** at a low capacity factor, or **that** are offline and providing capacity only**[**, during normal operating conditions**] in order to remain in service to customers for reliability during events such as extreme weather**.

7. The commission may promulgate rules necessary to implement the provisions of sections 393.1700 to 393.1715. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute No.2 for Senate Committee Substitute for Senate Bill No. 745, Pages 20-21, Section 144.030, Lines 390-399, by deleting all of said lines and inserting in lieu thereof the following:

"**(46) All purchases by a company of solar photovoltaic energy systems, components used to construct a solar photovoltaic energy system, and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:**

(a) Are sold or leased to an end user; or

(b) Are used to produce, collect and transmit electricity for resale or retail."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

REFERRALS

President Pro Tem Schatz referred **HB 1541**, with **SCS**, and **HB 2455**, with **SCS**, to the Commmittee on Governmental Accountability and Fiscal Oversight.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SB 820**, with **HCS**, as amended: Senators Burlison, Bean, Schatz, Schupp, and Beck.

PRIVILEGED MOTIONS

Senator Beck moved that the Senate refuse to concur in **SB 710**, with **HCS No. 2**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Cierpiot moved that **SS No. 2** for **SCS** for **SB 745**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SS No. 2** for **SCS** for **SB 745**, as amended, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 745

An Act to repeal sections 44.032, 144.010, 144.011, 144.030, 386.266, 386.890, 393.1400, 393.1640, 393.1655, 442.404, and 610.021, RSMo, and to enact in lieu thereof fifteen new sections relating to public utilities, with a delayed effective date for a certain section.

Was taken up.

Pursuant to Senate Rule 91, Senator Hegeman excused himself from voting on the adoption and 3rd reading of **HCS** for **SS No. 2** for **SCS** for **SB 745**, as amended.

Senator Cierpiot moved that **HCS** for **SS No. 2** for **SCS** for **SB 745**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hoskins	Hough	Koenig	Luetkemeyer
May	O'Laughlin	Onder	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Arthur	Moon	Mosley	Schupp—4

Absent—Senators—None

Absent with leave—Senator Eigel—1

Excused from voting—Senator Hegeman—1

Vacancies—None

On motion of Senator Cierpiot, **HCS** for **SS No. 2** for **SCS** for **SB 745**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hoskins	Hough	Koenig	Luetkemeyer
May	O'Laughlin	Onder	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Arthur	Moon	Mosley	Schupp—4

Absent—Senators—None

Absent with leave—Senator Eigel—1

Excused from voting—Senator Hegeman—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Cierpiot, title to the bill was agreed to.

Senator Cierpiot moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Eslinger moved that the Senate refuse to concur in **SB 845**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Hough assumed the Chair.

HOUSE BILLS ON THIRD READING

At the request of Senator Williams, **HCS** for **HB 2000**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 2485**, with **SCS**, entitled:

An Act to repeal sections 260.200 and 260.205, RSMo, and to enact in lieu thereof four new sections relating to promoting advanced recycling.

Was taken up by Senator O'Laughlin.

SCS for **HCS** for **HB 2485**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2485

An Act to repeal sections 260.200, 260.205, 260.373, 260.437, and 260.520, RSMo, and to enact in lieu thereof eight new sections relating to environmental regulation.

Was taken up.

Senator O'Laughlin moved that **SCS** for **HCS** for **HB 2485** be adopted.

Senator O'Laughlin offered **SS** for **SCS** for **HCS** for **HB 2485**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2485

An Act to repeal sections 260.200, 260.205, 260.373, 260.437, and 260.520, RSMo, and to enact in lieu thereof eight new sections relating to environmental regulation.

Senator O'Laughlin moved that **SS** for **SCS** for **HCS** for **HB 2485** be adopted, which motion prevailed.

Senator Crawford assumed the Chair.

Senator O'Laughlin moved that **SS** for **SCS** for **HCS** for **HB 2485** be read the 3rd time and passed.

At the request of Senator O'Laughlin, **SS** for **SCS** for **HCS** for **HB 2485** was placed on the Informal Calendar.

On motion of Senator Rowden, the Senate recessed until 4:35 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Luetkemeyer.

HOUSE BILLS ON THIRD READING

Senator O'Laughlin moved that **SS** for **SCS** for **HCS** for **HB 2485** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

On motion of Senator O'Laughlin, **SS** for **SCS** for **HCS** for **HB 2485** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eslinger	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	O'Laughlin
Onder	Riddle	Rowden	Schatz	Thompson Rehder	White	Wieland—21

NAYS—Senators

Arthur	Beck	May	Moon	Mosley	Razer	Rizzo
Roberts	Schupp	Washington	Williams—11			

Absent—Senators—None

Absent with leave—Senators—2

Eigel Gannon

Vacancies—None

The President declared the bill passed.

On motion of Senator O'Laughlin, title to the bill was agreed to.

Senator O'Laughlin moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

At the request of Senator White, **HCS** for **HB 1734**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Arthur, **HCS** for **HB 2151**, with **SCS**, was placed on the Informal Calendar.

HJR 116, introduced by Representative Schnelting, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 12 of Article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the state department of the national guard.

Was taken up by Senator White.

On motion of Senator White, **HJR 116** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—2

Eigel Gannon

Vacancies—None

The President declared the bill passed.

On motion of Senator White, title to the joint resolution was agreed to.

Senator White moved that the vote by which the joint resolution passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 2151**, with **SCS**, entitled:

An Act to repeal sections 208.044, 208.046, 208.053, 210.027, 210.102, 210.199, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.254, 210.255, 210.256, 210.258, 210.275, 210.1007, and 210.1080, RSMo, and to enact in lieu thereof twenty new sections relating to services provided to children.

Was called from the Informal Calendar and taken up by Senator Arthur.

SCS for **HCS** for **HB 2151**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2151

An Act to repeal sections 167.630, 208.044, 208.046, 208.053, 210.027, 210.102, 210.127, 210.135, 210.140, 210.147, 210.199, 210.201, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.278, 210.305, 210.565, 210.762, 210.1007, 210.1080, 211.081, and 509.520, RSMo, and to enact in lieu thereof forty-five new sections relating to child protection, with penalty provisions and an emergency clause for a certain section.

Was taken up.

Senator Arthur moved that **SCS** for **HCS** for **HB 2151** be adopted.

Senator Arthur offered **SS** for **SCS** for **HCS** for **HB 2151**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2151

An Act to repeal sections 43.400, 161.217, 167.630, 208.044, 208.046, 208.053, 210.027, 210.102, 210.127, 210.135, 210.140, 210.147, 210.199, 210.201, 210.203, 210.211, 210.221, 210.223, 210.231, 210.241, 210.245, 210.251, 210.252, 210.254, 210.255, 210.256, 210.258, 210.275, 210.278, 210.305, 210.565, 210.762, 210.1007, 210.1080, 211.081, and 509.520, RSMo, and to enact in lieu thereof forty-six new sections relating to child protection, with penalty provisions and an emergency clause for a certain section.

Senator Arthur moved that **SS** for **SCS** for **HCS** for **HB 2151** be adopted.

Senator Arthur offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2151, Page 73, Section 217.940, Line 1, by striking "This act establishes" and inserting in lieu thereof the following: "**Sections 217.940 to 217.947 shall be known and may be cited as**".

Senator Arthur moved that the above amendment be adopted, which motion prevailed.

Senator Razer offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2151, Page 3, Section 43.400, Line 42, by inserting after all of said line the following:

"136.055. 1. **Except as provided in subsection 8 of this section,** any person who is selected or appointed by the state director of revenue as provided in subsection 2 of this section to act as an agent of the department of revenue, whose duties shall be the processing of motor vehicle title and registration transactions and the collection of sales and use taxes when required under sections 144.070 and 144.440, and who receives no salary from the department of revenue, shall be authorized to collect from the party requiring such services additional fees as compensation in full and for all services rendered on the following basis:

(1) For each motor vehicle or trailer registration issued, renewed or transferred, six dollars and twelve dollars for those licenses sold or biennially renewed pursuant to section 301.147;

(2) For each application or transfer of title, six dollars;

(3) For each instruction permit, nondriver license, chauffeur's, operator's or driver's license issued for a period of three years or less, six dollars and twelve dollars for licenses or instruction permits issued or renewed for a period exceeding three years;

(4) For each notice of lien processed, six dollars;

(5) Notary fee or electronic transmission per processing, two dollars.

2. The director of revenue shall award fee office contracts under this section through a competitive bidding process. The competitive bidding process shall give priority to organizations and entities that are exempt from taxation under Section 501(c)(3), 501(c)(6), or 501(c)(4), except those civic organizations that would be considered action organizations under 26 C.F.R. Section 1.501 (c)(3)-1(c)(3), of the Internal Revenue Code of 1986, as amended, with special consideration given to those organizations and entities that reinvest a minimum of seventy-five percent of the net proceeds to charitable organizations in Missouri, and political subdivisions, including but not limited to, municipalities, counties, and fire protection districts. The director of the department of revenue may promulgate rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subsection shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

3. All fees collected by a tax-exempt organization may be retained and used by the organization.

4. All fees charged shall not exceed those in this section. The fees imposed by this section shall be collected by all permanent offices and all full-time or temporary offices maintained by the department of revenue.

5. Any person acting as agent of the department of revenue for the sale and issuance of registrations,

licenses, and other documents related to motor vehicles shall have an insurable interest in all license plates, licenses, tabs, forms and other documents held on behalf of the department.

6. The fees authorized by this section shall not be collected by motor vehicle dealers acting as agents of the department of revenue under section 32.095 or those motor vehicle dealers authorized to collect and remit sales tax under subsection 10 of section 144.070.

7. Notwithstanding any other provision of law to the contrary, the state auditor may audit all records maintained and established by the fee office in the same manner as the auditor may audit any agency of the state, and the department shall ensure that this audit requirement is a necessary condition for the award of all fee office contracts. No confidential records shall be divulged in such a way to reveal personally identifiable information.

8. The fees described in subsection 1 of this section shall not be collected from any person who qualifies as a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or as an unaccompanied youth as defined in 42 U.S.C. Section 11434a(6). Such person's status as a homeless child or youth or unaccompanied youth shall be verified by a letter signed by one of the following persons:

(1) A director or designee of a governmental or nonprofit agency that receives public or private funding to provide services to homeless persons;

(2) A local education agency liaison for homeless children and youth designated under 42 U.S.C. Section 11432(g)(1)(J)(ii);

(3) A licensed attorney representing the minor in any legal matter; or

(4) A school social worker or counselor."; and

Further amend said bill, page 78, section 217.947, line 13, by inserting after all of said line the following:

"302.178. 1. Any person between the ages of sixteen and eighteen years who is qualified to obtain a license pursuant to sections 302.010 to 302.340 may apply for, and the director shall issue, an intermediate driver's license entitling the applicant, while having such license in his or her possession, to operate a motor vehicle of the appropriate class upon the highways of this state in conjunction with the requirements of this section. An intermediate driver's license shall be readily distinguishable from a license issued to those over the age of eighteen. All applicants for an intermediate driver's license shall:

(1) Successfully complete the examination required by section 302.173;

(2) Pay the fee required by subsection 4 of this section;

(3) Have had a temporary instruction permit issued pursuant to subsection 1 of section 302.130 for at least a six-month period or a valid license from another state; and

(4) Have a parent, grandparent, legal guardian, or, if the applicant is a participant in a federal residential job training program, a driving instructor employed by a federal residential job training program, sign the application stating that the applicant has completed at least forty hours of supervised driving experience under a temporary instruction permit issued pursuant to subsection 1 of section 302.130, or, if the applicant is an emancipated minor, the person over twenty-one years of age who supervised such driving. For purposes of this section, the term "emancipated minor" means a person who is at least sixteen years of age,

but less than eighteen years of age, who:

(a) Marries with the consent of the legal custodial parent or legal guardian pursuant to section 451.080;

(b) Has been declared emancipated by a court of competent jurisdiction;

(c) Enters active duty in the Armed Forces;

(d) Has written consent to the emancipation from the custodial parent or legal guardian; **[**or**]**

(e) Through employment or other means provides for such person's own food, shelter and other cost-of-living expenses; **or**

(f) Qualifies as a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or as an unaccompanied youth as defined in 42 U.S.C. Section 11434a(6), and whose status as such is verified as provided under subsection 10 of this section;

(5) Have had no alcohol-related enforcement contacts as defined in section 302.525 during the preceding twelve months; and

(6) Have no nonalcoholic traffic convictions for which points are assessed pursuant to section 302.302, within the preceding six months.

2. An intermediate driver's license grants the licensee the same privileges to operate that classification of motor vehicle as a license issued pursuant to section 302.177, except that no person shall operate a motor vehicle on the highways of this state under such an intermediate driver's license between the hours of 1:00 a.m. and 5:00 a.m. unless accompanied by a person described in subsection 1 of section 302.130; except the licensee may operate a motor vehicle without being accompanied if the travel is to or from a school or educational program or activity, a regular place of employment or in emergency situations as defined by the director by regulation.

3. Each intermediate driver's license shall be restricted by requiring that the driver and all passengers in the licensee's vehicle wear safety belts at all times. This safety belt restriction shall not apply to a person operating a motorcycle. For the first six months after issuance of the intermediate driver's license, the holder of the license shall not operate a motor vehicle with more than one passenger who is under the age of nineteen who is not a member of the holder's immediate family. As used in this subsection, an intermediate driver's license holder's immediate family shall include brothers, sisters, stepbrothers or stepsisters of the driver, including adopted or foster children residing in the same household of the intermediate driver's license holder. After the expiration of the first six months, the holder of an intermediate driver's license shall not operate a motor vehicle with more than three passengers who are under nineteen years of age and who are not members of the holder's immediate family. The passenger restrictions of this subsection shall not be applicable to any intermediate driver's license holder who is operating a motor vehicle being used in agricultural work-related activities.

4. Notwithstanding the provisions of section 302.177 to the contrary, the fee for an intermediate driver's license shall be five dollars and such license shall be valid for a period of two years. **Such fee shall be waived for any person qualifying as an emancipated minor under subdivision (4) of subsection 1 of this section.**

5. Any intermediate driver's licensee accumulating six or more points in a twelve-month period may be required to participate in and successfully complete a driver-improvement program approved by the state

highways and transportation commission. The driver-improvement program ordered by the director of revenue shall not be used in lieu of point assessment.

6. (1) An intermediate driver's licensee who has, for the preceding twelve-month period, had no alcohol-related enforcement contacts, as defined in section 302.525 and no traffic convictions for which points are assessed, upon reaching the age of eighteen years or within the thirty days immediately preceding their eighteenth birthday may apply for and receive without further examination, other than a vision test as prescribed by section 302.173, a license issued pursuant to this chapter granting full driving privileges. Such person shall pay the required fee for such license as prescribed in section 302.177.

(2) If an intermediate driver's license expires on a Saturday, Sunday, or legal holiday, such license shall remain valid for the five business days immediately following the expiration date. In no case shall a licensee whose intermediate driver's license expires on a Saturday, Sunday, or legal holiday be guilty of an offense of driving with an expired or invalid driver's license if such offense occurred within five business days immediately following an expiration date that occurs on a Saturday, Sunday, or legal holiday.

(3) The director of revenue shall deny an application for a full driver's license until the person has had no traffic convictions for which points are assessed for a period of twelve months prior to the date of application for license or until the person is eligible to apply for a six-year driver's license as provided for in section 302.177, provided the applicant is otherwise eligible for full driving privileges. An intermediate driver's license shall expire when the licensee is eligible and receives a full driver's license as prescribed in subdivision (1) of this section.

7. No person upon reaching the age of eighteen years whose intermediate driver's license and driving privilege is denied, suspended, cancelled or revoked in this state or any other state for any reason may apply for a full driver's license until such license or driving privilege is fully reinstated. Any such person whose intermediate driver's license has been revoked pursuant to the provisions of sections 302.010 to 302.540 shall, upon receipt of reinstatement of the revocation from the director, pass the complete driver examination, apply for a new license, and pay the proper fee before again operating a motor vehicle upon the highways of this state.

8. A person shall be exempt from the intermediate licensing requirements if the person has reached the age of eighteen years and meets all other licensing requirements.

9. Any person who violates any of the provisions of this section relating to intermediate drivers' licenses or the provisions of section 302.130 relating to temporary instruction permits is guilty of an infraction, and no points shall be assessed to his or her driving record for any such violation.

10. **A person's status as a homeless child or youth or unaccompanied youth under paragraph (f) of subdivision (4) of subsection 1 of this section shall be verified by a letter signed by one of the following persons:**

(1) A director or designee of a governmental or nonprofit agency that receives public or private funding to provide services to homeless persons;

(2) A local education agency liaison for homeless children and youth designated under 42 U.S.C. Section 11432(g)(1)(J)(ii);

(3) A licensed attorney representing the minor in any legal matter; or

(4) A school social worker or counselor.

11. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid and void.

302.181. 1. The license issued pursuant to the provisions of sections 302.010 to 302.340 shall be in such form as the director shall prescribe, but the license shall be a card made of plastic or other comparable material. All licenses shall be manufactured of materials and processes that will prohibit, as nearly as possible, the ability to reproduce, alter, counterfeit, forge, or duplicate any license without ready detection. The license shall also bear the expiration date of the license, the classification of the license, the name, date of birth, residence address including the county of residence or a code number corresponding to such county established by the department, and brief description and colored digitized image of the licensee, and a facsimile of the signature of the licensee. The director shall provide by administrative rule the procedure and format for a licensee to indicate on the back of the license together with the designation for an anatomical gift as provided in section 194.240 the name and address of the person designated pursuant to sections 404.800 to 404.865 as the licensee's attorney in fact for the purposes of a durable power of attorney for health care decisions. No license shall be valid until it has been so signed by the licensee. If any portion of the license is prepared by a private firm, any contract with such firm shall be made in accordance with the competitive purchasing procedures as established by the state director of the division of purchasing.

2. All digital images produced for licenses shall become the property of the department of revenue.

3. The license issued shall be carried at all times by the holder thereof while driving a motor vehicle, and shall be displayed upon demand of any officer of the highway patrol, or any police officer or peace officer, or any other duly authorized person, for inspection when demand is made therefor. Failure of any operator of a motor vehicle to exhibit his or her license to any duly authorized officer shall be presumptive evidence that such person is not a duly licensed operator.

4. The director of revenue shall not issue a license without a facial digital image of the license applicant, except as provided pursuant to subsection 7 of this section. A digital image of the applicant's full facial features shall be taken in a manner prescribed by the director. No digital image shall be taken wearing anything which cloaks the facial features of the individual.

5. The department of revenue may issue a temporary license or a full license without the photograph or with the last photograph or digital image in the department's records to members of the Armed Forces, except that where such temporary license is issued it shall be valid only until the applicant shall have had time to appear and have his or her picture taken and a license with his or her photograph issued.

6. The department of revenue shall issue upon request a nondriver's license card containing essentially the same information and photograph or digital image, except as provided pursuant to subsection 7 of this section, as the driver's license upon payment of six dollars. All nondriver's licenses shall expire on the applicant's birthday in the sixth year after issuance. A person who has passed his or her seventieth birthday shall upon application be issued a nonexpiring nondriver's license card. Notwithstanding any other provision of this chapter, a nondriver's license containing a concealed carry endorsement shall expire three years from the date the certificate of qualification was issued pursuant to section 571.101, as section 571.101 existed prior to August 28, 2013. The fee for nondriver's licenses issued for a period exceeding

three years is six dollars or three dollars for nondriver's licenses issued for a period of three years or less. The nondriver's license card shall be used for identification purposes only and shall not be valid as a license. **No fee shall be required or collected from a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or unaccompanied youth, as defined in 42 U.S.C. Section 11434a(6), for a first nondriver's license card issued under this subsection. Such person's status as a homeless child or youth or unaccompanied youth shall be verified by a letter signed by one of the following persons:**

(1) A director or designee of a governmental or nonprofit agency that receives public or private funding to provide services to homeless persons;

(2) A local education agency liaison for homeless children and youth designated under 42 U.S.C. Section 11432(g)(1)(J)(ii);

(3) A licensed attorney representing the minor in any legal matter; or

(4) A school social worker or counselor.

7. If otherwise eligible, an applicant may receive a driver's license or nondriver's license without a photograph or digital image of the applicant's full facial features except that such applicant's photograph or digital image shall be taken and maintained by the director and not printed on such license. In order to qualify for a license without a photograph or digital image pursuant to this section the applicant must:

(1) Present a form provided by the department of revenue requesting the applicant's photograph be omitted from the license or nondriver's license due to religious affiliations. The form shall be signed by the applicant and another member of the religious tenant verifying the photograph or digital image exemption on the license or nondriver's license is required as part of their religious affiliation. The required signatures on the prescribed form shall be properly notarized;

(2) Provide satisfactory proof to the director that the applicant has been a United States citizen for at least five years and a resident of this state for at least one year, except that an applicant moving to this state possessing a valid driver's license from another state without a photograph shall be exempt from the one-year state residency requirement. The director may establish rules necessary to determine satisfactory proof of citizenship and residency pursuant to this section;

(3) Applications for a driver's license or nondriver's license without a photograph or digital image must be made in person at a license office determined by the director. The director is authorized to limit the number of offices that may issue a driver's or nondriver's license without a photograph or digital image pursuant to this section.

8. The department of revenue shall make available, at one or more locations within the state, an opportunity for individuals to have their full facial photograph taken by an employee of the department of revenue, or their designee, who is of the same sex as the individual being photographed, in a segregated location.

9. Beginning July 1, 2005, the director shall not issue a driver's license or a nondriver's license for a period that exceeds an applicant's lawful presence in the United States. The director may, by rule or regulation, establish procedures to verify the lawful presence of the applicant and establish the duration of any driver's license or nondriver's license issued under this section.

10. (1) Notwithstanding any biometric data restrictions contained in section 302.170, the department of revenue is hereby authorized to design and implement a secure digital driver's license program that

allows applicants applying for a driver's license in accordance with this chapter to obtain a secure digital driver's license in addition to the physical card-based license specified in this section.

(2) A digital driver's license as described in this subsection shall be accepted for all purposes for which a license, as defined in section 302.010, is used.

(3) The department may contract with one or more entities to develop the secure digital driver's license system. The department or entity may develop a mobile software application capable of being utilized through a person's electronic device to access the person's secure digital driver's license.

(4) The department shall suspend, disable, or terminate a person's participation in the secure digital driver's license program if:

(a) The person's driving privilege is suspended, revoked, denied, withdrawn, or cancelled as provided in this chapter; or

(b) The person reports that the person's electronic device has been lost, stolen, or compromised.

11. The director of the department of revenue may promulgate rules as necessary for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2020, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Razer moved that the above amendment be adopted, which motion prevailed.

Senator Bean assumed the Chair.

Senator Schupp offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2151, Pages 3-8, Section 160.077, by striking all of said section in the bill and inserting in lieu thereof the following:

"**160.077. 1. This section shall be known and may be cited as the "Get the Lead Out of School Drinking Water Act".**

2. As used in this section, the following terms mean:

(1) "Department", the Missouri department of health and senior services;

(2) "Disadvantaged school district", any school district that serves students from a county in which at least twenty-five percent of the households in such county are below the federal poverty guidelines updated periodically in the Federal Register by the U.S. Department of Health and Human Services under the authority of 42 U.S.C. Section 9902(2), as amended, or any school district in which more than seventy percent of students in the district qualify for a free or reduced price lunch under the

federal Richard B. Russell National School Lunch Act, 42 U.S.C. Section 1751 et seq.;

(3) "Drinking water outlet", a potable water fixture that is used for drinking or food preparation. "Drinking water outlet" includes, but is not limited to:

(a) A water fountain, faucet, or tap that is used or potentially used for drinking or food preparation; and

(b) Ice–making and hot drink machines;

(4) "First draw", a two-hundred-fifty-milliliter sample immediately collected from a drinking water outlet that has been turned on after a stagnation period of at least eight hours;

(5) "Parent", a parent, guardian, or other person having control or custody of a child;

(6) "Private school", the same definition as in section 166.700;

(7) "Public school", the same definition as in section 160.011;

(8) "Remediation", decreasing the lead concentration in water from a drinking water outlet to less than five parts per billion without relying solely on flushing practices, or using methods such as the replacement of lead-containing pipes, solder, fittings, or fixtures with lead-free components. Flushing as a stand alone action shall not be considered remediation;

(9) "School", any public school, private school, or provider of an early childhood education program that receives state funding.

3. Beginning in the 2023-2024 school year and for each subsequent school year, each school shall provide drinking water with a lead concentration level below five parts per billion in sufficient amounts to meet the drinking water needs of all students and staff as provided in this section.

4. (1) On or before January 1, 2024, each school shall:

(a) Conduct an inventory of all drinking water outlets and all outlets that are used for dispensing water for cooking or for cleaning cooking and eating utensils in each of the school's buildings;

(b) Develop a plan for testing each outlet inventoried under paragraph (a) of this subdivision and make such plan available to the public; and

(c) Upon request, provide general information on the health effects of lead contamination and additional informational resources for employees and parents of children at each school.

(2) Each school shall make buildings housing early childhood education programs, kindergartens, and elementary schools the priority when complying with paragraphs (a) and (b) of subdivision (1) of this subsection.

(3) Before August 1, 2024, or the first day on which students will be present in the building, whichever is later, each school shall:

(a) Perform all testing as required by subsection 5 of this section and within two weeks after receiving test results, make all testing results and any lead remediation plans available on the school's website;

(b) Remove and replace any drinking water coolers or drinking water outlets that the United States Environmental Protection Agency has determined are not lead-free under the federal Lead

Contamination Control Act of 1988, as amended; except the school shall not be required to replace those drinking water outlets or water coolers that tested under the requirements of this section and have been determined to be dispensing drinking water with a lead concentration less than five part per billion; however, such drinking water outlet or water cooler shall be subject to all testing requirements and shall not be excluded from testing under subsection 10 of this section.

(4) If testing indicates that the water source is causing the contamination and until such time that the source of the contamination has been remediated, the school shall:

(a) Install a filter at each point at which the water supply enters the building;

(b) Install a filter that reduces lead in drinking water on each water outlet inventoried under paragraph (a) of subdivision (1) of this subsection to ensure lead concentrations are below five parts per billion; or

(c) Provide purified water at each water outlet inventoried under paragraph (a) of subdivision (1) of this subsection.

(5) If testing indicates that the internal building piping is causing the contamination and until such time that the source of the contamination has been remediated, the school shall:

(a) Install a filter that reduces lead in drinking water on each water outlet inventoried under paragraph (a) of subdivision (1) of this subsection to ensure lead concentrations are below five parts per billion; or

(b) Provide purified water at each water outlet inventoried under paragraph (a) of subdivision (1) of this subsection.

(6) If a pipe, solder, fitting, or fixture is replaced as part of remediation, the replacement shall be lead-free, as such term is defined in 40 CFR 143.12, as amended.

(7) If a test result exceeds five parts per billion, the affected school shall:

(a) Contact parents and staff via written notification within seven business days after receiving the test result. The notification shall include at least:

a. The test results and a summary that explains such results;

b. A description of any remedial steps taken; and

c. A description of general health effects of lead contamination and community specific resources; and

(b) Provide bottled water if there is not enough water to meet the drinking water needs of the students, teachers, and staff.

(8) School districts shall submit such annual testing results to the department.

(9) This subsection shall not be construed to prevent a school from conducting more frequent testing than required under this section.

5. (1) Before August 1, 2024, or the first day on which students will be present in the building, whichever is later, and annually thereafter, each school shall conduct testing for lead by first-draw and follow-up flush samples of a random sampling of at least twenty-five percent of remediated drinking water outlets until all remediated sources have been tested as recommended by the 2018 version of the United States Environmental Protection Agency's "Training, Testing, and Taking

Action" program. The testing shall be conducted and the results analyzed for both types of tests by an entity or entities approved by the department.

(2) If, in the ten years prior to the 2023-2024 school year, a fixture tested above five parts per billion for lead, such fixture does not need to be repeat tested for lead, but instead remediation shall begin on such fixture.

6. (1) In addition to the apportionments payable to a school district under chapter 163, the department of natural resources, with support from the department of elementary and secondary education and the department of health and senior services, is hereby authorized to apportion to any school additional funding for the filtration, testing, and other remediation of drinking water systems required under this section, subject to appropriation.

(2) To the extent permitted by federal law, a school district may seek reimbursement or other funds for compliance incurred under this section under any applicable federal law including, but not limited to, the America's Water Infrastructure Act of 2018 and the Water Infrastructure Finance and Innovation Act of 2014, 33 U.S.C. Section 3901, et seq.

(3) Disadvantaged school districts shall receive funding priority under this subsection.

7. The department, in conjunction with the department of elementary and secondary education, shall publish a report biennially based on the findings from the water testing conducted under this section. Such report shall be published on the department of natural resources website.

8. For public schools, the department shall ensure compliance with this section. Each school district shall be responsible for ensuring compliance within each school within the school district's jurisdiction.

9. No school building constructed after January 4, 2014, as provided in the federal Reduction of Lead in Drinking Water Act (42 U.S.C. Section 300g-6), as amended, shall be required to install, maintain, or replace filters under paragraph (c) of subdivision (1) of subsection 4 of this section.

10. A school that tests and does not find a drinking water source with a lead concentration above the acceptable level as described in subsection 3 of this section shall be required to test only every five years.

11. The department may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section"; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator May offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2151, Page 11, Section 167.630, Line 29, by inserting after all of said line the following:

"**170.307. 1. For school year 2022-23 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received mental health awareness**

training given any time during a pupil's four years of high school.

2. Beginning in school year 2022-23, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in mental health awareness. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the department of elementary and secondary education.

3. The department of elementary and secondary education shall promulgate rules to develop a model curriculum to be used by school districts to provide the instruction required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Beck offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2151, Page 10, Section 161.217, Line 51, by inserting after all of said line the following:

"**167.625. 1. This section shall be known and may be cited as "Will's Law".**

2. As used in this section, the following terms mean:

(1) "Individualized emergency health care plan", a document developed by a school nurse, in consultation with a student's parent and other appropriate medical professionals, that is consistent with the recommendations of the student's health care providers, that describes procedural guidelines that provide specific directions about what to do in a particular emergency situation, and that is signed by the parent and the school nurse or the school administrator or the administrator's designee in the absence of the school nurse;

(2) "Individualized health care plan", a document developed by a school nurse, in consultation with a student's parent and other appropriate medical professionals who may be providing epilepsy or seizure disorder care to the student, that is consistent with the recommendations of the student's health care providers, that describes the health services needed by the student at school, and that is signed by the parent and the school nurse or the school administrator or the administrator's designee in the absence of the school nurse;

(3) "Parent", a parent, guardian, or other person having charge, control, or custody of a student;

(4) "School", any public elementary or secondary school or charter school;

(5) "School employee", a person employed by a school;

(6) "Student", a student who has epilepsy or a seizure disorder and who attends a school.

3. (1) The parent of a student who seeks epilepsy or seizure disorder care while at school shall inform the school nurse or the school administrator or the administrator's designee in the absence of the school nurse. The school nurse shall develop an individualized health care plan and an individualized emergency health care plan for the student. The parent of the student shall annually provide to the school written authorization for the provision of epilepsy or seizure disorder care as described in the individualized plans.

(2) The individualized plans developed under subdivision (1) of this subsection shall be updated by the school nurse before the beginning of each school year and as necessary if there is a change in the health status of the student.

(3) Each individualized health care plan shall, and each individualized emergency health care plan may, include but not be limited to the following information:

(a) A notice about the student's condition for all school employees who interact with the student;

(b) Written orders from the student's physician or advanced practice nurse describing the epilepsy or seizure disorder care;

(c) The symptoms of the epilepsy or seizure disorder for that particular student and recommended care;

(d) Whether the student may fully participate in exercise and sports, and any contraindications to exercise or accommodations that shall be made for that particular student;

(e) Accommodations for school trips, after-school activities, class parties, and other school-related activities;

(f) Information for such school employees about how to recognize and provide care for epilepsy and seizure disorders, epilepsy and seizure disorder first aid training, when to call for assistance, emergency contact information, and parent contact information;

(g) Medical and treatment issues that may affect the educational process of the student;

(h) The student's ability to manage, and the student's level of understanding of, the student's epilepsy or seizure disorder; and

(i) How to maintain communication with the student, the student's parent and health care team, the school nurse or the school administrator or the administrator's designee in the absence of the school nurse, and the school employees.

4. (1) The school nurse assigned to a particular school or the school administrator or the administrator's designee in the absence of the school nurse shall coordinate the provision of epilepsy and seizure disorder care at that school and ensure that all school employees are trained every two years in the care of students with epilepsy and seizure disorders including, but not limited to, school employees working with school-sponsored programs outside of the regular school day, as provided in the student's individualized plans.

(2) The training required under subdivision (1) of this subsection shall include an online or in-

person course of instruction approved by the department of health and senior services that is provided by a reputable, local, Missouri-based health care or nonprofit organization that supports the welfare of individuals with epilepsy and seizure disorders.

5. The school nurse or the school administrator or the administrator's designee in the absence of the school nurse shall obtain a release from a student's parent to authorize the sharing of medical information between the student's physician or advanced practice nurse and other health care providers. The release shall also authorize the school nurse or the school administrator or the administrator's designee in the absence of the school nurse to share medical information with other school employees in the school district as necessary. No sharing of information under this subsection shall be construed to be a violation of the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA) (Pub. L. 104-191), as amended, if a student's parent has provided a release under this subsection.

6. No school employee including, but not limited to, a school nurse, a school bus driver, a school bus aide, or any other officer or agent of a school shall be held liable for any good faith act or omission consistent with the provisions of this section, nor shall an action before the state board of nursing lie against a school nurse for any such action taken by a school employee trained in good faith by the school nurse under this section. "Good faith" shall not be construed to include willful misconduct, gross negligence, or recklessness."; and

Further amend said bill, page 81, Section B, line 2, by inserting after "families," the following: "**and to provide individualized care plans for students with epilepsy or seizure disorders who attend public schools, the enactment of section 167.625, and**" ; and further amend line 7, by inserting after "constitution," the following: "**the enactment of section 167.625, and**"; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Brattin offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2151, Page 78, Section 217.947, Line 13, by inserting after all of said line the following:

"452.375. 1. As used in this chapter, unless the context clearly indicates otherwise:

(1) "Custody" means joint legal custody, sole legal custody, joint physical custody or sole physical custody or any combination thereof;

(2) "Joint legal custody" means that the parents share the decision-making rights, responsibilities, and authority relating to the health, education and welfare of the child, and, unless allocated, apportioned, or decreed, the parents shall confer with one another in the exercise of decision-making rights, responsibilities, and authority;

(3) "Joint physical custody" means an order awarding each of the parents significant, but not necessarily equal, periods of time during which a child resides with or is under the care and supervision of each of the parents. Joint physical custody shall be shared by the parents in such a way as to assure the child of frequent, continuing and meaningful contact with both parents;

(4) "Third-party custody" means a third party designated as a legal and physical custodian pursuant to subdivision (5) of subsection 5 of this section.

2. The court shall determine custody in accordance with the best interests of the child. **[**When the parties have not reached an agreement on all issues related to custody, the court**]** **There shall be a rebuttable presumption that an award of equal or approximately equal parenting time that maximizes time with each parent is in the best interests of the child. Such presumption is rebuttable by a preponderance of the evidence in accordance with all relevant factors, including, but not limited to, the factors contained in subdivisions (1) to (9) of this subsection. The presumption shall be rebutted if the court finds that the parents have reached an agreement on all issues related to custody, or if the court finds that a pattern of domestic violence has occurred as set out in subdivision (7) of this subsection. The court shall construct a parenting plan that is consistent with ensuring the child's welfare and** shall consider all relevant factors and enter written findings of fact and conclusions of law, including, but not limited to, the following:

(1) The wishes of the child's parents as to custody and the proposed parenting plan submitted by both parties;

(2) The needs of the child for a frequent, continuing and meaningful relationship with both parents and the ability and willingness of parents to actively perform their functions as mother and father for the needs of the child;

(3) The interaction and interrelationship of the child with parents, siblings, and any other person who may significantly affect the child's best interests;

(4) Which parent is more likely to allow the child frequent, continuing and meaningful contact with the other parent; **the willingness and ability of parents to cooperate in the rearing of their child; to maximize sharing information and minimize exposure of the child to parental conflict; and to utilize methods for resolving disputes regarding any major decision concerning the life of the child;**

(5) The child's **needs;** adjustment to the child's home, school, and community; **and the child's physical, emotional, educational, and other needs. The fact that a parent sends his or her child or children to a home school, as defined in section 167.031, shall not be the sole factor that a court considers in determining custody of such child or children;**

(6) The mental and physical health of all individuals involved, including **the mental health or substance abuse history experienced by either parent;**

(7) Any history of abuse of any individuals involved**, including domestic and child abuse. In determining whether the presumption is rebutted by a pattern of domestic violence, the court shall consider the nature and context of the domestic violence and the implications of the domestic violence for parenting and for the child's safety, well-being, and developmental needs**. If the court finds that a pattern of domestic violence as defined in section 455.010 has occurred, and, if the court also finds that awarding custody to the abusive parent is in the best interest of the child, then the court shall enter written findings of fact and conclusions of law. Custody and visitation rights shall be ordered in a manner that best protects the child and any other child or children for whom the parent has custodial or visitation rights, and the parent or other family or household member who is the victim of domestic violence from any further harm**, whether physical, verbal, emotional, or psychological**;

[(7) The intention of either parent to relocate the principal residence of the child; and

(8) The wishes of a child as to the child's custodian. The fact that a parent sends his or her child or children to a home school, as defined in section 167.031, shall not be the sole factor that a court considers in determining custody of such child or children.**]**

(8) The distance between the residences of the parents seeking custody, including consideration of any relocation which has occurred or an intent to relocate; and

(9) The reasonable input of the child as to the child's custodian, if the court deems the child to be of sufficient ability, age, and maturity to express an independent, reliable preference and that such input is in the best interests of the child and will not be emotionally damaging, with due consideration of the influence that a parent may have on the child's input.

3. (1) In any court proceedings relating to custody of a child, the court shall not award custody or unsupervised visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any of the following offenses when a child was the victim:

(a) A felony violation of section 566.030, 566.031, 566.032, 566.060, 566.061, 566.062, 566.064, 566.067, 566.068, 566.083, 566.100, 566.101, 566.111, 566.151, 566.203, 566.206, 566.209, 566.211, or 566.215;

(b) A violation of section 568.020;

(c) A violation of subdivision (2) of subsection 1 of section 568.060;

(d) A violation of section 568.065;

(e) A violation of section 573.200;

(f) A violation of section 573.205; or

(g) A violation of section 568.175.

(2) For all other violations of offenses in chapters 566 and 568 not specifically listed in subdivision (1) of this subsection or for a violation of an offense committed in another state when a child is the victim that would be a violation of chapter 566 or 568 if committed in Missouri, the court may exercise its discretion in awarding custody or visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any such offense.

4. The general assembly finds and declares that it is the public policy of this state that frequent, continuing and meaningful contact with both parents after the parents have separated or dissolved their marriage is in the best interest of the child, except for cases where the court specifically finds that such contact is not in the best interest of the child, and that it is the public policy of this state to encourage parents to participate in decisions affecting the health, education and welfare of their children, and to resolve disputes involving their children amicably through alternative dispute resolution. In order to effectuate these policies, **the general assembly encourages the court to enter a temporary parenting plan as early as practicable in a proceeding under this chapter, including, but not limited to, at an initial case management conference, consistent with the provisions of subsection 2 of this section, and in doing so** the court shall determine the custody arrangement which will best assure both parents participate in such decisions and have frequent, continuing and meaningful contact with their children so long as it is in the best interests of the child.

5. Prior to awarding the appropriate custody arrangement in the best interest of the child, the court shall

consider each of the following as follows:

(1) Joint physical and joint legal custody to both parents, which shall not be denied solely for the reason that one parent opposes a joint physical and joint legal custody award. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(2) Joint physical custody with one party granted sole legal custody. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(3) Joint legal custody with one party granted sole physical custody;

(4) Sole custody to either parent; or

(5) Third-party custody or visitation:

(a) When the court finds that each parent is unfit, unsuitable, or unable to be a custodian, or the welfare of the child requires, and it is in the best interests of the child, then custody, temporary custody or visitation may be awarded **to** a person related by consanguinity or affinity to the child. If no person related to the child by consanguinity or affinity is willing to accept custody, then the court may award custody to any other person or persons deemed by the court to be suitable and able to provide an adequate and stable environment for the child. Before the court awards custody, temporary custody or visitation to a third person under this subdivision, the court shall make that person a party to the action;

(b) Under the provisions of this subsection, any person may petition the court to intervene as a party in interest at any time as provided by supreme court rule.

6. If the parties have not agreed to a custodial arrangement, or the court determines such arrangement is not in the best interest of the child, the court shall include a written finding in the judgment or order based on the public policy in subsection 4 of this section and each of the factors listed in subdivisions (1) to **[**(8)**] (9)** of subsection 2 of this section detailing the specific relevant factors that made a particular arrangement in the best interest of the child. If a proposed custodial arrangement is rejected by the court, the court shall include a written finding in the judgment or order detailing the specific relevant factors resulting in the rejection of such arrangement.

7. Upon a finding by the court that either parent has refused to exchange information with the other parent, which shall include but not be limited to information concerning the health, education and welfare of the child, the court shall order the parent to comply immediately and to pay the prevailing party a sum equal to the prevailing party's cost associated with obtaining the requested information, which shall include but not be limited to reasonable attorney's fees and court costs.

8. As between the parents of a child, no preference may be given to either parent in the awarding of custody because of that parent's age, sex, or financial status, nor because of the age or sex of the child. The court shall not presume that a parent, solely because of his or her sex, is more qualified than the other parent to act as a joint or sole legal or physical custodian for the child.

9. Any judgment providing for custody shall include a specific written parenting plan setting forth the terms of such parenting plan arrangements specified in subsection 8 of section 452.310. Such plan may be a parenting plan submitted by the parties pursuant to section 452.310 or, in the absence thereof, a plan determined by the court, but in all cases, the custody plan approved and ordered by the court shall be in the court's discretion and shall be in the best interest of the child.

10. After August 28, 2016, every court order establishing or modifying custody or visitation shall include the following language: "In the event of noncompliance with this order, the aggrieved party may file a verified motion for contempt. If custody, visitation, or third-party custody is denied or interfered with by a parent or third party without good cause, the aggrieved person may file a family access motion with the court stating the specific facts that constitute a violation of the custody provisions of the judgment of dissolution, legal separation, or judgment of paternity. The circuit clerk will provide the aggrieved party with an explanation of the procedures for filing a family access motion and a simple form for use in filing the family access motion. A family access motion does not require the assistance of legal counsel to prepare and file.".

11. No court shall adopt any local rule, form, or practice requiring a standardized or default parenting plan for interim, temporary, or permanent orders or judgments. Notwithstanding any other provision to the contrary, a court may enter an interim order in a proceeding under this chapter, provided that the interim order shall not contain any provisions about child custody or a parenting schedule or plan without first providing the parties with notice and a hearing, unless the parties otherwise agree.

12. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, both parents shall have access to records and information pertaining to a minor child including, but not limited to, medical, dental, and school records. If the parent without custody has been granted restricted or supervised visitation because the court has found that the parent with custody or any child has been the victim of domestic violence, as defined in section 455.010, by the parent without custody, the court may order that the reports and records made available pursuant to this subsection not include the address of the parent with custody or the child. A court shall order that the reports and records made available under this subsection not include the address of the parent with custody if the parent with custody is a participant in the address confidentiality program under section 589.663. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, any judgment of dissolution or other applicable court order shall specifically allow both parents access to such records and reports.

13. Except as otherwise precluded by state or federal law, if any individual, professional, public or private institution or organization denies access or fails to provide or disclose any and all records and information, including, but not limited to, past and present dental, medical and school records pertaining to a minor child, to either parent upon the written request of such parent, the court shall, upon its finding that the individual, professional, public or private institution or organization denied such request without good cause, order that party to comply immediately with such request and to pay to the prevailing party all costs incurred, including, but not limited to, attorney's fees and court costs associated with obtaining the requested information.

14. An award of joint custody does not preclude an award of child support pursuant to section 452.340 and applicable supreme court rules. The court shall consider the factors contained in section 452.340 and applicable supreme court rules in determining an amount reasonable or necessary for the support of the child.

15. If the court finds that domestic violence or abuse as defined in section 455.010 has occurred, the court shall make specific findings of fact to show that the custody or visitation arrangement ordered by the court best protects the child and the parent or other family or household member who is the victim of domestic violence, as defined in section 455.010, and any other children for whom such parent has custodial

or visitation rights from any further harm."; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Arthur, **HCS** for **HB 2151**, with **SCS**, **SS** for **SCS** and **SA 6** (pending), was placed on the Informal Calendar.

At the request of Senator White, **HCS** for **HBs 2116**, **2097**, **1690** and **2221**, with **SCS**, was placed on the Informal Calendar.

HB 2090, with **SCS**, introduced by Representative Griffith, entitled:

An Act to repeal section 33.100, RSMo, and to enact in lieu thereof one new section relating to state employee pay periods.

Was taken up by Senator Bernskoetter.

SCS for **HB 2090**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2090

An Act to repeal sections 33.100, 36.020, 36.030, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.120, 36.140, 36.250, 36.440, 36.510, 37.010, 105.950, 105.1114, and 288.220, RSMo, and to enact in lieu thereof seventeen new sections relating to the office of administration.

Was taken up.

Senator Bernskoetter moved that **SCS** for **HB 2090** be adopted.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Bill No. 2090, Page 1, In the Title, Lines 4-5, by striking "the office of administration" and inserting in lieu thereof the following: "the payment of funds from the state treasury"; and

Further amend said bill, page 24, section 288.220, line 49, by inserting after all of said line the following:

"**Section 1. 1. As used in this section, the following terms mean:**

(1) "Eligible individual", any individual or married couple who:

(a) Cannot be claimed as a dependent on any other taxpayer's federal income tax return for a tax year beginning in the calendar year in which the individual's tax year begins;

(b) Is not an estate or trust;

(c) Is not delinquent on child support obligations;

(d) Is a resident of the state, as defined in section 143.101; and

(e) Files a Missouri individual or combined individual income tax return for the tax year ending in calendar year 2021, and has filed such return with the state by October 17, 2022 or such return was postmarked by October 17, 2022;

(2) "Qualified taxpayer", any individual subject to the state income tax imposed under chapter 143, excluding the withholding tax imposed under sections 143.191 to 143.265, who is an eligible individual as defined under this section;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For the 2021 tax year, a qualified taxpayer shall be allowed to claim a one-time nonrefundable tax credit against the taxpayer's state tax liability in an amount equal to the lesser of each qualified taxpayer's Missouri income tax due for the tax year ending in calendar year 2021, or five hundred dollars in the case of individuals filing an individual Missouri income tax return, or one thousand dollars in the case of married couples filing a combined Missouri individual income tax return, whichever is less.

3. The department of revenue shall automatically adjust each qualified taxpayer's tax return for the 2021 tax year and shall issue refunds, if necessary, to qualified taxpayers via check or electronic fund transfer.

4. No tax credit claimed under this section shall be carried forward to any subsequent tax year.

5. No tax credit claimed under this section shall be assigned, transferred, sold, or otherwise conveyed.

6. Notwithstanding any provision of this section to the contrary, the director of revenue shall not authorize more than five hundred million dollars in tax credits under this section. In the event the aggregate amount of tax credits claimed by qualified taxpayers exceeds five hundred million dollars, the value of the tax credit shall be reduced by the smallest uniform percentage such that the total of all tax credits issued under this section is equal to five hundred million dollars.

7. There is hereby created in the state treasury the "Tax Credit Offset Fund", which shall consist of moneys appropriated by the general assembly. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely to issue tax credits pursuant to this section. Any moneys remaining in the fund at the end of the fiscal year ending on June 30, 2023, shall revert to the credit of the general revenue fund.

8. The department of revenue shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed

or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted.

Senator Rizzo offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Committee Substitute for House Bill No. 2090, Page 1, Section 1, Line 14, by inserting after all of said line the following:

"**(b) Has a Missouri adjusted gross income of less than one hundred fifty thousand dollars in the case of an individual filing an individual income tax return, or less than three hundred thousand dollars in the case of a married couple filing a combined income tax return;**"; and further amend the remaining paragraphs accordingly.

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman moved that **SA 1**, as amended, be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

Senator Hough assumed the Chair.

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Bill No. 2090, Page 22, Section 105.1114, Line 10, by inserting after all of said line the following:

"136.370. **1.** Pursuant to chapter 143 and chapter 144, the director shall waive any interest or penalty assessed against any taxpayer when it is determined by the director, the administrative hearing commission, or a court of law that the negligence of an employee of the department resulted in undue delay, as defined by rule or regulation, in either assessing tax or notifying the taxpayer of the liability owed. Such waiver of interest or penalty shall be for that amount attributable to the period of delay and for any time that the penalty or interest is under appeal.

2. Notwithstanding any provision of law to the contrary, the director shall refund to a taxpayer the amount of sales and use tax assessments paid by such taxpayer when it is determined by the administrative hearing commission or a court of law that the negligence of or incorrect information provided by an employee of the department resulted in the taxpayer failing to collect and remit sales and use tax assessments that were required to be collected and for which the department subsequently audited the taxpayer. A taxpayer shall file a claim for refund no later than April 15, 2023, to receive a refund pursuant to this subsection."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Onder offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for House Bill No. 2090, Page 24, Section 288.220, Line 49, by inserting after all of said line the following:

"**Section 1. No state employee shall be required to receive a vaccination against COVID-19 as a condition of commencing or continuing employment. This section shall not apply to any state employee who is employed by any facility that meets the definition of hospital in section 197.020, any long term care facility licensed under chapter 198, any entity that meets the definition of facility in section 199.170, or any facility certified by the Centers for Medicare and Medicaid Services.**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator Bernskoetter moved that **SCS** for **HB 2090**, as amended, be adopted, which motion prevailed.

Senator Bernskoetter moved that **SCS** for **HB 2090**, as amended, be read the 3rd time and passed and was recognized to close.

President Pro Tem Schatz referred **SCS** for **HB 2090**, as amended, to the Committee on Governmental Accountability and Fiscal Oversight.

Senator White moved that **HCS** for **HB 1472**, with **SCS**, **SS** for **SCS**, **SA 4**, as amended, and **SA 2** to **SA 4** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

At the request of Senator White, **SS** for **SCS** for **HCS** for **HB 1472** was withdrawn, rendering **SA 4**, as amended, and **SA 2** to **SA 4** moot.

Senator White offered **SS No. 2** for **SCS** for **HCS** for **HB 1472**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1472

An Act to repeal section 574.105, RSMo, and to enact in lieu thereof one new section relating to the offense of money laundering, with penalty provisions.

Senator White moved that **SS No. 2** for **SCS** for **HCS** for **HB 1472** be adopted, which motion prevailed.

On motion of Senator White, **SS No. 2** for **SCS** for **HCS** for **HB 1472** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Beck	Brattin	Brown	Burlison	Cierpiot	Crawford
Eslinger	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	May
Moon	Mosley	O'Laughlin	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators—None

Absent—Senators

Bean Bernskoetter Schatz—3

Absent with leave—Senators

Eigel Gannon—2

Vacancies—None

The President declared the bill passed.

On motion of Senator White, title to the bill was agreed to.

Senator White moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: The Speaker of the House of Representatives has re-appointed the following committee to act with a like committee from the Senate on **SS** for **HB 2149**, as amended. Representatives: Shields, Evans, Black (137), Doll, Lewis (25).

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 31**.

Concurrent resolution ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SCS** for **SBs 775**, **751** & **640**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 2168**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 1606**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SBs 775**, **751** & **640**, as amended.

Representatives: Kelly (141), Fitzwater, Dinkins, Young, Sharp (36).

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House Conferees on **CCR** on **SS** for **SCS** for **HCS** for **HB 1720** be allowed to exceed the differences on sections 348.491 and 348.493.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House Conferees on **HCS** for **SS** for **SCS** for **SBs 681** & **662**, as amended, be allowed to exceed the differences on section 160.077.

HOUSE BILLS ON THIRD READING

At the request of Senator Luetkemeyer, **HB 2697**, **HB 1589**, **HB 1637** and **HCS** for **HB 2127**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Luetkemeyer, **HB 2088**, **HB 1705** and **HCS** for **HB 1699**, with **SCS**, was placed on the Informal Calendar.

PRIVILEGED MOTIONS

Senator Crawford moved that the Senate refuse to recede in **HCS** for **HB 2168**, with **SS** for **SCS**, as amended, and grant the House a conference thereon, which motion prevailed.

Senator Eslinger moved that the Senate refuse to recede in **HCS** for **HB 1606**, with **SS** for **SCS**, as amended, and grant the House a conference thereon, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCS** for **SCS** for **SB 886**, begs leave to report that it has examined the same and finds that the bill has been duly enrolled and that the printed copies furnished the Senators are correct.

Senator Rowden assumed the Chair.

HOUSE BILLS ON THIRD READING

HCS for **HB 3017**, with **SCS**, entitled:

An Act to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3017**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3017

An Act to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3017** be adopted, which motion prevailed.

Senator Schupp assumed the Chair.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3017** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Moon	Onder—4

Absent—Senators—None

Absent with leave—Senators

Eigel	Gannon—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3018**, with **SCS**, entitled:

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the

fiscal period beginning July 1, 2022 and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3018**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3018

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2022 and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3018** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3018** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eigel	Gannon—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3019**, with **SCS**, entitled:

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major

additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2022 and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3019**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3019

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2022 and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3019** be adopted, which motion prevailed.

On motion of Senator Hegeman, **SCS** for **HCS** for **HB 3019** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eslinger	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland

Williams—29

NAYS—Senators

Burlison Moon Onder—3

Absent—Senators—None

Absent with leave—Senators

Eigel Gannon—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HCS for **HB 3020**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment,

planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2022, and ending June 30, 2023.

Was taken up by Senator Hegeman.

SCS for **HCS** for **HB 3020**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3020

An Act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2022, and ending June 30, 2023.

Was taken up.

Senator Hegeman moved that **SCS** for **HCS** for **HB 3020** be adopted.

Senator Hegeman offered **SS** for **SCS** for **HCS** for **HB 3020**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3020

An Act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2022, and ending June 30, 2023.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3020** be adopted.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3020, Page 8, Section 20.187, Line 5, by striking the words "county with more than one million inhabitants" and inserting in lieu thereof the following: "city not within a county".

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3020, Page 32, Section 20.839, Line 4, by striking "city not within a county" and inserting in lieu thereof the following: "**county with more than one million inhabitants**".

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Pursuant to Senate Rule 91, Senator Washington excused herself from voting on the adoption and 3rd reading of **SS** for **SCS** for **HCS** for **HB 3020**.

Senator Hegeman moved that **SS** for **SCS** for **HCS** for **HB 3020**, as amended, be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS** for **SCS** for **HCS** for **HB 3020**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Hegeman	Hoskins	Hough	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	White	Wieland	Williams—26		

NAYS—Senators

Brattin	Burlison	Koenig	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senators

Eigel	Gannon—2

Excused from voting—Senator Washington—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SBs 775**, **751** and **640**: Senators Thompson Rehder, Luetkemeyer, Eslinger, Schupp, and Washington.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **HCS** for **HB 2168**, with **SS** for **SCS**, as amended: Senators Crawford, Wieland, Eslinger,

Roberts, and Mosley.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **HCS** for **HB 1606**, with **SS** for **SCS**, as amended: Eslinger, Crawford, Thompson Rehder, Razer, and Beck.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 904, regarding Marvin Manring, Stockton, which was adopted.

Senator Gannon offered Senate Resolution No. 905, regarding Warden Paul Blair, Farmington, which was adopted.

Senator Crawford offered Senate Resolution No. 906, regarding Jorja Louise Harrison, Urbana, which was adopted.

Senator Gannon offered Senate Resolution No. 907, regarding Denise Welker, Festus, which was adopted.

Senator Moon offered Senate Resolution No. 908, regarding Michele Hatfield, Hollister, which was adopted.

Senator Moon offered Senate Resolution No. 909, regarding Jim Hatfield, Hollister, which was adopted.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTY-FIRST DAY–FRIDAY, MAY 5, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704
HB 1973-Gregory (51)
HCS for HB 2140
HCS for HB 2600
HB 2439-Hovis
HB 2160-Dinkins
HB 2660-Veit
HCS for HB 2638
HCS for HB 2136
HCS for HB 1489
HS for HB 2310

HCS for HB 2177
HB 1564-Griffith

HCS for HB 1559

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel, as amended (In Fiscal Oversight)

SS for SCS for SB 741-Crawford, as amended (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1179-Hough
2. SB 994-Washington
3. SBs 961 &733-Beck, with SCS
4. SB 739-Eigel
5. SB 874-Arthur
6. SB 1040-Burlison
7. SB 1143-Brown
8. SB 685-May
9. SB 833-Luetkemeyer
10. SB 1023-Gannon
11. SB 809-Koenig, with SCS
12. SB 800-Hegeman
13. SB 958-Bean, with SCS
14. SB 694-Brattin
15. SB 1063-Crawford
16. SB 963-Brown, with SCS
17. SB 978-Eslinger, with SCS
18. SB 843-Moon, with SCS
19. SB 1178-White and Cierpiot, with SCS
20. SB 1133-White, with SCS
21. SB 684-May
22. SB 923-Brattin
23. SJRs 52 & 53-Koenig, with SCS
24. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HB 1858 (O'Laughlin) (In Fiscal Oversight)
6. HCS for HB 2587 (Hoskins) (In Fiscal Oversight)
7. HB 1962-Copeland (Eslinger)
8. HB 2202-Fitzwater, with SCS (Cierpiot) (In Fiscal Oversight)
9. HCS for HB 1662 (Koenig)
10. HB 1738-Dogan, with SCS (Roberts)
11. HB 2365-Shields (In Fiscal Oversight) (Hegeman)
12. HB 2331-Baker, with SCS (White)
13. HCS for HB 1590 (Hoskins) (In Fiscal Oversight)
14. HCS for HB 1583 (Koenig)
15. HCS for HB 1597, with SCS (O'Laughlin)

16. HB 1860-Eggleston, with SCS (Bernskoetter) (In Fiscal Oversight)
17. HCS for HB 2382 (Koenig) (In Fiscal Oversight)
18. HB 2593-Lovasco, with SCS (Koenig)
19. HCS for HB 1732, with SCS (Crawford) (In Fiscal Oversight)
20. HCS for HB 2012, with SCS (White) (In Fiscal Oversight)
21. HB 2694-Hudson, with SCS (Crawford) (In Fiscal Oversight)
22. HB 2325-Patterson (Bean) (In Fiscal Oversight)
23. HB 2607-Rone (Bean)
24. HCS for HB 2120, with SCS (Crawford) (In Fiscal Oversight)
25. HB 1473-Pike (Onder)
26. HB 1541-McGirl, with SCS (Gannon) (In Fiscal Oversight)
27. HB 2455-Griffith, with SCS (White) (In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 674-Hough, with SCS
SBs 698 & 639-Gannon, et al, with SCS,
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 713-Razer, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 781-Moon, with SCS & SS for SCS (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1734, with SCS (White)
HB 1856-Baker, with SCS (O'Laughlin)
SS for SCS for HB 1878-Simmons, as amended (Crawford) (In Fiscal Oversight)
HCS for HB 2000, with SCS (Williams)
HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer)
SCS for HB 2090-Griffith, as amended (Bernskoetter) (In Fiscal Oversight)
HCS for HBs 2116, 2097, 1690 & 2221, with SCS (White)
HCS for HB 2151, with SCS, SS for SCS & SA 6 (pending) (Arthur)
SS for HB 2400-Houx, as amended (Hoskins) (In Fiscal Oversight)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)
HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS (Luetkemeyer)
HCS for HJR 79, with SCS (Crawford)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SS for SCS for SBs 681 & 662-O'Laughlin and Arthur, with HCS, as amended (House conferees allowed to exceed the differences)
SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp, with HCS, as amended (Senate requests House recede or grant conference)
SB 820-Burlison, with HCS, as amended (Senate conferees allowed to exceed the differences)
HCS for HB 1606, with SS for SCS, as amended (Eslinger)
HCS for HB 1720, with SS for SCS, as amended (Bean) (Conferees allowed to exceed the differences)
HB 2149-Shields, with SS, as amended (Eslinger) (Further conference granted)
HCS for HB 2168, with SS for SCS, as amended (Crawford)
HCS for HB 3002, with SS for SCS (Hegeman)
HCS for HB 3003, with SS for SCS (Hegeman)
HCS for HB 3004, with SCS (Hegeman)
HCS for HB 3005, with SCS (Hegeman)
HCS for HB 3006, with SCS (Hegeman)
HCS for HB 3007, with SCS (Hegeman)
HCS for HB 3008, with SS for SCS (Hegeman)
HCS for HB 3009, with SCS (Hegeman)
HCS for HB 3010, with SS for SCS (Hegeman)
HCS for HB 3011, with SS for SCS (Hegeman)
HCS for HB 3012, with SS for SCS (Hegeman)
HCS for HB 3013, with SCS (Hegeman)
HCS for HB 3015, with SCS (Hegeman)

Requests to Recede or Grant Conference

SB 710-Beck, with HCS#2, as amended (Senate requests House recede or grant conference)

SB 845-Eslinger, with HCS, as amended (Senate requests House recede or grant conference)

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz

SR 448-Eigel

SR 453-Eigel

SR 466-Eigel

SR 467-Eigel

SR 468-Hoskins

SR 469-Hoskins

SR 472-White

SR 496-Hoskins

SR 783-Hough

HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp

SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FIRST DAY—FRIDAY, MAY 6, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"The Lord loves those who hate evil... Light dawns for the righteous, and joy for the upright in heart." (Psalm 97:10a, 11)

Faithful Father, grant us, Your servants, joy and protection from all that would hurt us and heal lives that are broken and mend the bodies that need Your touch and guide us towards Your benevolent light. We pray especially for Your help so our hearts are grateful in all things that we share and that this weekend with those You have given us to love is filled with joy and upright hearts. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator White announced that photographers from KY3 and KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 910, regarding the Thirtieth Anniversary of Falun Dafa's

introduction to the public, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS #2** for **SB 710**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 845**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 3002**, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 3002**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 3003**, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 3003**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 3004**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 3004**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 3005**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 3005**.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **HB 2455**, with **SCS**; **HB 2365**; **HCS** for **HB 2587**; **HB 1541**, with **SCS**; **SCS** for **HB 2090**, as amended; **HB 2325**; **HCS** for **HB 1732**, with **SCS**; and **SS** for **HB 2400**, as amended, begs leave to report that it has considered the same and recommends that the bills do pass.

HOUSE BILLS ON THIRD READING

Senator Bernskoetter moved that **SCS** for **HB 2090** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SCS for **HB 2090** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Bernskoetter, title to the bill was agreed to.

Senator Bernskoetter moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hoskins moved that **SS** for **HB 2400** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **HB 2400** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Koenig	Luetkemeyer	Moon	Onder—6

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3002**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3002

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3002, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3002.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3002.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3002, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Dan Hegeman
Dirk Deaton	/s/ Lincoln Hough
/s/ Rusty Black	/s/ Karla Eslinger
/s/ Peter Merideth	/s/ Lauren Arthur
/s/ Ingrid Burnett	/s/ Barbara Washington

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Moon	Onder—4

Absent—Senator Koenig—1

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SS** for **SCS** for **HCS** for **HB 3002**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3002

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Brattin	Burlison	Moon	Onder—4

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3003**, moved that the following conference committee report be taken up, which motion prevailed

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3003

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3003, begs leave to report that we, after free and fair discussion

of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3003.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3003.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3003, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Rusty Black	/s/ Anthony Luetkemeyer
/s/ Peter Merideth	/s/ Lauren Arthur
/s/ Kevin Windham	/s/ Karla May

Pursuant to Senate Rule 91, Senator Washington excused herself from voting on the adoption and 3rd reading of **SS** for **SCS** for **HCS** for **HB 3003**.

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Thompson Rehder	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Moon	Onder	Schupp—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Excused from voting—Senator Washington—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SS** for **SCS** for **HCS** for **HB 3003**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3003

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of

Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Thompson Rehder	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Moon	Onder	Schupp—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Excused from voting—Senator Washington—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 3004**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3004

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3004, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3004.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3004.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House

Committee Substitute for House Bill No. 3004, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Don Mayhew	/s/ Mike Cierpiot
/s/ Peter Merideth	/s/ Lauren Arthur
/s/ Rasheen Aldridge	/s/ Brian Williams

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Crawford	Eslinger
Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Hoskins	Moon	Onder—5

Absent—Senator Cierpiot—1

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SCS** for **HCS** for **HB 3004**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3004

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Hoskins	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 3005**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3005

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3005, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3005.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3005.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3005, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Brad Hudson	Denny Hoskins
/s/ Peter Merideth	/s/ Lauren Arthur
/s/ Ashley Bland Manlove	/s/ Brian Williams

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May

Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Moon	Onder—4

Absent—Senator Hoskins—1

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SCS** for **HCS** for **HB 3005**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3005

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—27	

NAYS—Senators

Brattin	Burlison	Moon	Onder—4

Absent—Senators

Hoskins	Razer—2

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 3006**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 3006**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 3007**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 3007**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 3008**, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 3008**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 3009**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 3009**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 3010**, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 3010**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 3011**, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 3011**.

PRIVILEGED MOTIONS

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 3006**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3006

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3006, begs leave to report that we, after free and fair discussion of the differences, have

agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3006.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3006.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3006, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Scott Cupps	/s/ Justin Brown
/s/ Peter Merideth	/s/ Barbara Washington
/s/ LaKeySha Bosley	/s/ Brian Williams

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Hoskins	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SCS** for **HCS** for **HB 3006**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3006

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof, and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2022 and ending June 30, 2023

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Hoskins	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 3007**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3007

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3007, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3007.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3007.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3007, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Scott Cupps	/s/ Mike Cierpiot

/s/ Peter Merideth
/s/ LaKeySha Bosley
/s/ Karla May
/s/ Brian Williams

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Hoskins	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SCS** for **HCS** for **HB 3007**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3007

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Hoskins	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3008**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3008

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3008, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3008.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3008.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3008, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Don Mayhew	/s/ Justin Brown
Peter Merideth	/s/ Lauren Arthur
Rasheen Aldridge	Karla May

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senators

Moon Onder—2

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SS** for **SCS** for **HCS** for **HB 3008**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3008

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senators

Moon Onder—2

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

President Pro Tem Schatz assumed the Chair.

Senator Rowden assumed the Chair.

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from

the House on **SCS** for **HCS** for **HB 3009**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3009

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3009, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3009.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3009.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3009, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Don Mayhew	/s/ Denny Hoskins
/s/ Peter Merideth	/s/ Karla May
/s/ Rasheen Aldridge	/s/ Barbara Washington

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	White
Williams—29						

NAYS—Senators

Moon	Onder	Wieland—3

Absent—Senator Washington—1

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SCS** for **HCS** for **HB 3009**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3009

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Williams—30					

NAYS—Senators

Moon	Onder	Wieland—3

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 3012**, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 3012**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 3013**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 3013**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 3015**, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 3015**.

PRIVILEGED MOTIONS

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3010**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3010

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3010, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3010.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3010.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3010, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Doug Richey	/s/ Sandy Crawford
/s/ Peter Merideth	/s/ Lauren Arthur
/s/ Betsy Fogle	/s/ Barbara Washington

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	O'Laughlin
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder
Washington	White	Wieland—24				

NAYS—Senators

Brattin	Burlison	Hoskins	May	Moon	Mosley	Onder
Schupp	Williams—9					

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SS** for **SCS** for **HCS** for **HB 3010**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3010

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022 and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	O'Laughlin
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder
Washington	White	Wieland—24				

NAYS—Senators

Brattin	Burlison	Hoskins	May	Moon	Mosley	Onder
Schupp	Williams—9					

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3011**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3011

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3011, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3011.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3011.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3011, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Dough Richey	/s/ Sandy Crawford
/s/ Peter Merideth	Barbara Washington
/s/ Sarah Unsicker	/s/ Karla May

Pursuant to Senate Rule 91, Senator Washington excused herself from voting on the adoption and 3rd reading of **SS** for **SCS** for **HCS** for **HB 3011**.

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Luetkemeyer	O'Laughlin	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	White
Wieland—22						

NAYS—Senators

Brattin	Burlison	Hoskins	Koenig	May	Moon	Mosley
Onder	Schupp	Williams—10				

Absent—Senators—None

Absent with leave—Senator Eigel—1

Excused from voting—Senator Washington—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SS** for **SCS** for **HCS** for **HB 3011**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3011

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Luetkemeyer	O'Laughlin	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	White
Wieland—22						

NAYS—Senators

Brattin	Burlison	Hoskins	Koenig	May	Moon	Mosley
Onder	Schupp	Williams—10				

Absent—Senators—None

Absent with leave—Senator Eigel—1

Excused from voting—Senator Washington—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3012**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3012

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House

Committee Substitute for House Bill No. 3012, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3012.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3012.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3012, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Brad Hudson	/s/ Tony Luetkemeyer
/s/ Peter Merideth	/s/ Lauren Arthur
/s/ Maggie Nurrenbern	/s/ Barbara Washington

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Hoskins	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SS** for **SCS** for **HCS** for **HB 3012**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3012

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment

of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2022 and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Hoskins	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 3013**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3013

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3013, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3013.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3013.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3013, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Brad Hudson	/s/ Karla Eslinger
/s/ Peter Merideth	/s/ Lauren Arthur
/s/ Ashley Bland Manlove	/s/ Barbara Washington

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hough	Koenig
Luetkemeyer	May	Mosley	O'Laughlin	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators

Hoskins	Moon	Onder—3

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SCS** for **HCS** for **HB 3013**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3013

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2022, and ending June 30, 2023.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eslinger	Gannon	Hegeman	Hough	Koenig
Luetkemeyer	May	Mosley	O'Laughlin	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White

Wieland Williams—30

NAYS—Senators

Hoskins Moon Onder—3

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 3015**, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3015

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3015, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3015.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3015.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3015, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Cody Smith	/s/ Daniel J. Hegeman
/s/ Dirk Deaton	/s/ Lincoln Hough
/s/ Rusty Black	/s/ Sandy Crawford
/s/ Peter Merideth	/s/ Lauren Arthur
/s/ Ingrid Burnett	/s/ Brian Williams

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur Bean Beck Bernskoetter Brown Cierpiot Crawford

Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Brattin	Burlison	Moon	Onder—4

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SCS** for **HCS** for **HB 3015**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3015

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Brattin	Burlison	Moon	Onder—4

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator O'Laughlin moved that the Senate grant the House further conference on **SS** for **SCS** for **SBs 681** and **662**, with **HCS**, as amended, and that the conferees be allowed to exceed the differences on Section 160.077, which motion prevailed.

Senator Eslinger moved that the conferees on **SB 845**, with **HCS**, as amended, be allowed to exceed the differences on Sections 50.815 and 50.820, which motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SB 845**, with **HCS**, as amended: Senators Eslinger, Crawford, Gannon, Roberts, and May.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SB 710**, with **HCS**, as amended: Senators Beck, May, White, Hoskins, and Luetkemeyer.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS #2** for **SB 710**, as amended. Representatives: Baker, McDaniel, Eggleston, Lewis (25), Bosley.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 2168**, as amended. Representatives: Porter, Wiemann, Grier, Ellebracht, Butz.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS** for **HB 3017** and has taken up and passed **SCS** for **HCS** for **HB 3017**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS** for **HB 3018** and has taken up and passed **SCS** for **HCS** for **HB 3018**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HCS** for **HB 3019** and has taken up and passed **SCS** for **HCS** for **HB 3019**.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, Senator Schatz submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 31**, begs leave to report that it has examined the same and finds that the concurrent resolution has been duly enrolled and that the printed copies furnished the Senators are correct.

Senator Hough assumed the Chair.

On motion of Senator Rowden, the Senate recessed until 1:45 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Schatz.

RESOLUTIONS

Senator Burlison offered Senate Resolution No. 911, regarding Nancy Kubel, Ozark, which was adopted.

Senator Burlison offered Senate Resolution No. 912, regarding Rebecca Justis, Ozark, which was adopted.

Senator Burlison offered Senate Resolution No. 913, regarding Dawn White, Ozark, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 914, regarding Walter E. Jones, III, Cape Girardeau, which was adopted.

On motion of Senator Rowden, the Senate adjourned until 2:00 p.m., Monday, May 9, 2022.

SENATE CALENDAR

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SIXTY-SECOND DAY–MONDAY, MAY 9, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704
HB 1973-Gregory (51)
HCS for HB 2140
HCS for HB 2600
HB 2439-Hovis
HB 2160-Dinkins
HB 2660-Veit

HCS for HB 2638
HCS for HB 2136
HCS for HB 1489
HS for HB 2310
HCS for HB 2177
HB 1564-Griffith
HCS for HB 1559

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel, as amended (In Fiscal Oversight)

SS for SCS for SB 741-Crawford, as amended (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1179-Hough
2. SB 994-Washington
3. SBs 961 &733-Beck, with SCS
4. SB 739-Eigel
5. SB 874-Arthur
6. SB 1040-Burlison
7. SB 1143-Brown
8. SB 685-May
9. SB 833-Luetkemeyer
10. SB 1023-Gannon
11. SB 809-Koenig, with SCS
12. SB 800-Hegeman
13. SB 958-Bean, with SCS
14. SB 694-Brattin
15. SB 1063-Crawford
16. SB 963-Brown, with SCS
17. SB 978-Eslinger, with SCS
18. SB 843-Moon, with SCS
19. SB 1178-White and Cierpiot, with SCS
20. SB 1133-White, with SCS
21. SB 684-May
22. SB 923-Brattin
23. SJRs 52 & 53-Koenig, with SCS
24. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HB 1858 (O'laughlin) (In Fiscal Oversight)
6. HCS for HB 2587 (Hoskins)
7. HB 1962-Copeland (Eslinger)
8. HB 2202-Fitzwater, with SCS (Cierpiot) (In Fiscal Oversight)
9. HCS for HB 1662 (Koenig)
10. HB 1738-Dogan, with SCS (Roberts)

11. HB 2365-Shields (Hegeman)
12. HB 2331-Baker, with SCS (White)
13. HCS for HB 1590 (Hoskins) (In Fiscal Oversight)
14. HCS for HB 1583 (Koenig)
15. HCS for HB 1597, with SCS (O'Laughlin)
16. HB 1860-Eggleston, with SCS (Bernskoetter) (In Fiscal Oversight)
17. HCS for HB 2382 (Koenig) (In Fiscal Oversight)
18. HB 2593-Lovasco, with SCS (Koenig)
19. HCS for HB 1732, with SCS (Crawford)
20. HCS for HB 2012, with SCS (White) (In Fiscal Oversight)
21. HB 2694-Hudson, with SCS (Crawford) (In Fiscal Oversight)
22. HB 2325-Patterson (Bean)
23. HB 2607-Rone (Bean)
24. HCS for HB 2120, with SCS (Crawford) (In Fiscal Oversight)
25. HB 1473-Pike (Onder)
26. HB 1541-McGirl, with SCS (Gannon)
27. HB 2455-Griffith, with SCS (White)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 674-Hough, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 713-Razer, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 781-Moon, with SCS & SS for SCS (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1734, with SCS (White)
HB 1856-Baker, with SCS (O'Laughlin)
SS for SCS for HB 1878-Simmons, as amended (Crawford)
(In Fiscal Oversight)
HCS for HB 2000, with SCS (Williams)
HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer)
HCS for HBs 2116, 2097, 1690 & 2221, with SCS (White)
HCS for HB 2151, with SCS, SS for SCS & SA 6 (pending) (Arthur)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)
HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS (Luetkemeyer)
HCS for HJR 79, with SCS (Crawford)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SS for SCS for SBs 681 & 662-O'Laughlin and Arthur, with HCS, as amended (Senate requests House grant further conference) (Conferees allowed to exceed the differences)
SB 710-Beck, with HCS#2, as amended
SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp, with HCS, as amended (Senate requests House recede or grant conference)
SB 820-Burlison, with HCS, as amended (Senate conferees allowed to exceed the differences)
SB 845-Eslinger, with HCS, as amended (Senate conferees allowed to exceed the differences)
HCS for HB 1606, with SS for SCS, as amended (Eslinger)
HCS for HB 1720, with SS for SCS, as amended (Bean) (Conferees allowed to exceed the differences)
HB 2149-Shields, with SS, as amended (Eslinger) (Further conference granted)
HCS for HB 2168, with SS for SCS, as amended (Crawford)

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp
SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SECOND DAY—MONDAY, MAY 9, 2022

The Senate met pursuant to adjournment.

President Pro Tem Schatz in the Chair.

The Reverend Carl Gauck offered the following prayer:

"The path of the righteous is like the light of dawn, which shines brighter and higher until full day." (Proverbs 4:18)

We praise You Lord God, that the longer we walk in Your way the stronger Your leadership and Lordship in our lives. So, we pray that You will continue to guide us in the way of righteousness for the sake of Your love at work for us, which then touches our world through us. And Lord, we pray for Senator Eigel's wife as she goes through surgery that the surgeons are successful and your guiding hand assists with her healing. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

On motion of Senator Rowden, the Senate recessed until 2:35 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Schatz.

The Journal for Friday, May 6, 2022, was read and approved.

Photographers from KOMU 8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 915, regarding Jessica D. Rigby, Columbia, which was adopted.

Senator Schupp offered Senate Resolution No. 916, regarding Najda Moalla, Columbia, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 917, regarding the Central High School Scholar Bowl Team, St. Joseph, which was adopted.

Senator Beck offered Senate Resolution No. 918, regarding Rene Howitt, which was adopted.

CONCURRENT RESOLUTIONS

Senator Brown offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 37

Whereas, the Constitution of the United States makes no reference to a right to an abortion and no such right exists under the Missouri Constitution; and

Whereas, *Roe v. Wade*, 410 U.S. 113 (1973), and *Planned Parenthood of Southeastern Pa. v. Casey*, 505 U.S. 833 (1992), serve as egregious examples of "legislating from the bench" in finding that a broad right to an abortion implicitly exists, despite the lack of such right in common law and in most state laws leading up to the *Roe* opinion; and

Whereas, the United States Supreme Court has revisited its previous decisions in *Dobbs v. Jackson Women's Health Organization* and has indicated its intent to overturn *Roe* and its line of cases, thereby recognizing the authority of the elected representatives of the states to once again settle the question of abortion according to the will of the people in accordance with the rule of law; and

Whereas, Missouri has a longstanding history from the state's earliest beginnings of recognizing abortion as the murder of an unborn child and the prohibition of such remained the law of the land until the Supreme Court's decision in *Roe*; and

Whereas, Missouri continues to recognize the importance of the right to life of an unborn child and has implemented the strongest protections for unborn life in the United States; and

Whereas, the General Assembly passed House Bill 126 in 2019 containing the "Right to Life of the Unborn Child Act", Section 188.017, which makes the knowing performance or inducement of an abortion, except in cases of medical emergency, a Class B felony; and

Whereas, Section 188.017 contains a contingent effective date reliant upon the action of the United States Supreme Court in overruling *Roe* and restoring to Missouri the authority to regulate abortion; and

Whereas, the Revisor of Statutes shall put Section 188.017 into effect in Missouri upon notification by the adoption of a concurrent resolution by the General Assembly, an opinion of the Attorney General, or a proclamation of the Governor:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred First General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby notify the Revisor of Statutes that this resolution shall serve as the General Assembly's notice pursuant to the provisions of Section 188.017 that the provisions of such section shall become effective upon the issuance by the United States Supreme Court of the *Dobbs* opinion overruling *Roe v. Wade*, 410 U.S. 113 (1973); and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Revisor of Statutes.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCS** for **HB 2090**, as amended, and has taken up and passed **SCS** for **HB 2090**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House grant the Senate further conference on **HCS** for **SS** for **SCS** for **SBs 681** & **662**, as amended, and that the conferees be allowed to exceed the differences in section 160.077.

Also,

Mr. President: The Speaker of the House of Representatives has re-appointed the following committee to act with a like committee from the Senate on **CCR** on **HCS** for **SS** for **SCS** for **SBs 681** & **662**. Representatives: Basye, Francis, Haffner, Sharp (36), Proudie.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 3020**, as amended, and has taken up and passed **SS** for **SCS** for **HCS** for **HB 3020**, as amended.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 1606**, as amended. Representatives: McGaugh, Fitzwater, O'Donnell, Baringer, Adams.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz re-appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **SBs 681** and **662**, with **HCS**, as amended: Senators O'Laughlin, Koenig, Eslinger, Arthur, and Schupp.

PRIVILEGED MOTIONS

Senator Beck moved that the conferees on **SB 710**, with **HCS No. 2**, as amended, be allowed to exceed the differences in Sections 191.1400, 191.2290 and 630.202, 191.116, 194.297, and 208.909.

Senator Onder raised the point of order that **HCS No. 2** for **SB 710**, as amended, is out of order as it goes beyond the scope of the underlying bill.

Senator Bernskoetter assumed the Chair.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Beck moved that the conferees on **SB 710**, with **HCS No. 2**, as amended, be allowed to exceed the differences in Sections 191.1400, 191.2290 and 630.202, 191.116, 194.297, and 208.909, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **HB 2694**, with **SCS**; **HB 2202**, with **SCS**; **HCS** for **HB 2120**, with **SCS**; **SS** for **SCS** for **HB 1878**; and **HCS** for **HB 1590**, begs leave to report that it has considered the same and recommends that the bills do pass.

REFERRALS

President Pro Tem Schatz referred **SCR 37** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

HOUSE BILLS ON THIRD READING

Senator Crawford moved that **SS** for **SCS** for **HB 1878**, as amended, be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HB 1878**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	O'Laughlin	Onder	Riddle	Rowden	Schatz	Thompson Rehder
White	Wieland—23					

NAYS—Senators

Arthur	Beck	May	Moon	Mosley	Razer	Rizzo
Roberts	Schupp	Washington	Williams—11			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HB 2697, introduced by Representative Shaul, **HB 1589**, introduced by Representative Fitzwater, **HB 1637**, introduced by Representative Schwadron, and **HCS** for **HB 2127**, with **SCS**, entitled respectively:

An Act to amend chapters 407 and 570, RSMo, by adding thereto two new sections relating to the offense of organized retail theft, with penalty provisions and a delayed effective date for certain sections.

An Act to repeal section 566.150, RSMo, and to enact in lieu thereof one new section relating to location restrictions for certain offenders, with penalty provisions.

An Act to repeal sections 43.650, 67.145, 70.631, 170.310, 190.091, 191.900, 191.905, 210.493, 285.575, 304.022, 374.702, 407.300, 556.046, 565.184, 566.010, 566.086, 566.151, 566.155, 567.030, 569.010, 569.100, 569.170, 570.010, 570.030, 575.095, 575.205, 610.120, 610.130, 610.140, 630.155, 650.320, and 650.340, RSMo, and to enact in lieu thereof forty new sections relating to crime prevention, with penalty provisions.

An Act to repeal sections 569.010, 569.100, 570.010, and 570.030, RSMo, and to enact in lieu thereof five new sections relating to offenses involving teller machines, with penalty provisions.

Were called from the Informal Calendar and taken up by Senator Luetkemeyer.

SCS for **HB 2697**, **HB 1589**, **HB 1637**, and **HCS** for **HB 2127**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2697
HOUSE BILL NO. 1589
HOUSE BILL NO. 1637
and
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2127

An Act to repeal sections 43.650, 191.900, 191.905, 217.690, 491.015, 544.170, 556.046, 558.016, 558.019, 565.184, 566.010, 566.086, 566.149, 566.150, 566.151, 566.155, 567.030, 569.010, 569.100, 570.010, 570.030, 571.015, 571.070, 575.010, 575.095, 575.200, 575.205, 575.353, 578.007, 578.022, 595.201, 595.226, and 630.155, RSMo, and to enact in lieu thereof thirty-eight new sections relating to criminal laws, with penalty provisions and a delayed effective date for a certain section.

Was taken up.

Senator Luetkemeyer moved that **SCS** for **HB 2697**, **HB 1589**, **HB 1637**, and **HCS** for **HB 2127** be adopted.

Senator Luetkemeyer offered **SS** for **SCS** for **HB 2697**, **HB 1589**, **HB 1637**, and **HCS** for **HB 2127**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2697
HOUSE BILL NO. 1589
HOUSE BILL NO. 1637
and
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2127

An Act to repeal sections 43.650, 191.900, 191.905, 217.690, 491.015, 544.170, 545.473, 556.036, 556.046, 558.016, 558.019, 565.184, 566.010, 566.086, 566.149, 566.150, 566.151, 566.155, 567.030, 569.010, 569.100, 570.010, 570.030, 571.015, 571.070, 575.010, 575.095, 575.200, 575.205, 575.353, 577.010, 577.012, 578.007, 578.022, 595.201, 595.226, and 630.155, RSMo, and to enact in lieu thereof forty-three new sections relating to criminal laws, with penalty provisions and a delayed effective date for a certain section.

Senator Luetkemeyer moved that **SS** for **SCS** for **HB 2697**, **HB 1589**, **HB 1637**, and **HCS** for **HB 2127** be adopted.

Senator Hoskins offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bills Nos. 2697, 1589, 1637 and

House Committee Substitute for House Bill No. 2127, Page 1, Section A, Line 14, by inserting after all of said line the following:

"**1.500. No entity or person, including any public officer or employee of this state or any political subdivision of this state, shall have the authority to enforce or attempt to enforce any federal acts, laws, executive orders, administrative orders, rules, regulations, statutes, or ordinances passed or promulgated by the Disinformation Governance Board of the United States Department of Homeland Security.**"; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted.

Senator White raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Hoskins, **SA 1** was withdrawn, rendering the point of order moot.

Senator Razer offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bills Nos. 2697, 1589, 1637 and House Committee Substitute for House Bill No. 2127, Page 3, Section 43.650, Line 55, by inserting after all of said line the following:

"84.575. 1. The board of police commissioners established by section 84.350 shall not require, as a condition of employment, that any currently employed or prospective law enforcement officer or other employee reside within any jurisdictional limit. If the board of police commissioners has a residency rule or requirement for law enforcement officers or other employees that is in effect on or before August 28, 2021, the residency rule or requirement shall not apply and shall not be enforced.

2. The board of police commissioners may impose a residency rule or requirement on law enforcement officers or other employees, but the rule or requirement shall be no more restrictive than requiring such personnel to reside within thirty miles from the nearest city limit and within the boundaries of the state of Missouri.

3. Any law enforcement officer employed by the board of police commissioners established under section 84.350 shall be a resident of the state of Missouri."; and

Further amend the title and enacting clause accordingly.

Senator Razer moved that the above amendment be adopted.

Senator Luetkemeyer requested a roll call vote be taken and was joined in his request by Senators Burlison, Moon, Razer and White.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

Senator Hough assumed the Chair.

Senator Razer moved that the above amendment be adopted.

SA 2 failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	Hough	May	Mosley	Razer	Rizzo
Roberts	Schatz	Schupp	Thompson Rehder	Washington	Williams—13	

NAYS—Senators

Bean	Bernskoetter	Brattin	Brown	Burlison	Cierpiot	Eigel
Eslinger	Gannon	Hegeman	Hoskins	Luetkemeyer	Moon	O'Laughlin
Onder	Riddle	Rowden	White—18			

Absent—Senators

Crawford	Koenig	Wieland—3

Absent with leave—Senators—None

Vacancies—None

Senator Rizzo offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bills Nos. 2697, 1589, 1637 and House Committee Substitute for House Bill No. 2127, Page 1, Section A, Line 14, by inserting after all of said line the following:

"**1.487. The repeal of sections 1.450, 1.460, 1.470, and 1.480 by the one hundred first general assembly, second regular session, shall be known and may be cited as the "Back the Blue Act".**"; and

Further amend said bill, page 26, Section 407.1700, line 271, by inserting after all of said line the following:

"455.050. 1. Any full or ex parte order of protection granted pursuant to sections 455.010 to 455.085 shall be to protect the petitioner from domestic violence, stalking, or sexual assault and may include such terms as the court reasonably deems necessary to ensure the petitioner's safety, including but not limited to:

(1) Temporarily enjoining the respondent from committing or threatening to commit domestic violence, molesting, stalking, sexual assault, or disturbing the peace of the petitioner, including violence against a pet;

(2) Temporarily enjoining the respondent from entering the premises of the dwelling unit of the petitioner when the dwelling unit is:

(a) Jointly owned, leased or rented or jointly occupied by both parties; or

(b) Owned, leased, rented or occupied by petitioner individually; or

(c) Jointly owned, leased, rented or occupied by petitioner and a person other than respondent; provided, however, no spouse shall be denied relief pursuant to this section by reason of the absence of a property interest in the dwelling unit; or

(d) Jointly occupied by the petitioner and a person other than respondent; provided that the respondent has no property interest in the dwelling unit; or

(3) Temporarily enjoining the respondent from communicating with the petitioner in any manner or through any medium.

2. Mutual orders of protection are prohibited unless both parties have properly filed written petitions and proper service has been made in accordance with sections 455.010 to 455.085.

3. When the court has, after a hearing for any full order of protection, issued an order of protection, it may, in addition:

(1) Award custody of any minor child born to or adopted by the parties when the court has jurisdiction over such child and no prior order regarding custody is pending or has been made, and the best interests of the child require such order be issued;

(2) Establish a visitation schedule that is in the best interests of the child;

(3) Award child support in accordance with supreme court rule 88.01 and chapter 452;

(4) Award maintenance to petitioner when petitioner and respondent are lawfully married in accordance with chapter 452;

(5) Order respondent to make or to continue to make rent or mortgage payments on a residence occupied by the petitioner if the respondent is found to have a duty to support the petitioner or other dependent household members;

(6) Order the respondent to pay the petitioner's rent at a residence other than the one previously shared by the parties if the respondent is found to have a duty to support the petitioner and the petitioner requests alternative housing;

(7) Order that the petitioner be given temporary possession of specified personal property, such as automobiles, checkbooks, keys, and other personal effects;

(8) Prohibit the respondent from transferring, encumbering, or otherwise disposing of specified property mutually owned or leased by the parties;

(9) Order the respondent to participate in a court-approved counseling program designed to help batterers stop violent behavior or to participate in a substance abuse treatment program;

(10) Order the respondent to pay a reasonable fee for housing and other services that have been provided or that are being provided to the petitioner by a shelter for victims of domestic violence;

(11) Order the respondent to pay court costs;

(12) Order the respondent to pay the cost of medical treatment and services that have been provided or that are being provided to the petitioner as a result of injuries sustained to the petitioner by an act of domestic violence committed by the respondent;

(13) Award possession and care of any pet, along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet.

4. **If the court issues, after a hearing for any full order of protection, an order of protection, the court shall also:**

(1) Prohibit the respondent from knowingly possessing or purchasing any firearm while the order

is in effect;

(2) Inform the respondent of such prohibition in writing and, if the respondent is present, orally; and

(3) Forward the order to the state highway patrol so that the state highway patrol can update the respondent's record in the National Instant Criminal Background Check System (NICS). Upon receiving an order under this subsection, the state highway patrol shall notify the Federal Bureau of Investigation within twenty-four hours.

5. A verified petition seeking orders for maintenance, support, custody, visitation, payment of rent, payment of monetary compensation, possession of personal property, prohibiting the transfer, encumbrance, or disposal of property, or payment for services of a shelter for victims of domestic violence, shall contain allegations relating to those orders and shall pray for the orders desired.

[5.**]** **6.** In making an award of custody, the court shall consider all relevant factors including the presumption that the best interests of the child will be served by placing the child in the custody and care of the nonabusive parent, unless there is evidence that both parents have engaged in abusive behavior, in which case the court shall not consider this presumption but may appoint a guardian ad litem or a court-appointed special advocate to represent the children in accordance with chapter 452 and shall consider all other factors in accordance with chapter 452.

[6.**]** **7.** The court shall grant to the noncustodial parent rights to visitation with any minor child born to or adopted by the parties, unless the court finds, after hearing, that visitation would endanger the child's physical health, impair the child's emotional development or would otherwise conflict with the best interests of the child, or that no visitation can be arranged which would sufficiently protect the custodial parent from further domestic violence. The court may appoint a guardian ad litem or court-appointed special advocate to represent the minor child in accordance with chapter 452 whenever the custodial parent alleges that visitation with the noncustodial parent will damage the minor child.

[7.**]** **8.** The court shall make an order requiring the noncustodial party to pay an amount reasonable and necessary for the support of any child to whom the party owes a duty of support when no prior order of support is outstanding and after all relevant factors have been considered, in accordance with Missouri supreme court rule 88.01 and chapter 452.

[8.**]** **9.** The court may grant a maintenance order to a party for a period of time, not to exceed one hundred eighty days. Any maintenance ordered by the court shall be in accordance with chapter 452.

[9.**]** **10.** (1) The court may, in order to ensure that a petitioner can maintain an existing wireless telephone number or numbers, issue an order, after notice and an opportunity to be heard, directing a wireless service provider to transfer the billing responsibility for and rights to the wireless telephone number or numbers to the petitioner, if the petitioner is not the wireless service accountholder.

(2) (a) The order transferring billing responsibility for and rights to the wireless telephone number or numbers to the petitioner shall list the name and billing telephone number of the accountholder, the name and contact information of the person to whom the telephone number or numbers will be transferred, and each telephone number to be transferred to that person. The court shall ensure that the contact information of the petitioner is not provided to the accountholder in proceedings held under this chapter.

(b) Upon issuance, a copy of the full order of protection shall be transmitted, either electronically or by certified mail, to the wireless service provider's registered agent listed with the secretary of state, or electronically to the email address provided by the wireless service provider. Such transmittal shall constitute adequate notice for the wireless service provider acting under this section and section 455.523.

(c) If the wireless service provider cannot operationally or technically effectuate the order due to certain circumstances, the wireless service provider shall notify the petitioner within three business days. Such circumstances shall include, but not be limited to, the following:

a. The accountholder has already terminated the account;

b. The differences in network technology prevent the functionality of a device on the network; or

c. There are geographic or other limitations on network or service availability.

(3) (a) Upon transfer of billing responsibility for and rights to a wireless telephone number or numbers to the petitioner under this subsection by a wireless service provider, the petitioner shall assume all financial responsibility for the transferred wireless telephone number or numbers, monthly service costs, and costs for any mobile device associated with the wireless telephone number or numbers.

(b) This section shall not preclude a wireless service provider from applying any routine and customary requirements for account establishment to the petitioner as part of this transfer of billing responsibility for a wireless telephone number or numbers and any devices attached to that number or numbers including, but not limited to, identification, financial information, and customer preferences.

(4) This section shall not affect the ability of the court to apportion the assets and debts of the parties as provided for in law, or the ability to determine the temporary use, possession, and control of personal property.

(5) No cause of action shall lie against any wireless service provider, its officers, employees, or agents, for actions taken in accordance with the terms of a court order issued under this section.

(6) As used in this section and section 455.523, a "wireless service provider" means a provider of commercial mobile service under Section 332(d) of the Federal **[**Telecommunications**]** **Communications** Act of **[**1996**]** **1934** (47 U.S.C. Section **[**151, et seq.**]** **332**).

455.523. 1. Any full order of protection granted under sections 455.500 to 455.538 shall be to protect the victim from domestic violence, including danger to the child's pet, stalking, and sexual assault may include such terms as the court reasonably deems necessary to ensure the petitioner's safety, including but not limited to:

(1) Temporarily enjoining the respondent from committing domestic violence or sexual assault, threatening to commit domestic violence or sexual assault, stalking, molesting, or disturbing the peace of the victim;

(2) Temporarily enjoining the respondent from entering the family home of the victim, except as specifically authorized by the court;

(3) Temporarily enjoining the respondent from communicating with the victim in any manner or through any medium, except as specifically authorized by the court.

2. **If the court issues, after a hearing for any full order of protection, an order of protection, the court shall also:**

(1) Prohibit the respondent from knowingly possessing or purchasing any firearm while the order is in effect;

(2) Inform the respondent of such prohibition in writing and, if the respondent is present, orally; and

(3) Forward the order to the state highway patrol so that the state highway patrol can update the respondent's record in the National Instant Criminal Background Check System (NICS). Upon receiving an order under this subsection, the state highway patrol shall notify the Federal Bureau of Investigation within twenty-four hours.

3. When the court has, after hearing for any full order of protection, issued an order of protection, it may, in addition:

(1) Award custody of any minor child born to or adopted by the parties when the court has jurisdiction over such child and no prior order regarding custody is pending or has been made, and the best interests of the child require such order be issued;

(2) Award visitation;

(3) Award child support in accordance with supreme court rule 88.01 and chapter 452;

(4) Award maintenance to petitioner when petitioner and respondent are lawfully married in accordance with chapter 452;

(5) Order respondent to make or to continue to make rent or mortgage payments on a residence occupied by the victim if the respondent is found to have a duty to support the victim or other dependent household members;

(6) Order the respondent to participate in a court-approved counseling program designed to help stop violent behavior or to treat substance abuse;

(7) Order the respondent to pay, to the extent that he or she is able, the costs of his or her treatment, together with the treatment costs incurred by the victim;

(8) Order the respondent to pay a reasonable fee for housing and other services that have been provided or that are being provided to the victim by a shelter for victims of domestic violence;

(9) Order a wireless service provider, in accordance with the process, provisions, and requirements set out in subdivisions (1) to (6) of subsection **[**9**]** **10** of section 455.050, to transfer the billing responsibility for and rights to the wireless telephone number or numbers of any minor children in the petitioner's care to the petitioner, if the petitioner is not the wireless service accountholder;

(10) Award possession and care of any pet, along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet."; and

Further amend said bill, page 40, Section 558.019, line 186, by inserting after all of said line the following:

"565.076. 1. A person commits the offense of domestic assault in the fourth degree if the act involves

a domestic victim, as the term "domestic victim" is defined under section 565.002, and:

(1) The person attempts to cause or recklessly causes physical injury, physical pain, or illness to such domestic victim;

(2) With criminal negligence the person causes physical injury to such domestic victim by means of a deadly weapon or dangerous instrument;

(3) The person purposely places such domestic victim in apprehension of immediate physical injury by any means;

(4) The person recklessly engages in conduct which creates a substantial risk of death or serious physical injury to such domestic victim;

(5) The person knowingly causes physical contact with such domestic victim knowing he or she will regard the contact as offensive; or

(6) The person knowingly attempts to cause or causes the isolation of such domestic victim by unreasonably and substantially restricting or limiting his or her access to other persons, telecommunication devices or transportation for the purpose of isolation.

2. The offense of domestic assault in the fourth degree is a class A misdemeanor, unless the person has previously been found guilty of the offense of domestic assault, of any assault offense under this chapter, or of any offense against a domestic victim committed in violation of any county or municipal ordinance in any state, any state law, any federal law, or any military law which if committed in this state two or more times would be a violation of this section, in which case it is a class E felony. The offenses described in this subsection may be against the same domestic victim or against different domestic victims.

3. Upon a conviction for the offense of domestic assault in the fourth degree, the court shall forward the record of conviction to the Missouri state highway patrol so that the Missouri state highway patrol can update the offender's record in the National Instant Criminal Background Check System (NICS). Upon receiving a record under this subsection, the Missouri state highway patrol shall notify the Federal Bureau of Investigation within twenty-four hours."; and

Further amend said bill, page 65, Section 571.070, line 7, by striking "or"; and further amend line 10, by inserting immediately after "incompetent" the following: "**; or**

(3) Such person has been convicted of a misdemeanor offense of domestic violence under the laws of this state, or of a crime under the laws of any state or of the United States that if committed in this state would be a misdemeanor offense of domestic violence"; and

Further amend said bill and section, page 66, line 18, by inserting after all of said line the following:

"**4. As used in this section, the following terms mean:**

(1) "Family or household member", the same meaning as such term is defined under section 455.010;

(2) "Misdemeanor offense of domestic violence":

(a) Domestic assault in the fourth degree under section 565.076; or

(b) Any misdemeanor offense committed by a family or household member of the victim that

involves the use or attempted use of a physical force or the threatened use of a deadly weapon."; and

Further amend said bill, page 92, Section 630.155, line 27, by inserting after all of said line the following:

"**[**1.450. No entity or person, including any public officer or employee of this state or any political subdivision of this state, shall have the authority to enforce or attempt to enforce any federal acts, laws, executive orders, administrative orders, rules, regulations, statutes, or ordinances infringing on the right to keep and bear arms as described under section 1.420. Nothing in sections 1.410 to 1.480 shall be construed to prohibit Missouri officials from accepting aid from federal officials in an effort to enforce Missouri laws.**]**

[1.460. 1. Any political subdivision or law enforcement agency that employs a law enforcement officer who acts knowingly, as defined under section 562.016, to violate the provisions of section 1.450 or otherwise knowingly deprives a citizen of Missouri of the rights or privileges ensured by Amendment II of the Constitution of the United States or Article I, Section 23 of the Constitution of Missouri while acting under the color of any state or federal law shall be liable to the injured party in an action at law, suit in equity, or other proper proceeding for redress, and subject to a civil penalty of fifty thousand dollars per occurrence. Any person injured under this section shall have standing to pursue an action for injunctive relief in the circuit court of the county in which the action allegedly occurred or in the circuit court of Cole County with respect to the actions of such individual. The court shall hold a hearing on the motion for temporary restraining order and preliminary injunction within thirty days of service of the petition.

2. In such actions, the court may award the prevailing party, other than the state of Missouri or any political subdivision of the state, reasonable attorney's fees and costs.

3. Sovereign immunity shall not be an affirmative defense in any action pursuant to this section.**]**

[1.470. 1. Any political subdivision or law enforcement agency that knowingly employs an individual acting or who previously acted as an official, agent, employee, or deputy of the government of the United States, or otherwise acted under the color of federal law within the borders of this state, who has knowingly, as defined under section 562.016, after the adoption of this section:

(1) Enforced or attempted to enforce any of the infringements identified in section 1.420; or

(2) Given material aid and support to the efforts of another who enforces or attempts to enforce any of the infringements identified in section 1.420;

shall be subject to a civil penalty of fifty thousand dollars per employee hired by the political subdivision or law enforcement agency. Any person residing in a jurisdiction who believes that an individual has taken action that would violate the provisions of this section shall have standing to pursue an action.

2. Any person residing or conducting business in a jurisdiction who believes that an individual has taken action that would violate the provisions of this section shall have standing to pursue an action for injunctive relief in the circuit court of the county in which the action allegedly

occurred or in the circuit court of Cole County with respect to the actions of such individual. The court shall hold a hearing on the motion for a temporary restraining order and preliminary injunction within thirty days of service of the petition.

3. In such actions, the court may award the prevailing party, other than the state of Missouri or any political subdivision of the state, reasonable attorney's fees and costs.

4. Sovereign immunity shall not be an affirmative defense in any action pursuant to this section.**]**

[1.480. 1. For sections 1.410 to 1.485, the term "law-abiding citizen" shall mean a person who is not otherwise precluded under state law from possessing a firearm and shall not be construed to include anyone who is not legally present in the United States or the state of Missouri.

2. For the purposes of sections 1.410 to 1.480, "material aid and support" shall include voluntarily giving or allowing others to make use of lodging; communications equipment or services, including social media accounts; facilities; weapons; personnel; transportation; clothing; or other physical assets. Material aid and support shall not include giving or allowing the use of medicine or other materials necessary to treat physical injuries, nor shall the term include any assistance provided to help persons escape a serious, present risk of life-threatening injury.

3. It shall not be considered a violation of sections 1.410 to 1.480 to provide material aid to federal officials who are in pursuit of a suspect when there is a demonstrable criminal nexus with another state or country and such suspect is either not a citizen of this state or is not present in this state.

4. It shall not be considered a violation of sections 1.410 to 1.480 to provide material aid to federal prosecution for:

(1) Felony crimes against a person when such prosecution includes weapons violations substantially similar to those found in chapter 570 or 571 so long as such weapons violations are merely ancillary to such prosecution; or

(2) Class A or class B felony violations substantially similar to those found in chapter 579 when such prosecution includes weapons violations substantially similar to those found in chapter 570 or 571 so long as such weapons violations are merely ancillary to such prosecution.

5. The provisions of sections 1.410 to 1.485 shall be applicable to offenses occurring on or after August 28, 2021.**]**"; and

Further amend the title and enacting clause accordingly.

Senator Rizzo moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Arthur, May, Roberts and Washington.

Senator Luetkemeyer offered **SA 1** to **SA 3**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 3

Amend Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bills Nos. 2697, 1589, 1637 and House Committee Substitute for House Bill No. 2127, Page 1, Line 6, by striking

the words ""Back the Blue Act"" and inserting in lieu thereof the following: ""**Undermining the Second Amendment Preservation Act**"".

Senator Luetkemeyer moved that the above amendment be adopted, which motion prevailed on a standing division vote.

SA 3, as amended, failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	May	Mosley	Razer	Rizzo	Roberts
Schupp	Washington	Williams—10				

NAYS—Senators

Bean	Brattin	Brown	Burlison	Crawford	Eigel	Eslinger
Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer	Moon
O'Laughlin	Onder	Riddle	Rowden	Schatz	Thompson Rehder	White—21

Absent—Senators

Bernskoetter	Cierpiot	Wieland—3

Absent with leave—Senators—None

Vacancies—None

At the request of Senator Luetkemeyer, **HB 2697**, **HB 1589**, **HB 1637**, and **HCS** for **HB 2127**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 690**, entitled:

An Act to repeal sections 170.047, 170.048, 172.800, 173.1200, 190.245, 191.116, 191.500, 191.515, 191.520, 191.525, 191.743, 192.2225, 194.210, 194.255, 194.265, 194.285, 194.290, 194.297, 194.299, 194.300, 194.304, 195.010, 195.206, 196.866, 196.868, 197.100, 197.256, 197.258, 197.400, 197.415, 197.445, 198.006, 198.022, 198.026, 198.036, 198.525, 198.526, 198.545, 208.151, 208.152, 208.662, 208.798, 210.921, 251.070, 301.020, 302.171, 334.530, 334.655, 335.230, 335.257, 338.010, 376.427, 376.1575, 376.1800, 579.040, 579.076, and 660.010, RSMo, and to enact in lieu thereof seventy new sections relating to health care, with penalty provisions and an emergency clause for certain sections.

With House Amendment Nos. 2 and 3, House Amendment No. 1 to House Amendment No. 4, House Amendment No. 2 to House Amendment No. 4, House Amendment No. 3 to House Amendment No. 4, House Amendment No. 4, as amended, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 2 to House Amendment No. 6 and House Amendment No. 6, as amended.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 97, Section

630.980, Line 47, by inserting after all of said section and line the following:

"**630.1150. 1. The department of mental health and the department of social services shall oversee and implement a collaborative project to:**

(1) Assess the incidence and implications of continued hospitalization of foster children and clients of the department of mental health that occurs without medical justification because appropriate post-discharge placement options are unavailable;

(2) Assess the incidence and implications of continued hospitalization of foster children with mental illnesses, mental disorders, intellectual disabilities, and developmental disabilities that occurs without medical justification because they are awaiting screening for appropriateness of residential services; and

(3) Develop recommendations to ensure that patients described in this subsection receive treatment in the most cost-effective and efficacious settings, consistent with federal and state standards for treatment in the least restrictive environment.

2. The departments shall also solicit and consider data and recommendations from foster children, clients of the department of mental health, and other stakeholders who may provide or coordinate treatment for, or have responsibility for, such children or patients, including:

(1) Hospital social workers and discharge planners;

(2) Health insurers;

(3) Psychiatrists and psychologists;

(4) Hospitals, as defined in section 197.020;

(5) Skilled nursing facilities and intermediate care facilities licensed under chapter 198;

(6) Vendors, as defined in section 630.005;

(7) Vulnerable persons or persons under the care and custody of the children's division of the department of social services;

(8) Consumers;

(9) Public elementary and secondary schools;

(10) Family support teams and case workers; and

(11) The courts.

3. The departments shall issue interim reports before December 31, 2022, and before July 1, 2023, and a final report before December 1, 2023. Copies of each report shall be submitted concurrently to the general assembly.

4. The provisions of this section shall expire on January 1, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 27, Section

194.304, Line 20, by inserting after all of the said section and line the following:

"194.321. 1. For purposes of this section, the following terms mean:

(1) "COVID-19 vaccination status", an indication of whether a person has received a vaccination against COVID-19;

(2) "Hospital", the same meaning given to the term in section 197.020;

(3) "Procurement organization", the same meaning given to the term in section 194.210.

2. Except if the organ being transplanted is a lung, no hospital, physician, procurement organization, or other person shall consider the COVID-19 vaccination status of a potential organ transplant recipient or potential organ donor in any part of the organ transplant process including, but not limited to:

(1) The referral of a patient to be considered for a transplant;

(2) The evaluation of a patient for a transplant;

(3) The consideration of a patient for placement on a waiting list;

(4) A patient's particular position on a waiting list; and

(5) The evaluation of a potential donor to determine his or her suitability as an organ donor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 4

Amend House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 2, Line 32, by inserting after the first instance of the word "**the**" the word "**attending**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2
HOUSE AMENDMENT NO. 4

Amend House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 5, Line 12, by inserting after said line the following:

"Further amend said bill, Page 80, Section 210.921, Line 41, by inserting after said section and line the following:

"**217.940. 1. This act establishes the "Correctional Center Nursery Program". The department of corrections shall, subject to appropriations, establish a correctional center nursery in one or more of the correctional centers for women operated by the department, no later than July 1, 2025. The purpose of the correctional center nursery program is for bonding and unification between the mother and child. The program shall allow eligible inmates and children born from them while in the custody of the department to reside together in the institution for up to eighteen months post-delivery. In establishing this program, neither the inmate's participation in the program nor any provision of sections 217.940 to 217.947 shall affect, modify, or interfere with the inmate's custodial rights to the child nor does it establish legal custody of the child with the department.**

2. As used in sections 217.940 to 217.947, the following terms shall mean:

(1) "Correctional center nursery program", the program authorized by sections 217.940 to 217.947;

(2) "Department", the department of corrections;

(3) "Public assistance", all forms of assistance, including monetary assistance from any public source paid either to the mother or child or any other person on behalf of the child;

(4) "Support", the payment of money, including interest:

(a) For a child or spouse ordered by a court of competent jurisdiction, whether the payment is ordered in an emergency, temporary, permanent, or modified order, the amount of unpaid support shall bear simple interest from the date it accrued, at a rate of ten dollars upon one hundred dollars per annum, and proportionately for a greater or lesser sum, or for a longer or shorter time;

(b) To third parties on behalf of a child or spouse, including, but not limited to, payments to medical, dental or educational providers, payments to insurers for health and hospitalization insurance, payments of residential rent or mortgage payments, payments on an automobile, or payments for day care; or

(c) For a mother, ordered by a court of competent jurisdiction, for the necessary expenses incurred by or for the mother in connection with her confinement or of other expenses in connection with the pregnancy of the mother.

217.941. 1. An inmate is eligible to participate in the correctional center nursery program if:

(1) She delivers the child while in the custody of the department;

(2) She is expected to give birth or gives birth on or after the date the program is implemented;

(3) She has a presumptive release date established by the parole board of eighteen months or less from the date she applies to participate in the program;

(4) She has not pled guilty to or been convicted of a dangerous felony as defined in section 556.061;

(5) She has not pled guilty to or been convicted of any sexual offense contained in chapter 566 where the victim of the crime was a minor;

(6) She has not pled guilty to or been convicted of an offense against the family contained in chapter 568, excluding criminal nonsupport; and

(7) She and the child meet any other criteria established by the department.

2. Placement into the program shall be by internal classification of the department. A sentencing court is without jurisdiction to order a placement of an inmate into the program.

3. Program capacity shall be determined by the department.

4. Upon first release of the mother and child, the child shall not be eligible to return to the program if the mother is revoked or receives a new assignment to the department of corrections.

217.942. 1. To participate in the correctional center nursery program, each eligible inmate selected by the department shall agree in writing to:

(1) Comply with all department policies, procedures and other requirements related to the corrections nursery program and rules that apply to all incarcerated offenders generally;

(2) If eligible, have the child participate in the state children's health insurance program under sections 208.631 to 208.658;

(3) Abide by any court decisions regarding the allocation of parental rights and responsibilities with respect to the child; and

(4) Specify with whom the child is to be placed in the event the inmate's participation in the program is terminated for a reason other than release from imprisonment.

2. The department shall be required to establish policy for the operation of the program.

217.943. An inmate's participation in the correctional center nursery program may be terminated by the department if one of the following occurs:

(1) The inmate fails to comply with the agreement entered into under section 217.942;

(2) The inmate violates an institutional rule that results in alternative housing placement outside of the area designated for the program;

(3) The inmate's child becomes seriously ill, cannot receive the necessary medical care, or otherwise cannot safely participate in the program;

(4) A court of competent jurisdiction grants custody of the child to a person other than the inmate;

(5) A court of competent jurisdiction issues an order regarding the child granting temporary, permanent, or legal custody of the child to a person other than the inmate, or to a public children services agency or private child placing agency; or

(6) The inmate is released from imprisonment.

217.944. 1. The division of child support enforcement shall collect support payments made pursuant to the assignment and forward them to the department for deposit into the inmate's inmate banking account.

2. The department may accept monetary and property donations on behalf of the program.

3. All donations accepted by the department for the correctional center nursery program shall be used solely for any expenses relating to the operation and maintenance of the program.

4. No donations of property shall be made on behalf of one particular inmate or child to be used while incarcerated.

5. Financial donations, public assistance, or support for a specific inmate or child shall be made through the inmate banking system.

217.945. 1. There is hereby created in the state treasury the "Correctional Center Nursery Program Fund", which shall consist of money collected under this section and section 217.944 as well as any appropriations made by the general assembly. The department shall obtain sufficient resources to initiate and maintain the program and may accept gifts, grants, and donations of any kind. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund

shall be used solely by the department for the purposes of operating and maintaining sections 217.940 to 217.947.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

217.946. Notwithstanding any other provision of law to contrary, neither the correctional center nursery program nor the department, with respect to the program, is subject to any regulation, licensing or oversight by the department of health and senior services, department of social services, children's division, juvenile officer of any jurisdiction or the office of childhood unless the department voluntarily agrees to services, regulation, licensing, or oversight from any of the aforementioned entities.

217.947. The operation of a correctional center nursery program established under sections 217.940 to 217.947 and the presence of children of inmates participating in the correctional center nursery program shall not be considered a dangerous condition that would result in a waiver of sovereign immunity under section 537.600. The sovereign immunity provisions under section 537.600 and any other statute regarding the sovereign immunity of the state or public entities in existence as of August 28, 2022, shall remain in effect and shall be applied in the same manner as such provisions were applied prior to the establishment of the correctional center nursery program under sections 217.940 to 217.947."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3 TO
HOUSE AMENDMENT NO. 4

Amend House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 1, Line 1, by inserting after the number "690," the following:

"Page 14, Section 173.1200, Line 53, by inserting after all of said section and line the following:

"190.100. As used in sections 190.001 to 190.245 **and section 190.257**, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor

vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(18) "Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

(19) "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

(21) "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

(22) "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

(24) "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

(25) "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

(27) "Memorandum of understanding", an agreement between an emergency medical response agency

or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) "Physician", a person licensed as a physician pursuant to chapter 334;

(31) "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) "Protocol", a predetermined, written medical care guideline, which may include standing orders;

(35) "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) "State advisory council on emergency medical services", a committee formed to advise the

department on policy affecting emergency medical service throughout the state;

(39) "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

(44) "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) "Stroke center", a hospital that is currently designated as such by the department;

(46) **"Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;**

(47) "Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and the transport of trauma, stroke, and STEMI patients;

(48) "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

[(47)**] (49)** "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

[(48)**] (50)** "Trauma center", a hospital that is currently designated as such by the department.

190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of sixteen members, one of which shall be a resident of a city not within a county. The members of the council shall be appointed by the governor with the advice and consent of the senate and shall serve terms of four years. The governor shall designate one of the members as chairperson. The chairperson may appoint subcommittees that include noncouncil members.

2. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

3. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in

emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4. **The state EMS medical director, as described under section 190.103, shall serve as an ex officio member of the council.**

5. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

[5.**]** **6.** The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

[6.**]** **7.** (1) There is hereby established a standing subcommittee of the council to monitor the implementation of the recognition of the EMS personnel licensure interstate compact under sections 190.900 to 190.939, the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of the council, to include at least two members as recommended by the Missouri state council of firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit reports and recommendations to the council, the department of health and senior services, the general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of section 190.930. The hearing request shall include the request that the hearing be presented live through the internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to the council and emergency medical services personnel under the provisions of subsections 4, 5, 6, and 8 of section 190.930.

(3) The department of health and senior services shall not establish or increase fees for Missouri emergency medical services personnel licensure in accordance with this chapter for the purpose of creating the funds necessary for payment of an annual assessment under subdivision (3) of subsection 5 of section 190.924.

8. The council shall consult with the time-critical diagnosis advisory committee, as described under section 190.257, regarding time-critical diagnosis.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department

pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, EMT-Bs, EMT-Ps, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance

services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. **The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.**

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.176. 1. The department shall develop and administer a uniform data collection system on all ambulance runs and injured patients, pursuant to rules promulgated by the department for the purpose of injury etiology, patient care outcome, injury and disease prevention and research purposes. The department shall not require disclosure by hospitals of data elements pursuant to this section unless those data elements are required by a federal agency or were submitted to the department as of January 1, 1998, pursuant to:

(1) Departmental regulation of trauma centers; or

(2) **[**The Missouri brain and spinal cord injury registry established by sections 192.735 to 192.745; or

(3)**]** Abstracts of inpatient hospital data; or

[(4)**] (3)** If such data elements are requested by a lawful subpoena or subpoena duces tecum.

2. All information and documents in any civil action, otherwise discoverable, may be obtained from any person or entity providing information pursuant to the provisions of sections 190.001 to 190.245.

190.200. 1. The department of health and senior services in cooperation with **hospitals and** local and regional EMS systems and agencies may provide public and professional information and education programs related to emergency medical services systems including trauma, STEMI, and stroke systems and emergency medical care and treatment. The department of health and senior services may also provide public information and education programs for informing residents of and visitors to the state of the availability and proper use of emergency medical services, **of the designation a hospital may receive as a trauma center, STEMI center, or stroke center,** of the value and nature of programs to involve citizens in the administering of prehospital emergency care, including cardiopulmonary resuscitation, and of the availability of training programs in emergency care for members of the general public.

2. The department shall, for **trauma care,** STEMI care**,** and stroke care**,** respectively:

(1) Compile **[**and**],** assess**, and make publicly available** peer-reviewed and evidence-based clinical

research and guidelines that provide or support recommended treatment standards **and that have been recommended by the time-critical diagnosis advisory committee**;

(2) Assess the capacity of the emergency medical services system and hospitals to deliver recommended treatments in a timely fashion;

(3) Use the research, guidelines, and assessment to promulgate rules establishing protocols for transporting **trauma patients to a trauma center,** STEMI patients to a STEMI center**,** or stroke patients to a stroke center. Such transport protocols shall direct patients to **trauma centers,** STEMI centers**,** and stroke centers under section 190.243 based on the centers' capacities to deliver recommended acute care treatments within time limits suggested by clinical research;

(4) Define regions within the state for purposes of coordinating the delivery of **trauma care,** STEMI care**,** and stroke care, respectively;

(5) Promote the development of regional or community-based plans for transporting **trauma,** STEMI**,** or stroke patients via ground or air ambulance to **trauma centers,** STEMI centers**,** or stroke centers, respectively, in accordance with section 190.243; and

(6) Establish procedures for the submission of community-based or regional plans for department approval.

3. A community-based or regional plan **for the transport of trauma, STEMI, and stroke patients** shall be submitted to the department for approval. Such plan shall be based on the clinical research and guidelines and assessment of capacity described in subsection **[**1**]** **2** of this section and shall include a mechanism for evaluating its effect on medical outcomes. Upon approval of a plan, the department shall waive the requirements of rules promulgated under sections 190.100 to 190.245 that are inconsistent with the community-based or regional plan. A community-based or regional plan shall be developed by **[**or in consultation with**]** the representatives of hospitals, physicians, and emergency medical services providers in the community or region.

190.241. 1. **Except as provided for in subsection 4 of this section,** the department shall designate a hospital as an adult, pediatric or adult and pediatric trauma center when a hospital, upon proper application submitted by the hospital and site review, has been found by the department to meet the applicable level of trauma center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** Such rules shall include designation as a trauma center without site review if such hospital is verified by a national verifying or designating body at the level which corresponds to a level approved in rule. **In developing trauma center designation criteria, the department shall use, as it deems practicable, peer-reviewed and evidence-based clinical research and guidelines including, but not limited to, the most recent guidelines of the American College of Surgeons.**

2. Except as provided for in subsection **[**5**]** **4** of this section, the department shall designate a hospital as a STEMI or stroke center when such hospital, upon proper application and site review, has been found by the department to meet the applicable level of STEMI or stroke center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** In developing STEMI center and stroke center designation criteria, the department shall use, as it deems practicable, **[**appropriate**]** peer-reviewed **[**or**]** **and** evidence-based **clinical** research **[**on such topics**]** **and guidelines**

including, but not limited to, the most recent guidelines of the American College of Cardiology **[**and**], the** American Heart Association **[**for STEMI centers, or the Joint Commission's Primary Stroke Center Certification program criteria for stroke centers, or Primary and Comprehensive Stroke Center Recommendations as published by**], or** the American Stroke Association. Such rules shall include designation as a STEMI center **or stroke center** without site review if such hospital is certified by a national body.

3. The department of health and senior services shall, not less than once every **[**five**] three** years, conduct **[**an on-site**] a site** review of every trauma, STEMI, and stroke center through appropriate department personnel or a qualified contractor, with the exception of **trauma centers, STEMI centers, and** stroke centers designated pursuant to subsection **[**5**] 4** of this section; however, this provision is not intended to limit the department's ability to conduct a complaint investigation pursuant to subdivision (3) of subsection 2 of section 197.080 of any trauma, STEMI, or stroke center. **[**On-site**] Site** reviews shall be coordinated for the different types of centers to the extent practicable with hospital licensure inspections conducted under chapter 197. No person shall be a qualified contractor for purposes of this subsection who has a substantial conflict of interest in the operation of any trauma, STEMI, or stroke center under review. The department may deny, place on probation, suspend or revoke such designation in any case in which it has **[**reasonable cause to believe that**] determined** there has been a substantial failure to comply with the provisions of this chapter or any rules or regulations promulgated pursuant to this chapter. **Centers that are placed on probationary status shall be required to demonstrate compliance with the provisions of this chapter and any rules or regulations promulgated under this chapter within twelve months of the date of the receipt of the notice of probationary status, unless otherwise provided by a settlement agreement with a duration of a maximum of eighteen months between the department and the designated center.** If the department of health and senior services has **[**reasonable cause to believe**] determined** that a hospital is not in compliance with such provisions or regulations, it may conduct additional announced or unannounced site reviews of the hospital to verify compliance. If a trauma, STEMI, or stroke center fails two consecutive **[**on-site**] site** reviews because of substantial noncompliance with standards prescribed by sections 190.001 to 190.245 or rules adopted by the department pursuant to sections 190.001 to 190.245, its center designation shall be revoked.

4. **(1)** Instead of applying for **trauma,** STEMI**, or stroke** center designation under subsection **1 or** 2 of this section, a hospital may apply for **trauma,** STEMI**, or stroke** center designation under this subsection. Upon receipt of an application **[**from a hospital**]** on a form prescribed by the department, the department shall designate such hospital**[**:

(1) A level I STEMI center if such hospital has been certified as a Joint Commission comprehensive cardiac center or another department-approved nationally recognized organization that provides comparable STEMI center accreditation; or

(2) A level II STEMI center if such hospital has been accredited as a Mission: Lifeline STEMI receiving center by the American Heart Association accreditation process or another department-approved nationally recognized organization that provides STEMI receiving center accreditation.

5. Instead of applying for stroke center designation pursuant to the provisions of subsection 2 of this section, a hospital may apply for stroke center designation pursuant to this subsection. Upon receipt of an application from a hospital on a form prescribed by the department, the department shall designate such hospital:

(1) A level I stroke center if such hospital has been certified as a comprehensive stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines;

(2) A level II stroke center if such hospital has been certified as a primary stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines; or

(3) A level III stroke center if such hospital has been certified as an acute stroke-ready hospital by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines**] at a state level that corresponds to a similar national designation as set forth in rules promulgated by the department. The rules shall be based on standards of nationally recognized organizations and the recommendations of the time-critical diagnosis advisory committee**.

(2) Except as provided by subsection **[**6**] 5** of this section, the department shall not require compliance with any additional standards for establishing or renewing **trauma, STEMI, or** stroke designations **under this subsection**. The designation shall continue if such hospital remains certified **or verified**. The department may remove a hospital's designation as a **trauma center, STEMI center, or** stroke center if the hospital requests removal of the designation or the department determines that the certificate **[**recognizing**] or verification that qualified** the hospital **[**as a stroke center**] for the designation under this subsection** has been suspended or revoked. Any decision made by the department to withdraw its designation of a **[**stroke**]** center pursuant to this subsection that is based on the revocation or suspension of a certification **or verification** by a certifying **or verifying** organization shall not be subject to judicial review. The department shall report to the certifying **or verifying** organization any complaint it receives related to the **[**stroke**]** center **[**certification of a stroke center**]** designated pursuant to this subsection. The department shall also advise the complainant which organization certified **or verified** the **[**stroke**]** center and provide the necessary contact information should the complainant wish to pursue a complaint with the certifying **or verifying** organization.

[6.**] 5.** Any hospital receiving designation as a **trauma center, STEMI center, or** stroke center pursuant to subsection **[**5**] 4** of this section shall:

(1) **[**Annually and**]** Within thirty days of any changes **or receipt of a certificate or verification,** submit to the department proof of **[**stroke**]** certification **or verification** and the names and contact information of the **center's** medical director and the program manager **[**of the stroke center**]**; **and**

(2) **[**Submit to the department a copy of the certifying organization's final stroke certification survey results within thirty days of receiving such results;

(3) Submit every four years an application on a form prescribed by the department for stroke center review and designation;

(4) Participate in the emergency medical services regional system of stroke care in its respective emergency medical services region as defined in rules promulgated by the department;

(5)**]** Participate in local and regional emergency medical services systems **[**by reviewing and sharing outcome data and**] for purposes of** providing training **[**and**], sharing** clinical educational resources**, and collaborating on improving patient outcomes**.

Any hospital receiving designation as a level III stroke center pursuant to subsection **[**5**]** **4** of this section shall have a formal agreement with a level I or level II stroke center for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patient post-thrombolytic therapy.

[7.**]** **6.** Hospitals designated as a **trauma center,** STEMI **center,** or stroke center by the department**[**, including those designated pursuant to subsection 5 of this section,**]** shall submit data **[**to meet the data submission requirements specified by rules promulgated by the department. Such submission of data may be done**]** by **one of** the following methods:

(1) Entering hospital data **[**directly**]** into a state registry **[**by direct data entry**]**; **or**

(2) **[**Downloading hospital data from a nationally recognized registry or data bank and importing the data files into a state registry; or

(3) Authorizing a nationally recognized registry or data bank to disclose or grant access to the department facility-specific data held by the**]** **Entering hospital data into a national** registry or data bank. A hospital submitting data pursuant to **this** subdivision **[**(2) or (3) of this subsection**]** shall not be required to collect and submit any additional **trauma,** STEMI**,** or stroke center data elements. **No hospital submitting data to a national data registry or data bank under this subdivision shall withhold authorization for the department to access such data through such national data registry or data bank. Nothing in this subdivision shall be construed as requiring duplicative data entry by a hospital that is otherwise complying with the provisions of this subsection. Failure of the department to obtain access to data submitted to a national data registry or data bank shall not be construed as hospital noncompliance under this subsection.**

[8.**]** **7.** When collecting and analyzing data pursuant to the provisions of this section, the department shall comply with the following requirements:

(1) Names of any health care professionals, as defined in section 376.1350, shall not be subject to disclosure;

(2) The data shall not be disclosed in a manner that permits the identification of an individual patient or encounter;

(3) The data shall be used for the evaluation and improvement of hospital and emergency medical services' trauma, stroke, and STEMI care; **and**

(4) **[**The data collection system shall be capable of accepting file transfers of data entered into any national recognized trauma, stroke, or STEMI registry or data bank to fulfill trauma, stroke, or STEMI certification reporting requirements; and

(5)**]** **Trauma,** STEMI**,** and stroke center data elements shall conform to **[**nationally recognized performance measures, such as the American Heart Association's Get With the Guidelines**]** **national registry or data bank data elements**, and include published detailed measure specifications, data coding instructions, and patient population inclusion and exclusion criteria to ensure data reliability and validity.

[9. The board of registration for the healing arts shall have sole authority to establish education requirements for physicians who practice in an emergency department of a facility designated as a trauma, STEMI, or stroke center by the department under this section. The department shall deem such education requirements promulgated by the board of registration for the healing arts sufficient to meet the standards for designations under this section.

10.**] 8. The department shall not have authority to establish additional education requirements for physicians who are emergency medicine board certified or board eligible through the American Board of Emergency Medicine (ABEM) or the American Osteopathic Board of Emergency Medicine (AOBEM) and who are practicing in the emergency department of a facility designated as a trauma center, STEMI center, or stroke center by the department under this section. The department shall deem the education requirements promulgated by ABEM or AOBEM to meet the standards for designations under this section. Education requirements for non-ABEM or non-AOBEM certified physicians, nurses, and other providers who provide care at a facility designated as a trauma center, STEMI center, or stroke center by the department under this section shall mirror but not exceed those established by national designating or verifying bodies of trauma centers, STEMI centers, or stroke centers.**

9. The department of health and senior services may establish appropriate fees to offset **only** the costs of trauma, STEMI, and stroke center **[**reviews**] surveys**.

[11.**] 10.** No hospital shall hold itself out to the public as a STEMI center, stroke center, adult trauma center, pediatric trauma center, or an adult and pediatric trauma center unless it is designated as such by the department of health and senior services.

[12.**] 11.** Any person aggrieved by an action of the department of health and senior services affecting the trauma, STEMI, or stroke center designation pursuant to this chapter, including the revocation, the suspension, or the granting of, refusal to grant, or failure to renew a designation, may seek a determination thereon by the administrative hearing commission under chapter 621. It shall not be a condition to such determination that the person aggrieved seek a reconsideration, a rehearing, or exhaust any other procedure within the department.

190.243. 1. Severely injured patients shall be transported to a trauma center. Patients who suffer a STEMI, as defined in section 190.100, shall be transported to a STEMI center. Patients who suffer a stroke, as defined in section 190.100, shall be transported to a stroke center.

2. A physician**, physician assistant,** or registered nurse authorized by a physician who has established verbal communication with ambulance personnel shall instruct the ambulance personnel to transport a severely ill or injured patient to the closest hospital or designated trauma, STEMI, or stroke center, as determined according to estimated transport time whether by ground ambulance or air ambulance, in accordance with transport protocol approved by the medical director and the department of health and senior services, even when the hospital is located outside of the ambulance service's primary service area. When initial transport from the scene of illness or injury to a trauma, STEMI, or stroke center would be prolonged, the STEMI, stroke, or severely injured patient may be transported to the nearest appropriate facility for stabilization prior to transport to a trauma, STEMI, or stroke center.

3. Transport of the STEMI, stroke, or severely injured patient shall be governed by principles of timely and medically appropriate care; consideration of reimbursement mechanisms shall not supersede those principles.

4. Patients who do not meet the criteria for direct transport to a trauma, STEMI, or stroke center shall be transported to and cared for at the hospital of their choice so long as such ambulance service is not in violation of local protocols."; and

Further amend said bill and page, Section 190.245, Lines 1-18, by deleting all of said section and line

and inserting in lieu thereof the following:

190.245. **[**The department shall require hospitals, as defined by chapter 197, designated as trauma, STEMI, or stroke centers to provide for a peer review system, approved by the department, for trauma, STEMI, and stroke cases, respective to their designations, under section 537.035. For purposes of sections 190.241 to 190.245, the department of health and senior services shall have the same powers and authority of a health care licensing board pursuant to subsection 6 of section 537.035.**] 1. Any person licensed under sections 190.001 to 190.245 shall be considered a health care professional for purposes of section 537.035, and any quality improvement or quality assurance activity required under sections 190.001 to 190.245 shall be considered an activity of a peer review committee for purposes of section 537.035.**

2. Failure of a hospital to provide all medical records **and quality improvement documentation** necessary for the department to implement provisions of sections 190.241 to 190.245 shall result in the revocation of the hospital's designation as a trauma **center**, STEMI **center**, or stroke center.

3. Any medical records obtained by the department **[**or peer review committees**]** shall be used only for purposes of implementing the provisions of sections 190.241 to 190.245 and the names of hospitals, physicians and patients shall not be released by the department or members of review **[**committees**] teams**.

190.257. 1. There is hereby established the "Time-Critical Diagnosis Advisory Committee", to be designated by the director for the purpose of advising and making recommendations to the department on:

(1) Improvement of public and professional education related to time-critical diagnosis;

(2) Engagement in cooperative research endeavors;

(3) Development of standards, protocols, and policies related to time-critical diagnosis, including recommendations for state regulations; and

(4) Evaluation of community and regional time-critical diagnosis plans, including recommendations for changes.

2. The members of the committee shall serve without compensation, except that the department shall budget for reasonable travel expenses and meeting expenses related to the functions of the committee.

3. The director shall appoint sixteen members to the committee from applications submitted for appointment, with the membership to be composed of the following:

(1) Six members, one from each EMS region, who are active participants providing emergency medical services, with at least:

(a) One member who is a physician serving as a regional EMS medical director;

(b) One member who serves on an air ambulance service;

(c) One member who resides in an urban area; and

(d) One member who resides in a rural area; and

(2) Ten members who represent hospitals, with at least:

(a) One member who is employed by a level I or level II trauma center;

(b) One member who is employed by a level I or level II STEMI center;

(c) One member who is employed by a level I or level II stroke center;

(d) One member who is employed by a rural or critical access hospital; and

(e) Three physicians, with one physician certified by the American Board of Emergency Medicine (ABEM) or American Osteopathic Board of Emergency Medicine (AOBEM) and two physicians employed in time-critical diagnosis specialties at a level I or level II trauma center, STEMI center, or stroke center.

4. In addition to the sixteen appointees, the state EMS medical director shall serve as an ex officio member of the committee.

5. The director shall make a reasonable effort to ensure that the members representing hospitals have geographical representation from each district of the state designated by a statewide nonprofit membership association of hospitals.

6. Members appointed by the director shall be appointed for three-year terms. Initial appointments shall include extended terms in order to establish a rotation to ensure that only approximately one-third of the appointees will have their term expire in any given year. An appointee wishing to continue in his or her role on the committee shall resubmit an application as required by this section.

7. The committee shall consult with the state advisory council on emergency medical services, as described in section 190.101, regarding issues involving emergency medical services."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 17, Section 191.525, Line 8, by inserting after said section and line the following:

"**191.1400. 1. This section shall be known and may be cited as the "Compassionate Care Visitation Act".**

2. For purposes of this section, the following terms mean:

(1) "Compassionate care visitor", a patient's or resident's friend, family member, or other person requested by the patient or resident for the purpose of a compassionate care visit;

(2) "Compassionate care visit", a visit necessary to meet the physical or mental needs of the patient or resident, including, but not limited to:

(a) For end-of-life situations, including making decisions regarding end-of-life care during in-person contact or communication with the compassionate care visitor;

(b) For adjustment support or communication support, including, but not limited to, assistance with hearing and speaking;

(c) For emotional support;

(d) For physical support after eating or drinking issues, including weight loss or dehydration; or

(e) For social support;

(3) "Health care facility", a hospital, as defined in section 197.020, a long-term care facility licensed under chapter 198, or a hospice facility certified under chapter 197.

3. A health care facility shall allow a patient or resident, or his or her legal guardian, to permit at least two compassionate care visitors simultaneously to have in-person contact with the patient or resident during visiting hours. Compassionate care visitation hours shall be no less than six hours daily and shall include evenings, weekends, and holidays. Health care facilities shall be permitted to place additional restrictions on children under the age of fourteen who are compassionate care visitors.

4. Health care facilities shall have a visitation policy that allows, at a minimum:

(1) Twenty-four hour attendance by a compassionate care visitor when reasonably appropriate;

(2) A compassionate care visitor to leave and return within the hours of the visitation policy. A patient or resident may receive multiple compassionate care visitors during visitation hours, subject to the provisions of subsection 3 of this section; and

(3) Parents with custody or unsupervised visitation rights, legal guardians, and other persons standing in loco parentis to be physically present with a minor child while the child receives care in the facility.

5. This section shall not affect any obligation of a health care facility to:

(1) Provide patients or residents with effective communication supports or other reasonable accommodations in accordance with federal and state laws to assist in remote personal contact; and

(2) Comply with the provisions of the Americans with Disabilities Act of 1990, 42 U.S.C. Section 12101 et seq.

6. A health care facility may limit:

(1) The number of visitors per patient or resident at one time based on the size of the building and physical space;

(2) Movement of visitors within the health care facility, including restricting access to operating rooms, isolation rooms or units, behavioral health units, or other commonly restricted areas; and

(3) Access of any person to a patient:

(a) At the request of the patient or resident, or the legal guardian of such;

(b) At the request of a law enforcement agency for a person in custody;

(c) Due to a court order;

(d) To prevent substantial disruption to the care of a patient or resident or the operation of the facility;

(e) During the administration of emergency care in critical situations;

(f) If the person has measurable signs and symptoms of a transmissible infection; except that, the health care facility shall allow access through telephone or other means of telecommunication that ensure the protection of the patient or resident;

(g) If the health care facility has reasonable cause to suspect the person of being a danger or otherwise contrary to the health or welfare of the patient or resident, other patients or residents, or facility staff; or

(h) If, in the clinical judgment of the patient's or resident's attending physician, the presence of visitors would be medically or therapeutically contraindicated to the health or life of the patient or resident, and the physician attests to such in the patient's or resident's chart.

7. Nothing in this section shall limit a health care facility from limiting or redirecting visitors of a patient or resident in a shared room to ensure the health and safety of the patients or residents in the shared room. Nothing in this section shall be construed to prohibit health care facilities from adopting reasonable safety or security restrictions or other requirements for visitors.

8. Nothing in this section shall be construed to waive or change long-term care facility residents' rights under sections 198.088 and 198.090.

9. No later than January 1, 2023, the department of health and senior services shall develop informational materials for patients, residents, and their legal guardians, regarding the provisions of this section. A health care facility shall make these informational materials accessible upon admission or registration and on the primary website of the health care facility.

10. A compassionate care visitor of a patient or resident of a health care facility may report any violation of the provisions of this section by a health care facility to the department of health and senior services. The department shall begin investigating any such complaint filed under this subsection within thirty-six hours of receipt of the complaint. The purpose of such investigation shall be to ensure compliance with the provisions of this section and any such investigation shall otherwise comply with the complaint processes established by section 197.080 for a hospital, section 197.268 for a hospice facility, and section 198.532 for a long-term care facility.

11. No health care facility shall be held liable for damages in an action involving a liability claim against the facility arising from the compliance with the provisions of this section. The immunity described in this subsection shall not apply to any act or omission by a facility, its employees, or its contractors that constitutes recklessness or willful misconduct and shall be provided in addition to, and shall in no way limit, any other immunity protections that may apply in state or federal law.

12. The provisions of this section shall not be terminated, suspended, or waived except by a declaration of emergency under chapter 44, during which time the provisions of sections 191.2290 and 630.202 shall apply.

191.2290. 1. The provisions of this section and section 630.202 shall be known and may be cited as the "Essential Caregiver Program Act".

2. As used in this section, the following terms mean:

(1) "Department", the department of health and senior services;

(2) "Essential caregiver", a family member, friend, guardian, or other individual selected by a

facility resident or patient who has not been adjudged incapacitated under chapter 475, or the guardian or legal representative of the resident or patient;

(3) "Facility", a hospital licensed under chapter 197 or a facility licensed under chapter 198.

3. During a state of emergency declared pursuant to chapter 44 relating to infectious, contagious, communicable, or dangerous diseases, a facility shall allow a resident or patient who has not been adjudged incapacitated under chapter 475, a resident's or patient's guardian, or a resident's or patient's legally authorized representative to designate an essential caregiver for in-person contact with the resident or patient in accordance with the standards and guidelines developed by the department under this section. Essential caregivers shall be considered as part of the resident's or patient's care team, along with the resident's or patient's health care providers and facility staff.

4. The facility shall inform, in writing, residents and patients who have not been adjudged incapacitated under chapter 475, or guardians or legal representatives of residents or patients, of the "Essential Caregiver Program" and the process for designating an essential caregiver.

5. The department shall develop standards and guidelines concerning the essential caregiver program, including, but not limited to, the following:

(1) The facility shall allow at least two individuals per resident or patient to be designated as essential caregivers, although the facility may limit the in-person contact to one caregiver at a time. The caregiver shall not be required to have previously served in a caregiver capacity prior to the declared state of emergency;

(2) The facility shall establish a reasonable in-person contact schedule to allow the essential caregiver to provide care to the resident or patient for at least four hours each day, including evenings, weekends, and holidays, but shall allow for twenty-four-hour in-person care as necessary and appropriate for the well-being of the resident or patient. The essential caregiver shall be permitted to leave and return during the scheduled hours or be replaced by another essential caregiver;

(3) The facility shall establish procedures to enable physical contact between the resident or patient and the essential caregiver. The facility may not require the essential caregiver to undergo more stringent screening, testing, hygiene, personal protective equipment, and other infection control and prevention protocols than required of facility employees;

(4) The facility shall specify in its protocols the criteria that the facility will use if it determines that in-person contact by a particular essential caregiver is inconsistent with the resident's or patient's therapeutic care and treatment or is a safety risk to other residents, patients, or staff at the facility. Any limitations placed upon a particular essential caregiver shall be reviewed and documented every seven days to determine if the limitations remain appropriate; and

(5) The facility may restrict or revoke in-person contact by an essential caregiver who fails to follow required protocols and procedures established under this subsection.

6. (1) A facility may request from the department a suspension of in-person contact by essential caregivers for a period not to exceed seven days. The department may deny the facility's request to suspend in-person contact with essential caregivers if the department determines that such in-person contact does not pose a serious community health risk. A facility may request from the department

an extension of a suspension for more than seven days; provided, that the department shall not approve an extension period for longer than seven days at a time. A facility shall not suspend in-person caregiver contact for more than fourteen consecutive days in a twelve-month period or for more than forty-five total days in a twelve-month period.

(2) The department shall suspend in-person contact by essential caregivers under this section if it determines that doing so is required under federal law, including a determination that federal law requires a suspension of in-person contact by members of the resident's or patient's care team.

(3) The attorney general shall institute all suits necessary on behalf of the state to defend the right of the state to implement the provisions of this section to ensure access by residents and patients to essential caregivers as part of their care team.

7. The provisions of this section shall not be construed to require an essential caregiver to provide necessary care to a resident or patient and a facility shall not require an essential caregiver to provide necessary care.

8. The provisions of this section shall not apply to those residents or patients whose particular plan of therapeutic care and treatment necessitates restricted or otherwise limited visitation for reasons unrelated to the stated reasons for the declared state emergency.

9. A facility, its employees, and its contractors shall be immune from civil liability for an injury or harm caused by or resulting from:

(1) Exposure to a contagious disease or other harmful agent that is specified during the state of emergency declared pursuant to chapter 44; or

(2) Acts or omissions by essential caregivers who are present in the facility;

as a result of the implementation of the essential caregiver program under this section. The immunity described in this subsection shall not apply to any act or omission by a facility, its employees, or its contractors that constitutes recklessness or willful misconduct."; and

Further amend said bill, Page 96, Section 579.076, Line 13, by inserting after said section and line the following:

"**630.202. 1. As used in this section, the following terms mean:**

(1) "Department", the department of mental health;

(2) "Essential caregiver", a family member, friend, guardian, or other individual selected by a facility resident or client who has not been adjudged incapacitated under chapter 475, or the guardian or legal representative of the resident or client;

(3) "Facility", a facility operated, licensed, or certified by the department.

2. During a state of emergency declared pursuant to chapter 44 relating to infectious, contagious, communicable, or dangerous diseases, a facility shall allow a resident or client who has not been adjudged incapacitated under chapter 475, a resident's or client's guardian, or a resident's or client's legally authorized representative to designate an essential caregiver for in-person contact with the resident or client in accordance with the standards and guidelines developed by the department under this section. Essential caregivers shall be considered a part of the resident's or client's care team,

along with the resident's or client's health care providers and facility staff.

3. The facility shall inform, in writing, residents and clients who have not been adjudged incapacitated under chapter 475, or guardians or legal representatives of residents or clients, of the "Essential Caregiver Program" and the process for designating an essential caregiver.

4. The department shall develop standards and guidelines concerning the essential caregiver program, including, but not limited to, the following:

(1) The facility shall allow at least two individuals per resident or client to be designated as essential caregivers, although the facility may limit the in-person contact to one caregiver at a time. The caregiver shall not be required to have previously served in a caregiver capacity prior to the declared state of emergency;

(2) The facility shall establish a reasonable in-person contact schedule to allow the essential caregiver to provide care to the resident or client for at least four hours each day, including evenings, weekends, and holidays, but shall allow for twenty-four-hour in-person care as necessary and appropriate for the well-being of the resident or client and consistent with the safety and security of the facility's staff and other residents or clients. The essential caregiver shall be permitted to leave and return during the scheduled hours or be replaced by another essential caregiver;

(3) The facility shall establish procedures to enable physical contact between the resident or client and the essential caregiver. The facility may not require the essential caregiver to undergo more stringent screening, testing, hygiene, personal protective equipment, and other infection control and prevention protocols than required of facility employees;

(4) The facility shall specify in its protocols the criteria that the facility will use if it determines that in-person contact by a particular essential caregiver is inconsistent with the resident's or client's therapeutic care and treatment or is a safety risk to other residents, clients, or staff at the facility. Any limitations placed upon a particular essential caregiver shall be reviewed and documented every seven days to determine if the limitations remain appropriate; and

(5) The facility may restrict or revoke in-person contact by an essential caregiver who fails to follow required protocols and procedures established under this subsection.

5. (1) A facility may request from the department a suspension of in-person contact by essential caregivers for a period not to exceed seven days. The department may deny the facility's request to suspend in-person contact with essential caregivers if the department determines that such in-person contact does not pose a serious community health risk. A facility may request from the department an extension of a suspension for more than seven days; provided, that the department shall not approve an extension period for longer than seven days at a time. A facility shall not suspend in-person caregiver visitation for more than fourteen consecutive days in a twelve-month period or for more than forty-five total days in a twelve-month period.

(2) The department shall suspend in-person contact by essential caregivers under this section if it determines that doing so is required under federal law, including a determination that federal law requires a suspension of in-person contact by members of the resident's or client's care team.

(3) The attorney general shall institute all suits necessary on behalf of the state to defend the right of the state to implement the provisions of this section to ensure access by residents and clients to

essential caregivers as part of their care team.

6. The provisions of this section shall not be construed to require an essential caregiver to provide necessary care to a resident or client and a facility shall not require an essential caregiver to provide necessary care.

7. The provisions of this section shall not apply to those residents or clients whose particular plan of therapeutic care and treatment necessitates restricted or otherwise limited visitation for reasons unrelated to the stated reason for the declared state of emergency.

8. A facility, its employees, and its contractors shall be immune from civil liability for an injury or harm caused by or resulting from:

(1) Exposure to a contagious disease or other harmful agent that is specified during the state of emergency declared pursuant to chapter 44; or

(2) Acts or omissions by essential caregivers who are present in the facility;

as a result of the implementation of the essential caregiver program under this section. The immunity described in this subsection shall not apply to any act or omission by a facility, its employees, or its contractors that constitutes recklessness or willful misconduct."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 3, Line 8, by inserting after all of said page and line the following:

"Further amend said bill, Page 97, Section 630.980, Line 47, by inserting after all of said section and line the following:

"632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and [must] **shall** allege under oath**, without a notarization requirement,** that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself **or herself** or to others. The application [must] **shall** specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself **or herself** or others, it shall direct a peace officer to take the respondent into custody and transport him **or her** to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further

detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer to take or a peace officer may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself **or herself** or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer or mental health coordinator who conveyed such person or caused him **or her** to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his **or her** own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself **or herself** or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself **or herself** or others unless he **or she** is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his **or her** own personal observations or investigation and shall contain the information required in subsection 1 of this section.

5. Any oath required by the provisions of this section shall be subject to the provisions of section 492.060."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 59, Section 198.648, Line 9, by inserting after all of said section and line the following:

"208.030. 1. The family support division shall make monthly payments to each person who was a recipient of old age assistance, aid to the permanently and totally disabled, and aid to the blind and who:

(1) Received such assistance payments from the state of Missouri for the month of December, 1973, to which they were legally entitled; and

(2) Is a resident of Missouri.

2. The amount of supplemental payment made to persons who meet the eligibility requirements for and receive federal supplemental security income payments shall be in an amount, as established by rule and regulation of the family support division, sufficient to, when added to all other income, equal the amount of cash income received in December, 1973; except, in establishing the amount of the supplemental payments, there shall be disregarded cost-of-living increases provided for in Titles II and XVI of the federal Social Security Act and any benefits or income required to be disregarded by an act of Congress of the United States or any regulation duly promulgated thereunder. As long as the recipient continues to receive

a supplemental security income payment, the supplemental payment shall not be reduced. The minimum supplemental payment for those persons who continue to meet the December, 1973, eligibility standards for aid to the blind shall be in an amount which, when added to the federal supplemental security income payment, equals the amount of the blind pension grant as provided for in chapter 209.

3. The amount of supplemental payment made to persons who do not meet the eligibility requirements for federal supplemental security income benefits, but who do meet the December, 1973, eligibility standards for old age assistance, permanent and total disability and aid to the blind or less restrictive requirements as established by rule or regulation of the family support division, shall be in an amount established by rule and regulation of the family support division sufficient to, when added to all other income, equal the amount of cash income received in December, 1973; except, in establishing the amount of the supplemental payment, there shall be disregarded cost-of-living increases provided for in Titles II and XVI of the federal Social Security Act and any other benefits or income required to be disregarded by an act of Congress of the United States or any regulation duly promulgated thereunder. The minimum supplemental payments for those persons who continue to meet the December, 1973, eligibility standards for aid to the blind shall be a blind pension payment as prescribed in chapter 209.

4. The family support division shall make monthly payments to persons meeting the eligibility standards for the aid to the blind program in effect December 31, 1973, who are bona fide residents of the state of Missouri. The payment shall be in the amount prescribed in subsection 1 of section 209.040, less any federal supplemental security income payment.

5. The family support division shall make monthly payments to persons age twenty-one or over who meet the eligibility requirements in effect on December 31, 1973, or less restrictive requirements as established by rule or regulation of the family support division, who were receiving old age assistance, permanent and total disability assistance, general relief assistance, or aid to the blind assistance lawfully, who are not eligible for nursing home care under the Title XIX program, and who reside in a licensed residential care facility, a licensed assisted living facility, a licensed intermediate care facility or a licensed skilled nursing facility in Missouri and whose total cash income is not sufficient to pay the amount charged by the facility; and to all applicants age twenty-one or over who are not eligible for nursing home care under the Title XIX program who are residing in a licensed residential care facility, a licensed assisted living facility, a licensed intermediate care facility or a licensed skilled nursing facility in Missouri, who make application after December 31, 1973, provided they meet the eligibility standards for old age assistance, permanent and total disability assistance, general relief assistance, or aid to the blind assistance in effect on December 31, 1973, or less restrictive requirements as established by rule or regulation of the family support division, who are bona fide residents of the state of Missouri, and whose total cash income is not sufficient to pay the amount charged by the facility. **[**Until July 1, 1983, the amount of the total state payment for home care in licensed residential care facilities shall not exceed one hundred twenty dollars monthly, for care in licensed intermediate care facilities or licensed skilled nursing facilities shall not exceed three hundred dollars monthly, and for care in licensed assisted living facilities shall not exceed two hundred twenty-five dollars monthly. Beginning July 1, 1983, for fiscal year 1983-1984 and each year thereafter,**]** The amount of the total state payment for home care in licensed residential care facilities **and for care in licensed assisted living facilities** shall **[**not exceed one hundred fifty-six dollars monthly,**] be subject to appropriation. The amount of total state payment** for care in licensed intermediate care facilities or licensed skilled nursing facilities shall not exceed three hundred ninety dollars monthly**[**, and for care in licensed assisted living facilities shall not exceed two hundred ninety-two dollars and fifty cents monthly**]**. No intermediate care or skilled nursing payment shall be made to a person residing in a licensed

intermediate care facility or in a licensed skilled nursing facility unless such person has been determined, by his or her own physician or doctor, to medically need such services subject to review and approval by the department. Residential care payments may be made to persons residing in licensed intermediate care facilities or licensed skilled nursing facilities. Any person eligible to receive a monthly payment pursuant to this subsection shall receive an additional monthly payment equal to the Medicaid vendor nursing facility personal needs allowance. The exact amount of the additional payment shall be determined by rule of the department. This additional payment shall not be used to pay for any supplies or services, or for any other items that would have been paid for by the family support division if that person would have been receiving medical assistance benefits under Title XIX of the federal Social Security Act for nursing home services pursuant to the provisions of section 208.159. Notwithstanding the previous part of this subsection, the person eligible shall not receive this additional payment if such eligible person is receiving funds for personal expenses from some other state or federal program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 1, Line 1, by inserting after the word "Page" the following:

"86, Section 302.171, Line 129, by inserting after all of said section and line the following:

"**332.325. 1. The Missouri dental board may collaborate with the department of health and senior services and the office of dental health within the department of health and senior services to approve pilot projects designed to examine new methods of extending care to underserved populations. Such pilot projects may employ techniques or approaches to care that may necessitate a waiver of the requirements of this chapter and regulations promulgated thereunder, provided that:**

(1) The project plan has a clearly stated objective of serving a specific underserved population that warrants, in the opinion of a majority of the board, granting approval for a pilot project;

(2) The pilot project has a finite start date and termination date;

(3) The pilot project clearly defines the new techniques or approaches the project intends to examine to determine whether such techniques or approaches improve access to or quality of care;

(4) The project plan identifies specific and limited locations and populations to participate in the pilot project;

(5) The project plan clearly establishes minimum guidelines and standards for the pilot project including, but not limited to, provisions for protecting the safety of participating patients;

(6) The project plan clearly defines the measurement criteria the pilot project will use to evaluate the outcomes of the project on access to and quality of care; and

(7) The project plan identifies reporting intervals to communicate interim and final outcomes to the board.

2. The board may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all

of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

3. The provisions of this section shall expire on August 28, 2026. The board shall provide a final report on approved pilot projects and related data or findings to the general assembly on or before December 31, 2025. The name, location, approval dates, and general description of an approved pilot project shall be deemed a public record under chapter 610."; and

Further amend said bill, Page"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 1 Line 1, by inserting after the number "690," the following:

", Page 58, Section 198.644, Lines 43-49, by deleting said lines and inserting in lieu thereof the following:

"**(10) Indemnify and hold harmless a health care facility for any damages, sanctions, or civil monetary penalties that are proximately caused by an action or failure to act of any health care personnel the agency provides to the health care facility; provided that the amount for which the supplemental health care services agency may be liable to a health care facility for civil monetary penalties and sanctions shall not exceed one hundred thousand dollars for civil monetary penalties and sanctions that can be assessed against skilled nursing facilities by the United States Department of Health and Human Services or the Centers for Medicare and Medicaid Services. If the damages, sanctions, or civil monetary penalties are proximately caused by the negligence, action, or failure to act by the health care facility, then liability shall be determined by a percentage of fault and shall be the sole responsibility of the party against whom such determination is made. Such determinations shall be made by the agreement of the parties or a neutral third party who considers all of the relevant factors in making a determination.**"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 690, Page 92, Section 338.061, Line 21, by inserting after all of said section and line the following:

"345.015. As used in sections 345.010 to 345.080, the following terms mean:

(1) "Audiologist", a person who is licensed as an audiologist pursuant to sections 345.010 to 345.080 to practice audiology;

(2) "Audiology aide", a person who is registered as an audiology aide by the board, who does not act

independently but works under the direction and supervision of a licensed audiologist. Such person assists the audiologist with activities which require an understanding of audiology but do not require formal training in the relevant academics. To be eligible for registration by the board, each applicant shall submit a registration fee and:

(a) Be at least eighteen years of age;

(b) Furnish evidence of the person's educational qualifications which shall be at a minimum:

a. Certification of graduation from an accredited high school or its equivalent; and

b. On-the-job training;

(c) Be employed in a setting in which direct and indirect supervision are provided on a regular and systematic basis by a licensed audiologist.

However, the aide shall not administer or interpret hearing screening or diagnostic tests, fit or dispense hearing instruments, make ear impressions, make diagnostic statements, determine case selection, present written reports to anyone other than the supervisor without the signature of the supervisor, make referrals to other professionals or agencies, use a title other than audiology aide, develop or modify treatment plans, discharge clients from treatment or terminate treatment, disclose clinical information, either orally or in writing, to anyone other than the supervising audiologist, or perform any procedure for which he or she is not qualified, has not been adequately trained or both;

(3) "Board", the state board of registration for the healing arts;

(4) **"Clinical fellowship", the supervised professional employment period following completion of the academic and practicum requirements of an accredited training program as described in sections 345.010 to 345.080;**

(5) "Commission", the advisory commission for speech-language pathologists and audiologists;

[(5)**] (6)** "Hearing instrument" or "hearing aid", any wearable device or instrument designed for or offered for the purpose of aiding or compensating for impaired human hearing and any parts, attachments or accessories, including ear molds, but excluding batteries, cords, receivers and repairs;

[(6)**] (7)** "Person", any individual, organization, or corporate body, except that only individuals may be licensed pursuant to sections 345.010 to 345.080;

[(7)**] (8)** "Practice of audiology":

(a) The application of accepted audiologic principles, methods and procedures for the measurement, testing, interpretation, appraisal and prediction related to disorders of the auditory system, balance system or related structures and systems;

(b) Provides consultation or counseling to the patient, client, student, their family or interested parties;

(c) Provides academic, social and medical referrals when appropriate;

(d) Provides for establishing goals, implementing strategies, methods and techniques, for habilitation, rehabilitation or aural rehabilitation, related to disorders of the auditory system, balance system or related structures and systems;

(e) Provides for involvement in related research, teaching or public education;

(f) Provides for rendering of services or participates in the planning, directing or conducting of programs which are designed to modify audition, communicative, balance or cognitive disorder, which may involve speech and language or education issues;

(g) Provides and interprets behavioral and neurophysiologic measurements of auditory balance, cognitive processing and related functions, including intraoperative monitoring;

(h) Provides involvement in any tasks, procedures, acts or practices that are necessary for evaluation of audition, hearing, training in the use of amplification or assistive listening devices;

(i) Provides selection, assessment, fitting, programming, and dispensing of hearing instruments, assistive listening devices, and other amplification systems;

(j) Provides for taking impressions of the ear, making custom ear molds, ear plugs, swim molds and industrial noise protectors;

(k) Provides assessment of external ear and cerumen management;

(l) Provides advising, fitting, mapping assessment of implantable devices such as cochlear or auditory brain stem devices;

(m) Provides information in noise control and hearing conservation including education, equipment selection, equipment calibration, site evaluation and employee evaluation;

(n) Provides performing basic speech-language screening test;

(o) Provides involvement in social aspects of communication, including challenging behavior and ineffective social skills, lack of communication opportunities;

(p) Provides support and training of family members and other communication partners for the individual with auditory balance, cognitive and communication disorders;

(q) Provides aural rehabilitation and related services to individuals with hearing loss and their families;

(r) Evaluates, collaborates and manages audition problems in the assessment of the central auditory processing disorders and providing intervention for individuals with central auditory processing disorders;

(s) Develops and manages academic and clinical problems in communication sciences and disorders;

(t) Conducts, disseminates and applies research in communication sciences and disorders;

[(8)**] (9)** "Practice of speech-language pathology":

(a) Provides screening, identification, assessment, diagnosis, treatment, intervention, including but not limited to prevention, restoration, amelioration and compensation, and follow-up services for disorders of:

a. Speech: articulation, fluency, voice, including respiration, phonation and resonance;

b. Language, involving the parameters of phonology, morphology, syntax, semantics and pragmatic; and including disorders of receptive and expressive communication in oral, written, graphic and manual modalities;

c. Oral, pharyngeal, cervical esophageal and related functions, such as dysphagia, including disorders of swallowing and oral functions for feeding; orofacial myofunctional disorders;

d. Cognitive aspects of communication, including communication disability and other functional disabilities associated with cognitive impairment;

e. Social aspects of communication, including challenging behavior, ineffective social skills, lack of communication opportunities;

(b) Provides consultation and counseling and makes referrals when appropriate;

(c) Trains and supports family members and other communication partners of individuals with speech, voice, language, communication and swallowing disabilities;

(d) Develops and establishes effective augmentative and alternative communication techniques and strategies, including selecting, prescribing and dispensing of augmentative aids and devices; and the training of individuals, their families and other communication partners in their use;

(e) Selects, fits and establishes effective use of appropriate prosthetic/adaptive devices for speaking and swallowing, such as tracheoesophageal valves, electrolarynges, or speaking valves;

(f) Uses instrumental technology to diagnose and treat disorders of communication and swallowing, such as videofluoroscopy, nasendoscopy, ultrasonography and stroboscopy;

(g) Provides aural rehabilitative and related counseling services to individuals with hearing loss and to their families;

(h) Collaborates in the assessment of central auditory processing disorders in cases in which there is evidence of speech, language or other cognitive communication disorders; provides intervention for individuals with central auditory processing disorders;

(i) Conducts pure-tone air conduction hearing screening and screening tympanometry for the purpose of the initial identification or referral;

(j) Enhances speech and language proficiency and communication effectiveness, including but not limited to accent reduction, collaboration with teachers of English as a second language and improvement of voice, performance and singing;

(k) Trains and supervises support personnel;

(l) Develops and manages academic and clinical programs in communication sciences and disorders;

(m) Conducts, disseminates and applies research in communication sciences and disorders;

(n) Measures outcomes of treatment and conducts continuous evaluation of the effectiveness of practices and programs to improve and maintain quality of services;

[(9)**] (10)** "Speech-language pathologist", a person who is licensed as a speech-language pathologist pursuant to sections 345.010 to 345.080; who engages in the practice of speech-language pathology as defined in sections 345.010 to 345.080;

[(10)**] (11)** "Speech-language pathology aide", a person who is registered as a speech-language aide by the board, who does not act independently but works under the direction and supervision of a licensed speech-language pathologist. Such person assists the speech-language pathologist with activities which require an understanding of speech-language pathology but do not require formal training in the relevant academics. To be eligible for registration by the board, each applicant shall submit a registration fee and:

(a) Be at least eighteen years of age;

(b) Furnish evidence of the person's educational qualifications which shall be at a minimum:

a. Certification of graduation from an accredited high school or its equivalent; and

b. On-the-job training;

(c) Be employed in a setting in which direct and indirect supervision is provided on a regular and systematic basis by a licensed speech-language pathologist.

However, the aide shall not administer or interpret hearing screening or diagnostic tests, fit or dispense hearing instruments, make ear impressions, make diagnostic statements, determine case selection, present written reports to anyone other than the supervisor without the signature of the supervisor, make referrals to other professionals or agencies, use a title other than speech-language pathology aide, develop or modify treatment plans, discharge clients from treatment or terminate treatment, disclose clinical information, either orally or in writing, to anyone other than the supervising speech-language pathologist, or perform any procedure for which he or she is not qualified, has not been adequately trained or both;

[(11)**]** **(12)** "Speech-language pathology assistant", a person who is registered as a speech-language pathology assistant by the board, who does not act independently but works under the direction and supervision of a licensed speech-language pathologist practicing for at least one year or speech-language pathologist practicing under subdivision (1) or (6) of subsection 1 of section 345.025 for at least one year and whose activities require both academic and practical training in the field of speech-language pathology although less training than those established by sections 345.010 to 345.080 as necessary for licensing as a speech-language pathologist. To be eligible for registration by the board, each applicant shall submit the registration fee, supervising speech-language pathologist information if employment is confirmed, if not such information shall be provided after registration, and furnish evidence of the person's educational qualifications which meet the following:

(a) Hold a bachelor's level degree from an institution accredited or approved by a regional accrediting body recognized by the United States Department of Education or its equivalent; and

(b) Submit official transcripts from one or more accredited colleges or universities presenting evidence of the completion of bachelor's level course work and requirements in the field of speech-language pathology as established by the board through rules and regulations;

(c) Submit proof of completion of the number and type of clinical hours as established by the board through rules and regulations.

345.022. 1. Any person in the person's clinical fellowship as defined in sections 345.010 to 345.080 shall hold a provisional license to practice speech-language pathology or audiology. The board may issue a provisional license to an applicant who:

(1) Has met the requirements for practicum and academic requirements from an accredited training program as defined in sections 345.010 to 345.080;

(2) Submits an application to the board on a form prescribed by the board. Such form shall include a plan for the content and supervision of the clinical fellowship, as well as evidence of good moral and ethical character; and

(3) Submits to the board an application fee, as set by the board, for the provisional license.

2. A provisional license is effective for one year. A provisional license may be extended for an additional twelve months only for purposes of completing the postgraduate clinical experience portion of the clinical fellowship; provided that, the applicant has passed the national examination and shall hold a master's degree from an approved training program in his or her area of application.

3. Within twelve months of issuance of the provisional license, the applicant shall pass an examination promulgated or approved by the board.

4. Within twelve months of issuance of a provisional license, the applicant shall complete the requirements for the master's or doctoral degree from a program accredited by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought.

345.025. 1. The provisions of sections 345.010 to 345.080 do not apply to:

(1) The activities, services, and the use of an official title on the part of a person in the employ of a federal agency insofar as such services are part of the duties of the person's office or position with such agency;

(2) The activities and services of certified teachers of the deaf;

(3) The activities and services of a student in speech-language pathology or audiology pursuing a course of study at a university or college that has been approved by its regional accrediting association, or working in a recognized training center, if these activities and services constitute a part of the person's course of study supervised by a licensed speech-language pathologist or audiologist as provided in section 345.050;

(4) The activities and services of physicians and surgeons licensed pursuant to chapter 334;

(5) Audiometric technicians who are certified by the council for accreditation of occupational hearing conservationists when conducting pure tone air conduction audiometric tests for purposes of industrial hearing conservation and comply with requirements of the federal Occupational Safety and Health Administration;

(6) A person who holds a current valid certificate as a speech-language pathologist issued before January 1, 2016, by the Missouri department of elementary and secondary education and who is an employee of a public school while providing speech-language pathology services in such school system;

(7) Any person completing the required number and type of clinical hours required by paragraph (c) of subdivision **[**(11)**]** **(12)** of section 345.015 as long as such person is under the direct supervision of a licensed speech-language pathologist and has not completed more than the number of clinical hours required by rule.

2. No one shall be exempt pursuant to subdivision (1) or (6) of subsection 1 of this section if the person does any work as a speech-language pathologist or audiologist outside of the exempted areas outlined in this section for which a fee or compensation may be paid by the recipient of the service. When college or university clinics charge a fee, supervisors of student clinicians shall be licensed.

345.050. **[**1.**]** To be eligible for licensure by the board by examination, each applicant shall submit the application fee and shall furnish evidence of such person's current competence and shall:

(1) Hold a master's or a doctoral degree from a program that was awarded "accreditation candidate" status or is accredited by the Council on Academic Accreditation of the American Speech-Language-

Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought;

(2) Submit official transcripts from one or more accredited colleges or universities presenting evidence of the completion of course work and clinical practicum requirements equivalent to that required by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board; **[**and**]**

(3) **Present written evidence of completion of a clinical fellowship from supervisors. The experience required by this subdivision shall follow the completion of the requirements of subdivisions (1) and (2) of this section. This period of employment shall be under the direct supervision of a person who is licensed by the state of Missouri in the profession in which the applicant seeks to be licensed. Persons applying with an audiology clinical doctoral degree are exempt from this provision; and**

(4) Pass an examination promulgated or approved by the board. The board shall determine the subject and scope of the examinations.

[2.To be eligible for licensure by the board without examination, each applicant shall make application on forms prescribed by the board, submit the application fee, submit an activity statement and meet one of the following requirements:

(1)The board shall issue a license to any speech-language pathologist or audiologist who is licensed in another country and who has had no violations, suspension or revocations of a license to practice speech-language pathology or audiology in any jurisdiction; provided that, such person is licensed in a country whose requirements are substantially equal to, or greater than, Missouri at the time the applicant applies for licensure; or

(2)Hold the certificate of clinical competence issued by the American Speech-Language-Hearing Association in the area in which licensure is sought. **]**

345.052. 1. For purposes of this section, the following terms mean:

(1) "License", a license, certificate, registration, permit, accreditation, or military occupational specialty that enables a person to legally practice an occupation or profession in a particular jurisdiction;

(2) "Military", the Armed Forces of the United States, including the Air Force, Army, Coast Guard, Marine Corps, Navy, Space Force, National Guard, and any other military branch that is designated by Congress as part of the Armed Forces of the United States, and all reserve components and auxiliaries. The term "military" also includes the military reserves and militia of any United States territory or state;

(3) "Nonresident military spouse", a nonresident spouse of an active duty member of the Armed Forces of the United States who has been transferred or is scheduled to be transferred to the state of Missouri, or who has been transferred or is scheduled to be transferred to an adjacent state and is or will be domiciled in the state of Missouri, or has moved to the state of Missouri on a permanent change-of-station basis;

(4) "Oversight body", any board, department, agency, or office of a jurisdiction that issues licenses;

(5) "Resident military spouse", a spouse of an active duty member of the Armed Forces of the United States who has been transferred or is scheduled to be transferred to the state of Missouri or an adjacent state and who is a permanent resident of the state of Missouri, who is domiciled in the state of Missouri, or who has Missouri as his or her home of record.

2. Any person who holds a valid current speech-language pathologist or audiologist license issued by another state, a branch or unit of the military, a territory of the United States, or the District of Columbia, and who has been licensed for at least one year in such other jurisdiction, may submit an application for a speech-language pathologist or audiologist license in Missouri along with proof of current licensure and proof of licensure for at least one year in the other jurisdiction to the board.

3. The board shall:

(1) Within six months of receiving an application described in subsection 2 of this section, waive any examination, educational, or experience requirements for licensure in this state for the applicant if it determines that there were minimum education requirements and, if applicable, work experience and clinical supervision requirements in effect and the other jurisdiction verifies that the person met those requirements in order to be licensed or certified in that jurisdiction. The board may require an applicant to take and pass an examination specific to the laws of this state; or

(2) Within thirty days of receiving an application described in subsection 2 of this section from a nonresident military spouse or a resident military spouse, waive any examination, educational, or experience requirements for licensure in this state for the applicant and issue such applicant a license under this section if such applicant otherwise meets the requirements of this section.

4. (1) The board shall not waive any examination, educational, or experience requirements for any applicant who has had his or her license revoked by an oversight body outside the state; who is currently under investigation, who has a complaint pending, or who is currently under disciplinary action, except as provided in subdivision (2) of this subsection, with an oversight body outside the state; who does not hold a license in good standing with an oversight body outside the state; who has a criminal record that would disqualify him or her for licensure in Missouri; or who does not hold a valid current license in the other jurisdiction on the date the board receives his or her application under this section.

(2) If another jurisdiction has taken disciplinary action against an applicant, the board shall determine if the cause for the action was corrected and the matter resolved. If the matter has not been resolved by that jurisdiction, the board may deny a license until the matter is resolved.

5. Nothing in this section shall prohibit the board from denying a license to an applicant under this section for any reason described in section 345.065.

6. Any person who is licensed under the provisions of this section shall be subject to the board's jurisdiction and all rules and regulations pertaining to the practice as a speech-language pathologist or audiologist in this state.

7. This section shall not be construed to waive any requirement for an applicant to pay any fees.

345.170. Sections 345.170 to 345.240 shall be known and may be cited as the "Audiology and Speech-Language Pathology Interstate Compact".

345.175. 1. The purpose of this Compact is to facilitate interstate practice of audiology and speech-

language pathology with the goal of improving public access to audiology and speech-language pathology services. The practice of audiology and speech-language pathology occurs in the state where the patient/client/student is located at the time of the patient/client/student encounter. The Compact preserves the regulatory authority of states to protect public health and safety through the current system of state licensure.

2. This Compact is designed to achieve the following objectives:

(1) Increase public access to audiology and speech-language pathology services by providing for the mutual recognition of other member state licenses;

(2) Enhance the states' ability to protect the public's health and safety;

(3) Encourage the cooperation of member states in regulating multistate audiology and speech-language pathology practice;

(4) Support spouses of relocating active duty military personnel;

(5) Enhance the exchange of licensure, investigative and disciplinary information between member states;

(6) Allow a remote state to hold a provider of services with a compact privilege in that state accountable to that state's practice standards; and

(7) Allow for the use of telehealth technology to facilitate increased access to audiology and speech-language pathology services.

345.180. As used in this Compact, and except as otherwise provided, the following definitions shall apply:

(1) "Active duty military" means full-time duty status in the active uniformed service of the United States, including members of the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. Chapter 1209 and 1211.

(2) "Adverse action" means any administrative, civil, equitable or criminal action permitted by a state's laws which is imposed by a licensing board or other authority against an audiologist or speech-language pathologist, including actions against an individual's license or privilege to practice such as revocation, suspension, probation, monitoring of the licensee, or restriction on the licensee's practice.

(3) "Alternative program" means a non-disciplinary monitoring process approved by an audiology or speech-language pathology licensing board to address impaired practitioners.

(4) "Audiologist" means an individual who is licensed by a state to practice audiology.

(5) "Audiology" means the care and services provided by a licensed audiologist as set forth in the member state's statutes and rules.

(6) "Audiology and Speech-Language Pathology Compact Commission" or "Commission" means the national administrative body whose membership consists of all states that have enacted the Compact.

(7) "Audiology and speech-language pathology licensing board," "audiology licensing board,"

"speech-language pathology licensing board," or "licensing board" means the agency of a state that is responsible for the licensing and regulation of audiologists and/or speech-language pathologists.

(8) "Compact privilege" means the authorization granted by a remote state to allow a licensee from another member state to practice as an audiologist or speech-language pathologist in the remote state under its laws and rules. The practice of audiology or speech-language pathology occurs in the member state where the patient/client/student is located at the time of the patient/client/student encounter.

(9) "Current significant investigative information" means investigative information that a licensing board, after an inquiry or investigation that includes notification and an opportunity for the audiologist or speech-language pathologist to respond, if required by state law, has reason to believe is not groundless and, if proved true, would indicate more than a minor infraction.

(10) "Data system" means a repository of information about licensees, including, but not limited to, continuing education, examination, licensure, investigative, compact privilege and adverse action.

(11) "Encumbered license" means a license in which an adverse action restricts the practice of audiology or speech-language pathology by the licensee and said adverse action has been reported to the National Practitioners Data Bank (NPDB).

(12) "Executive Committee" means a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the Commission.

(13) "Home state" means the member state that is the licensee's primary state of residence.

(14) "Impaired practitioner" means individuals whose professional practice is adversely affected by substance abuse, addiction, or other health-related conditions.

(15) "Licensee" means an individual who currently holds an authorization from the state licensing board to practice as an audiologist or speech-language pathologist.

(16) "Member state" means a state that has enacted the Compact.

(17) "Privilege to practice" means a legal authorization permitting the practice of audiology or speech-language pathology in a remote state.

(18) "Remote state" means a member state other than the home state where a licensee is exercising or seeking to exercise the compact privilege.

(19) "Rule" means a regulation, principle or directive promulgated by the Commission that has the force of law.

(20) "Single-state license" means an audiology or speech-language pathology license issued by a member state that authorizes practice only within the issuing state and does not include a privilege to practice in any other member state.

(21) "Speech-language pathologist" means an individual who is licensed by a state to practice speech-language pathology.

(22) "Speech-language pathology" means the care and services provided by a licensed speech-language pathologist as set forth in the member state's statutes and rules.

(23) "State" means any state, commonwealth, district or territory of the United States of America that regulates the practice of audiology and speech-language pathology.

(24) "State practice laws" means a member state's laws, rules and regulations that govern the practice of audiology or speech-language pathology, define the scope of audiology or speech-language pathology practice, and create the methods and grounds for imposing discipline.

(25) "Telehealth" means the application of telecommunication technology to deliver audiology or speech-language pathology services at a distance for assessment, intervention and/or consultation.

345.185. 1. A license issued to an audiologist or speech-language pathologist by a home state to a resident in that state shall be recognized by each member state as authorizing an audiologist or speech-language pathologist to practice audiology or speech-language pathology, under a privilege to practice, in each member state.

2. A state must implement or utilize procedures for considering the criminal history records of applicants for initial privilege to practice. These procedures shall include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records.

(1) A member state must fully implement a criminal background check requirement, within a time frame established by rule, by receiving the results of the Federal Bureau of Investigation record search on criminal background checks and use the results in making licensure decisions.

(2) Communication between a member state, the Commission and among member states regarding the verification of eligibility for licensure through the Compact shall not include any information received from the Federal Bureau of Investigation relating to a federal criminal records check performed by a member state under Public Law 92-544.

3. Upon application for a privilege to practice, the licensing board in the issuing remote state shall ascertain, through the data system, whether the applicant has ever held, or is the holder of, a license issued by any other state, whether there are any encumbrances on any license or privilege to practice held by the applicant, whether any adverse action has been taken against any license or privilege to practice held by the applicant.

4. Each member state shall require an applicant to obtain or retain a license in the home state and meet the home state's qualifications for licensure or renewal of licensure, as well as, all other applicable state laws.

5. For an audiologist:

(1) Must meet one of the following educational requirements:

(a) On or before, Dec. 31, 2007, has graduated with a master's degree or doctorate in audiology, or equivalent degree regardless of degree name, from a program that is accredited by an accrediting agency recognized by the Council for Higher Education Accreditation, or its successor, or by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or

(b) On or after, Jan. 1, 2008, has graduated with a Doctoral degree in audiology, or equivalent

degree, regardless of degree name, from a program that is accredited by an accrediting agency recognized by the Council for Higher Education Accreditation, or its successor, or by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or

(c) Has graduated from an audiology program that is housed in an institution of higher education outside of the United States a. for which the program and institution have been approved by the authorized accrediting body in the applicable country and b. the degree program has been verified by an independent credentials review agency to be comparable to a state licensing board-approved program.

(2) Has completed a supervised clinical practicum experience from an accredited educational institution or its cooperating programs as required by the Commission;

(3) Has successfully passed a national examination approved by the Commission;

(4) Holds an active, unencumbered license;

(5) Has not been convicted or found guilty, and has not entered into an agreed disposition, of a felony related to the practice of audiology, under applicable state or federal criminal law;

(6) Has a valid United States Social Security or National Practitioner Identification number.

6. For a speech-language pathologist:

(1) Must meet one of the following educational requirements:

(a) Has graduated with a master's degree from a speech-language pathology program that is accredited by an organization recognized by the United States Department of Education and operated by a college or university accredited by a regional or national accrediting organization recognized by the board; or

(b) Has graduated from a speech-language pathology program that is housed in an institution of higher education outside of the United States a. for which the program and institution have been approved by the authorized accrediting body in the applicable country and b. the degree program has been verified by an independent credentials review agency to be comparable to a state licensing board-approved program.

(2) Has completed a supervised clinical practicum experience from an educational institution or its cooperating programs as required by the Commission;

(3) Has completed a supervised postgraduate professional experience as required by the Commission;

(4) Has successfully passed a national examination approved by the Commission;

(5) Holds an active, unencumbered license;

(6) Has not been convicted or found guilty, and has not entered into an agreed disposition, of a felony related to the practice of speech-language pathology, under applicable state or federal criminal law;

(7) Has a valid United States Social Security or National Practitioner Identification number.

7. The privilege to practice is derived from the home state license.

8. An audiologist or speech-language pathologist practicing in a member state must comply with the state practice laws of the state in which the client is located at the time service is provided. The practice of audiology and speech-language pathology shall include all audiology and speech-language pathology practice as defined by the state practice laws of the member state in which the client is located. The practice of audiology and speech-language pathology in a member state under a privilege to practice shall subject an audiologist or speech-language pathologist to the jurisdiction of the licensing board, the courts and the laws of the member state in which the client is located at the time service is provided.

9. Individuals not residing in a member state shall continue to be able to apply for a member state's single-state license as provided under the laws of each member state. However, the single-state license granted to these individuals shall not be recognized as granting the privilege to practice audiology or speech-language pathology in any other member state. Nothing in this Compact shall affect the requirements established by a member state for the issuance of a single-state license.

10. Member states may charge a fee for granting a compact privilege.

11. Member states must comply with the bylaws and rules and regulations of the Commission.

345.190. 1. To exercise the compact privilege under the terms and provisions of the Compact, the audiologist or speech-language pathologist shall:

(1) Hold an active license in the home state;

(2) Have no encumbrance on any state license;

(3) Be eligible for a compact privilege in any member state in accordance with section 345.185;

(4) Have not had any adverse action against any license or compact privilege within the previous 2 years from date of application;

(5) Notify the Commission that the licensee is seeking the compact privilege within a remote state or states;

(6) Pay any applicable fees, including any state fee, for the compact privilege;

(7) Report to the Commission adverse action taken by any non-member state within 30 days from the date the adverse action is taken.

2. For the purposes of the compact privilege, an audiologist or speech-language pathologist shall only hold one home state license at a time.

3. Except as provided in section 345.200, if an audiologist or speech-language pathologist changes primary state of residence by moving between two-member states, the audiologist or speech-language pathologist must apply for licensure in the new home state, and the license issued by the prior home state shall be deactivated in accordance with applicable rules adopted by the Commission.

4. The audiologist or speech-language pathologist may apply for licensure in advance of a change in primary state of residence.

5. A license shall not be issued by the new home state until the audiologist or speech-language

pathologist provides satisfactory evidence of a change in primary state of residence to the new home state and satisfies all applicable requirements to obtain a license from the new home state.

6. If an audiologist or speech-language pathologist changes primary state of residence by moving from a member state to a non-member state, the license issued by the prior home state shall convert to a single-state license, valid only in the former home state.

7. The compact privilege is valid until the expiration date of the home state license. The licensee must comply with the requirements of subsection 1 of this section to maintain the compact privilege in the remote state.

8. A licensee providing audiology or speech-language pathology services in a remote state under the compact privilege shall function within the laws and regulations of the remote state.

9. A licensee providing audiology or speech-language pathology services in a remote state is subject to that state's regulatory authority. A remote state may, in accordance with due process and that state's laws, remove a licensee's compact privilege in the remote state for a specific period of time, impose fines, and/or take any other necessary actions to protect the health and safety of its citizens.

10. If a home state license is encumbered, the licensee shall lose the compact privilege in any remote state until the following occur:

(1) The home state license is no longer encumbered; and

(2) Two years have elapsed from the date of the adverse action.

11. Once an encumbered license in the home state is restored to good standing, the licensee must meet the requirements of subsection 1 of this section to obtain a compact privilege in any remote state.

12. Once the requirements of subsection 10 of this section have been met, the licensee must meet the requirements in subsection 1 of this section to obtain a compact privilege in a remote state.

345.195. Member states shall recognize the right of an audiologist or speech-language pathologist, licensed by a home state in accordance with section 345.185 and under rules promulgated by the Commission, to practice audiology or speech-language pathology in any member state via telehealth under a privilege to practice as provided in the Compact and rules promulgated by the Commission.

345.200. Active duty military personnel, or their spouse, shall designate a home state where the individual has a current license in good standing. The individual may retain the home state designation during the period the service member is on active duty. Subsequent to designating a home state, the individual shall only change their home state through application for licensure in the new state.

345.205. 1. In addition to the other powers conferred by state law, a remote state shall have the authority, in accordance with existing state due process law, to:

(1) Take adverse action against an audiologist's or speech-language pathologist's privilege to practice within that member state.

(2) Issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses as well as the production of evidence. Subpoenas issued by a licensing board in a member

state for the attendance and testimony of witnesses or the production of evidence from another member state shall be enforced in the latter state by any court of competent jurisdiction, according to the practice and procedure of that court applicable to subpoenas issued in proceedings pending before it. The issuing authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state in which the witnesses or evidence are located.

(3) Only the home state shall have the power to take adverse action against an audiologist's or speech-language pathologist's license issued by the home state.

2. For purposes of taking adverse action, the home state shall give the same priority and effect to reported conduct received from a member state as it would if the conduct had occurred within the home state. In so doing, the home state shall apply its own state laws to determine appropriate action.

3. The home state shall complete any pending investigations of an audiologist or speech-language pathologist who changes primary state of residence during the course of the investigations. The home state shall also have the authority to take appropriate action or actions and shall promptly report the conclusions of the investigations to the administrator of the data system. The administrator of the coordinated licensure information system shall promptly notify the new home state of any adverse actions.

4. If otherwise permitted by state law, the member state may recover from the affected audiologist or speech-language pathologist the costs of investigations and disposition of cases resulting from any adverse action taken against that audiologist or speech-language pathologist.

5. The member state may take adverse action based on the factual findings of the remote state, provided that the member state follows the member state's own procedures for taking the adverse action.

6. (1) In addition to the authority granted to a member state by its respective audiology or speech-language pathology practice act or other applicable state law, any member state may participate with other member states in joint investigations of licensees.

(2) Member states shall share any investigative, litigation, or compliance materials in furtherance of any joint or individual investigation initiated under the Compact.

7. If adverse action is taken by the home state against an audiologist's or speech language pathologist's license, the audiologist's or speech-language pathologist's privilege to practice in all other member states shall be deactivated until all encumbrances have been removed from the state license. All home state disciplinary orders that impose adverse action against an audiologist's or speech language pathologist's license shall include a statement that the audiologist's or speech-language pathologist's privilege to practice is deactivated in all member states during the pendency of the order.

8. If a member state takes adverse action, it shall promptly notify the administrator of the data system. The administrator of the data system shall promptly notify the home state of any adverse actions by remote states.

9. Nothing in this Compact shall override a member state's decision that participation in an alternative program may be used in lieu of adverse action.

345.210. 1. The Compact member states hereby create and establish a joint public agency known

as the Audiology and Speech-Language Pathology Compact Commission:

(1) The Commission is an instrumentality of the Compact states.

(2) Venue is proper and judicial proceedings by or against the Commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the Commission is located. The Commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this Compact shall be construed to be a waiver of sovereign immunity.

2. (1) Each member state shall have two (2) delegates selected by that member state's licensing board. The delegates shall be current members of the licensing board. One shall be an audiologist and one shall be a speech-language pathologist.

(2) An additional five (5) delegates, who are either a public member or board administrator from a state licensing board, shall be chosen by the Executive Committee from a pool of nominees provided by the Commission at Large.

(3) Any delegate may be removed or suspended from office as provided by the law of the state from which the delegate is appointed.

(4) The member state board shall fill any vacancy occurring on the Commission, within 90 days.

(5) Each delegate shall be entitled to one (1) vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the Commission.

(6) A delegate shall vote in person or by other means as provided in the bylaws. The bylaws may provide for delegates' participation in meetings by telephone or other means of communication.

(7) The Commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

3. The Commission shall have the following powers and duties:

(1) Establish the fiscal year of the Commission;

(2) Establish bylaws;

(3) Establish a Code of Ethics;

(4) Maintain its financial records in accordance with the bylaws;

(5) Meet and take actions as are consistent with the provisions of this Compact and the bylaws;

(6) Promulgate uniform rules to facilitate and coordinate implementation and administration of this Compact. The rules shall have the force and effect of law and shall be binding in all member states;

(7) Bring and prosecute legal proceedings or actions in the name of the Commission, provided that the standing of any state audiology or speech-language pathology licensing board to sue or be sued under applicable law shall not be affected;

(8) Purchase and maintain insurance and bonds;

(9) Borrow, accept, or contract for services of personnel, including, but not limited to, employees of a member state;

(10) Hire employees, elect or appoint officers, fix compensation, define duties, grant individuals appropriate authority to carry out the purposes of the Compact, and to establish the Commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(11) Accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the Commission shall avoid any appearance of impropriety and/or conflict of interest;

(12) Lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the Commission shall avoid any appearance of impropriety;

(13) Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property real, personal, or mixed;

(14) Establish a budget and make expenditures;

(15) Borrow money;

(16) Appoint committees, including standing committees composed of members, and other interested persons as may be designated in this Compact and the bylaws;

(17) Provide and receive information from, and cooperate with, law enforcement agencies;

(18) Establish and elect an Executive Committee; and

(19) Perform other functions as may be necessary or appropriate to achieve the purposes of this Compact consistent with the state regulation of audiology and speech-language pathology licensure and practice.

4. The Executive Committee shall have the power to act on behalf of the Commission according to the terms of this Compact:

(1) The Executive Committee shall be composed of ten (10) members:

(a) Seven (7) voting members who are elected by the Commission from the current membership of the Commission;

(b) Two (2) ex-officios, consisting of one nonvoting member from a recognized national audiology professional association and one nonvoting member from a recognized national speech-language pathology association; and

(c) One (1) ex-officio, nonvoting member from the recognized membership organization of the audiology and speech-language pathology licensing boards.

5. The ex-officio members shall be selected by their respective organizations.

(1) The Commission may remove any member of the Executive Committee as provided in bylaws.

(2) The Executive Committee shall meet at least annually.

(3) The Executive Committee shall have the following duties and responsibilities:

(a) Recommend to the entire Commission changes to the rules or bylaws, changes to this Compact legislation, fees paid by Compact member states such as annual dues, and any commission Compact fee charged to licensees for the compact privilege;

(b) Ensure Compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the Commission;

(e) Monitor Compact compliance of member states and provide compliance reports to the Commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 345.220.

(5) The Commission or the Executive Committee or other committees of the Commission may convene in a closed, non-public meeting if the Commission or Executive Committee or other committees of the Commission must discuss:

(a) Non-compliance of a member state with its obligations under the Compact;

(b) The employment, compensation, discipline or other matters, practices or procedures related to specific employees or other matters related to the Commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation;

(d) Negotiation of contracts for the purchase, lease, or sale of goods, services, or real estate;

(e) Accusing any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information that is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigative records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigative reports prepared by or on behalf of or for use of the Commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to the Compact; or

(j) Matters specifically exempted from disclosure by federal or member state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to this provision, the Commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision.

(7) The Commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release by a majority vote of the Commission or order of a court of competent jurisdiction.

(8) (a) The Commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.

(b) The Commission may accept any and all appropriate revenue sources, donations, and grants of money, equipment, supplies, materials, and services.

(c) The Commission may levy on and collect an annual assessment from each member state or impose fees on other parties to cover the cost of the operations and activities of the Commission and its staff, which must be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the Commission, which shall promulgate a rule binding upon all member states.

(9) The Commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the Commission pledge the credit of any of the member states, except by and with the authority of the member state.

(10) The Commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the Commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the Commission shall be audited yearly by a certified or licensed public accountant, and the report of the audit shall be included in and become part of the annual report of the Commission.

6. (1) The members, officers, executive director, employees and representatives of the Commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; provided that nothing in this subdivision shall be construed to protect any person from suit and/or liability for any damage, loss, injury, or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The Commission shall defend any member, officer, executive director, employee or representative of the Commission in any civil action seeking to impose liability arising out of any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error, or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The Commission shall indemnify and hold harmless any member, officer, executive director, employee, or representative of the Commission for the amount of any settlement or judgment

obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from the intentional or willful or wanton misconduct of that person.

345.215. 1. The Commission shall provide for the development, maintenance, and utilization of a coordinated database and reporting system containing licensure, adverse action, and investigative information on all licensed individuals in member states.

2. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the data system on all individuals to whom this Compact is applicable as required by the rules of the Commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Adverse actions against a license or compact privilege;

(4) Non-confidential information related to alternative program participation;

(5) Any denial of application for licensure, and the reason or reasons for denial; and

(6) Other information that may facilitate the administration of this Compact, as determined by the rules of the Commission.

3. Investigative information pertaining to a licensee in any member state shall only be available to other member states.

4. The Commission shall promptly notify all member states of any adverse action taken against a licensee or an individual applying for a license. Adverse action information pertaining to a licensee in any member state shall be available to any other member state.

5. Member states contributing information to the data system may designate information that may not be shared with the public without the express permission of the contributing state.

6. Any information submitted to the data system that is subsequently required to be expunged by the laws of the member state contributing the information shall be removed from the data system.

345.220. 1. The Commission shall exercise its rulemaking powers pursuant to the criteria set forth in this Section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the member states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the Compact within 4 years of the date of adoption of the rule, the rule shall have no further force and effect in any member state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the Commission.

4. Prior to promulgation and adoption of a final rule or rules by the Commission, and at least thirty (30) days in advance of the meeting at which the rule shall be considered and voted upon, the

Commission shall file a Notice of Proposed Rulemaking:

(1) On the website of the Commission or other publicly accessible platform; and

(2) On the website of each member state audiology or speech-language pathology licensing board or other publicly accessible platform or the publication in which each state would otherwise publish proposed rules.

5. The Notice of Proposed Rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule shall be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person; and

(4) The manner in which interested persons may submit notice to the Commission of their intention to attend the public hearing and any written comments.

6. Prior to the adoption of a proposed rule, the Commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The Commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five (25) persons;

(2) A state or federal governmental subdivision or agency; or

(3) An association having at least twenty-five (25) members.

8. If a hearing is held on the proposed rule or amendment, the Commission shall publish the place, time, and date of the scheduled public hearing. If the hearing is held via electronic means, the Commission shall publish the mechanism for access to the electronic hearing.

(1) All persons wishing to be heard at the hearing shall notify the executive director of the Commission or other designated member in writing of their desire to appear and testify at the hearing not less than five (5) business days before the scheduled date of the hearing.

(2) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(3) All hearings shall be recorded. A copy of the recording shall be made available on request.

(4) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the Commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the Commission shall consider all written and oral comments received.

10. If no written notice of intent to attend the public hearing by interested parties is received, the Commission may proceed with promulgation of the proposed rule without a public hearing.

11. The Commission shall, by majority vote of all members, take final action on the proposed rule

and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

12. Upon determination that an emergency exists, the Commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the Compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety (90) days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that must be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of Commission or member state funds; or

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule.

13. The Commission or an authorized committee of the Commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the Commission. The revision shall be subject to challenge by any person for a period of thirty (30) days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing and delivered to the chair of the Commission prior to the end of the notice period. If no challenge is made, the revision shall take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the Commission.

345.225. 1. (1) Upon request by a member state, the Commission shall attempt to resolve disputes related to the Compact that arise among member states and between member and non-member states.

(2) The Commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

2. (1) The Commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this Compact.

(2) By majority vote, the Commission may initiate legal action in the United States District Court for the District of Columbia or the federal district where the Commission has its principal offices against a member state in default to enforce compliance with the provisions of the Compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the Commission. The Commission may pursue any other remedies available under federal or state law.

345.230. 1. The Compact shall come into effect on the date on which the Compact statute is enacted into law in the 10th member state. The provisions, which become effective at that time, shall be limited to the powers granted to the Commission relating to assembly and the promulgation of rules. Thereafter, the Commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the Compact.

2. Any state that joins the Compact subsequent to the Commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the Compact becomes law in that state. Any rule that has been previously adopted by the Commission shall have the full force and effect of law on the day the Compact becomes law in that state.

3. Any member state may withdraw from this Compact by enacting a statute repealing the same.

(1) A member state's withdrawal shall not take effect until six (6) months after enactment of the repealing statute.

(2) Withdrawal shall not affect the continuing requirement of the withdrawing state's audiology or speech-language pathology licensing board to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this Compact shall be construed to invalidate or prevent any audiology or speech-language pathology licensure agreement or other cooperative arrangement between a member state and a non-member state that does not conflict with the provisions of this Compact.

5. This Compact may be amended by the member states. No amendment to this Compact shall become effective and binding upon any member state until it is enacted into the laws of all member states.

345.235. This Compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this Compact shall be severable and if any phrase, clause, sentence or provision of this Compact is declared to be contrary to the constitution of any member state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this Compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this Compact shall be held contrary to the constitution of any member state, the Compact shall remain in full force and effect as to the remaining member states and in full force and effect as to the member state affected as to all severable matters.

345.240. 1. Nothing herein prevents the enforcement of any other law of a member state that is not inconsistent with the Compact.

2. All laws in a member state in conflict with the Compact are superseded to the extent of the conflict.

3. All lawful actions of the Commission, including all rules and bylaws promulgated by the Commission, are binding upon the member states.

4. All agreements between the Commission and the member states are binding in accordance with their terms.

5. In the event any provision of the Compact exceeds the constitutional limits imposed on the legislature of any member state, the provision shall be ineffective to the extent of the conflict with the constitutional provision in question in that member state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House Conferees on **HCS #2** for **SB 710**, as amended, be allowed to exceed the differences on sections 191.1400, 191.2290, 630.202, 191.116, 194.297 and 208.909.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2909**, entitled:

An Act to repeal sections 128.345, 128.346, and 128.348, RSMo, and to enact in lieu thereof twelve new sections relating to the composition of congressional districts, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

PRIVILEGED MOTIONS

Senator Thompson Rehder moved that the Senate refuse to concur in **SS** for **SB 690**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

INTRODUCTION OF GUESTS

Senator May introduced to the Senate, Courtney Groce and her two children.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTY-THIRD DAY–TUESDAY, MAY 10, 2022

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1859-Eggleston
HB 1692-Boggs
HCS for HB 2381
HB 1977-Kelley (127)
HJR 114-Coleman (32)
HCS for HB 1704
HB 1973-Gregory (51)
HCS for HB 2140
HCS for HB 2600
HB 2439-Hovis
HB 2160-Dinkins
HB 2660-Veit
HCS for HB 2638
HCS for HB 2136

HCS for HB 1489
HS for HB 2310
HCS for HB 2177
HB 1564-Griffith
HCS for HB 1559
HCS for HB 2909

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel, as amended (In Fiscal Oversight)

SS for SCS for SB 741-Crawford, as amended (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1179-Hough
2. SB 994-Washington
3. SBs 961 &733-Beck, with SCS
4. SB 739-Eigel
5. SB 874-Arthur
6. SB 1040-Burlison
7. SB 1143-Brown
8. SB 685-May
9. SB 833-Luetkemeyer
10. SB 1023-Gannon
11. SB 809-Koenig, with SCS
12. SB 800-Hegeman
13. SB 958-Bean, with SCS
14. SB 694-Brattin
15. SB 1063-Crawford
16. SB 963-Brown, with SCS
17. SB 978-Eslinger, with SCS
18. SB 843-Moon, with SCS
19. SB 1178-White and Cierpiot, with SCS
20. SB 1133-White, with SCS
21. SB 684-May
22. SB 923-Brattin
23. SJRs 52 & 53-Koenig, with SCS
24. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HB 1858 (O'Laughlin) (In Fiscal Oversight)
6. HCS for HB 2587 (Hoskins)
7. HB 1962-Copeland (Eslinger)
8. HB 2202-Fitzwater, with SCS (Cierpiot)
9. HCS for HB 1662 (Koenig)
10. HB 1738-Dogan, with SCS (Roberts)
11. HB 2365-Shields (Hegeman)
12. HB 2331-Baker, with SCS (White)
13. HCS for HB 1590 (Hoskins)
14. HCS for HB 1583 (Koenig)
15. HCS for HB 1597, with SCS (O'Laughlin)
16. HB 1860-Eggleston, with SCS (Bernskoetter) (In Fiscal Oversight)
17. HCS for HB 2382 (Koenig) (In Fiscal Oversight)
18. HB 2593-Lovasco, with SCS (Koenig)
19. HCS for HB 1732, with SCS (Crawford)

20. HCS for HB 2012, with SCS (White) (In Fiscal Oversight)
21. HB 2694-Hudson, with SCS (Crawford)
22. HB 2325-Patterson (Bean)
23. HB 2607-Rone (Bean)
24. HCS for HB 2120, with SCS (Crawford)
25. HB 1473-Pike (Onder)
26. HB 1541-McGirl, with SCS (Gannon)
27. HB 2455-Griffith, with SCS (White)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)
SB 648-Rowden
SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 674-Hough, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 713-Razer, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 781-Moon, with SCS & SS for SCS (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1734, with SCS (White)
HB 1856-Baker, with SCS (O'Laughlin)
HCS for HB 2000, with SCS (Williams)
HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer)
HCS for HBs 2116, 2097, 1690 & 2221, with SCS (White)
HCS for HB 2151, with SCS, SS for SCS & SA 6 (pending) (Arthur)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)
HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS & SS for SCS (pending) (Luetkemeyer)
HCS for HJR 79, with SCS (Crawford)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SS for SCS for SBs 681 & 662-O'Laughlin and Arthur, with HCS, as amended (Further conference granted) (Conferees allowed to exceed the differences)

SB 710-Beck, with HCS#2, as amended (Conferees allowed to exceed the differences)

SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp, with HCS, as amended

SB 820-Burlison, with HCS, as amended (Senate conferees allowed to exceed the differences)

SB 845-Eslinger, with HCS, as amended (Senate conferees allowed to exceed the differences)

HCS for HB 1606, with SS for SCS, as amended (Eslinger)

HCS for HB 1720, with SS for SCS, as amended (Bean) (Conferees allowed to exceed the differences)

HB 2149-Shields, with SS, as amended (Eslinger) (Further conference granted)

HCS for HB 2168, with SS for SCS, as amended (Crawford)

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

SS for SB 690-Thompson Rehder, with HCS, as amended (Senate requests House recede or grant conference)

RESOLUTIONS

SR 435-Schatz

SR 448-Eigel

SR 453-Eigel

SR 466-Eigel

SR 467-Eigel

SR 468-Hoskins

SR 469-Hoskins

SR 472-White

SR 496-Hoskins

SR 783-Hough

HCR 52-Plocher (Rowden)

Reported from Committee

SR 594-Bernskoetter and Schupp

SR 626-Schatz

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-THIRD DAY—TUESDAY, MAY 10, 2022

The Senate met pursuant to adjournment.

Senator Riddle in the Chair.

The Reverend Carl Gauck offered the following prayer:

"A little stress is like a little salt in that it flavors the moment…(but) excessive stress is killing us." (Hans Seale)

Gracious God, many of us thrive on the stress to accomplish those things we have set out for ourselves to accomplish. So, we pray that You will guide us in the way of righteousness for the sake of Your love at work in and through us. What we do in this chamber touches the people of Missouri and we pray it will be a beneficial blessing to our people. So, we pray for calm in our hearts and minds so that it will provide healing and a peace that quiets us during this stressful time. Give to us moments of clarity and faithfulness to get done only what must be brought to completion through us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from KY3, KOMU-8, and Columbia Missourian were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator May offered Senate Resolution No. 919, regarding Susan Flanigan, St. Louis, which was adopted.

Senator Schatz moved that **SR 626** be taken up for adoption, which motion prevailed.

President Kehoe assumed the Chair.

On motion of Senator Schatz, **SR 626** was adopted.

Senator Beck offered Senate Resolution No. 920, regarding Gotsch Intermediate School and Rogers Middle School, which was adopted.

Senator Eigel offered Senate Resolution No. 921, regarding Cole Keller, St. Charles, which was adopted.

HOUSE BILLS ON SECOND READING

The following Bills and Joint Resolution were read the 2nd time and referred to the Committees indicated:

HB 1859—Local Government and Elections.

HB 1692—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 2381**—Transportation, Infrastructure and Public Safety.

HB 1977—Agriculture, Food Production and Outdoor Resources.

HJR 114—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1704**—Judiciary and Civil and Criminal Jurisprudence.

HB 1973—Education.

HCS for **HB 2140**—Local Government and Elections.

HCS for **HB 2600**—Commerce, Consumer Protection, Energy and the Environment.

HB 2439—Transportation, Infrastructure and Public Safety.

HB 2160—Judiciary and Civil and Criminal Jurisprudence.

HB 2660—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 2638**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 2136**—Seniors, Families, Veterans & Military Affairs.

HCS for **HB 1489**—General Laws.

HS for **HB 2310**—General Laws.

HCS for **HB 2177**—Local Government and Elections.

HB 1564—Seniors, Families, Veterans & Military Affairs.

HCS for **HB 1559**—Seniors, Families, Veterans & Military Affairs.

HCS for **HB 2909**—Select Committee on Redistricting.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 37**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCS** for **SS No. 2** for **SCS** for **SB 745**, begs leave to report that it has examined the same and finds that the bill has been duly enrolled and that the printed copies furnished the Senators are correct.

HOUSE BILLS ON THIRD READING

HCS for **HBs 2116**, **2097**, **1690** and **2221**, with **SCS**, entitled:

An Act to amend chapter 191, RSMo, by adding thereto nine new sections relating to the visitation rights of patients.

Was called from the Informal Calendar and taken up by Senator White.

SCS for **HCS** for **HBs 2116**, **2097**, **1690** and **2221**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILLS NOS. 2116, 2097, 1690 and 2221

An Act to amend chapters 191 and 630, RSMo, by adding thereto three new sections relating to the visitation rights of patients.

Was taken up.

Senator White moved that **SCS** for **HCS** for **HBs 2116**, **2097**, **1690** and **2221** be adopted.

Senator White offered **SS** for **SCS** for **HCS** for **HBs 2116**, **2097**, **1690** and **2221**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILLS NOS. 2116, 2097, 1690 and 2221

An Act to amend chapters 191 and 630, RSMo, by adding thereto three new sections relating to the visitation rights of patients.

Senator White moved that **SS** for **SCS** for **HCS** for **HBs 2116**, **2097**, **1690** and **2221** be adopted.

Senator Eslinger assumed the Chair.

President Kehoe assumed the Chair.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 2116, 2097, 1690 and 2221, Page 1, In the Title, Lines 3-4, by striking "the visitation rights of patients" and inserting in lieu thereof the following: "health care facilities"; and

Further amend said bill, page 8, section 191.2290, line 114, by inserting after all of said line the following:

"197.305. As used in sections 197.300 to **[**197.366**]** **197.367**, the following terms mean:

(1) "Affected persons", the person proposing the development of a new institutional health service, the public to be served, and health care facilities within the service area in which the proposed new health care service is to be developed;

(2) "Agency", the certificate of need program of the Missouri department of health and senior services;

(3) "Capital expenditure", an expenditure by or on behalf of a health care facility which, under generally accepted accounting principles, is not properly chargeable as an expense of operation and maintenance;

(4) "Certificate of need", a written certificate issued by the committee setting forth the committee's affirmative finding that a proposed project sufficiently satisfies the criteria prescribed for such projects by sections 197.300 to **[**197.366**]** **197.367**;

(5) "Committee", the Missouri health facilities review committee;

(6) "Department", the Missouri department of health and senior services;

[(5)**]** **(7)** "Develop", to undertake those activities which on their completion will result in the offering of a new institutional health service or the incurring of a financial obligation in relation to the offering of such a service;

[(6)**]** **(8)** "Expenditure minimum" shall mean:

(a) For beds in existing or proposed health care facilities licensed pursuant to chapter 198 and long-term care beds in a hospital as described in subdivision (3) of subsection 1 of section 198.012, six hundred thousand dollars in the case of capital expenditures**[**, or four hundred thousand dollars in the case of major medical equipment,**]**; provided, **[**however,**]** that prior to January 1, 2003, the expenditure minimum for beds in such a facility and long-term care beds in a hospital described in section 198.012 shall be zero, subject to the provisions of subsection 7 of section 197.318;

(b) For beds **[**or equipment**]** in a long-term care hospital meeting the requirements described in 42 CFR**[**, Section**]** 412.23(e), the expenditure minimum shall be zero; and

(c) For health care facilities, new institutional health services or beds not described in paragraph (a) or (b) of this subdivision one million dollars in the case of capital expenditures**[**, excluding major medical equipment, and one million dollars in the case of medical equipment**]**;

(9) "Health care facilities":

(a) Facilities licensed under chapter 198;

(b) Long-term care beds in a hospital, as described in subdivision (3) of subsection 1 of section 198.012; and

(c) Long-term care hospitals or beds in a long-term care hospital meeting the requirements described in 42 CFR 412.23(e);

[(7)**] (10)** "Health service area", a geographic region appropriate for the effective planning and development of health services, determined on the basis of factors including population and the availability of resources, consisting of a population of not less than five hundred thousand or more than three million;

[(8) "Major medical equipment", medical equipment used for the provision of medical and other health services;

(9)**] (11)** "New institutional health service":

(a) The development of a new health care facility costing in excess of the applicable expenditure minimum;

(b) The acquisition, including acquisition by lease, of any health care facility**[**, or major medical equipment**]** costing in excess of the expenditure minimum;

(c) Any capital expenditure by or on behalf of a health care facility in excess of the expenditure minimum;

(d) Predevelopment activities **[**as defined in subdivision (12) hereof**]** costing in excess of one hundred fifty thousand dollars;

(e) Any change in licensed bed capacity of a health care facility licensed under chapter 198 which increases the total number of beds by more than ten or more than ten percent of total bed capacity, whichever is less, over a two-year period, provided that any such health care facility seeking a nonapplicability review for an increase in total beds or total bed capacity in an amount less than described in this paragraph shall be eligible for such review only if the facility has had no patient care class I deficiencies within the last eighteen months and has maintained at least an eighty-five percent average occupancy rate for the previous six quarters;

(f) Health services, excluding home health services, which are offered in a health care facility and which were not offered on a regular basis in such health care facility within the twelve-month period prior to the time such services would be offered;

(g) A reallocation by an existing health care facility of licensed beds among major types of service or reallocation of licensed beds from one physical facility or site to another by more than ten beds or more than ten percent of total licensed bed capacity, whichever is less, over a two-year period;

[(10)**] (12)** "Nonsubstantive projects", projects which do not involve the addition, replacement, modernization or conversion of beds or the provision of a new health service but which include a capital expenditure which exceeds the expenditure minimum and are due to an act of God or a normal consequence of maintaining health care services, facility or equipment;

[(11)**] (13)** "Person", any individual, trust, estate, partnership, corporation, including associations and joint stock companies, state or political subdivision or instrumentality thereof, including a municipal corporation;

[(12)**] (14)** "Predevelopment activities", expenditures for architectural designs, plans, working drawings and specifications, and any arrangement or commitment made for financing; but excluding submission of an application for a certificate of need.

197.315. 1. Any person who proposes to develop or offer a new institutional health service within the state **[**must**] shall** obtain a certificate of need from the committee prior to the time such services are offered.

2. Only those new institutional health services which are found by the committee to be needed shall be granted a certificate of need. Only those new institutional health services which are granted certificates of need shall be offered or developed within the state. No expenditures for new institutional health services in excess of the applicable expenditure minimum shall be made by any person unless a certificate of need has been granted.

3. After October 1, 1980, no state agency charged by statute to license or certify health care facilities shall issue a license to or certify any such facility, or distinct part of such facility, that is developed without obtaining a certificate of need.

4. If any person proposes to develop any new institutional health care service without a certificate of need as required by sections 197.300 to **[**197.366**] 197.367**, the committee shall notify the attorney general, and he shall apply for an injunction or other appropriate legal action in any court of this state against that person.

5. After October 1, 1980, no agency of state government may appropriate or grant funds to or make payment of any funds to any person or health care facility which has not first obtained every certificate of need required pursuant to sections 197.300 to **[**197.366**] 197.367**.

6. A certificate of need shall be issued only for the premises and persons named in the application and is not transferable except by consent of the committee.

7. Project cost increases, due to changes in the project application as approved or due to project change orders, exceeding the initial estimate by more than ten percent shall not be incurred without consent of the committee.

8. Periodic reports to the committee shall be required of any applicant who has been granted a certificate of need until the project has been completed. The committee may order the forfeiture of the certificate of need upon failure of the applicant to file any such report.

9. A certificate of need shall be subject to forfeiture for failure to incur a capital expenditure on any approved project within six months after the date of the order. The applicant may request an extension from the committee of not more than six additional months based upon substantial expenditure made.

10. Each application for a certificate of need must be accompanied by an application fee. The time of filing commences with the receipt of the application and the application fee. The application fee is one thousand dollars, or one-tenth of one percent of the total cost of the proposed project, whichever is greater. All application fees shall be deposited in the state treasury. Because of the loss of federal funds, the general assembly will appropriate funds to the Missouri health facilities review committee.

11. In determining whether a certificate of need should be granted, no consideration shall be given to the facilities **[**or equipment**]** of any other health care facility located more than a fifteen-mile radius from the applying facility.

12. When a **[**nursing**]** **long-term care** facility shifts from a skilled to an intermediate level of nursing care, it may return to the higher level of care if it meets the licensure requirements, without obtaining a certificate of need.

13. In no event shall a certificate of need be denied because the applicant refuses to provide abortion services or information.

14. A certificate of need shall not be required for the transfer of ownership of an existing and operational health facility in its entirety.

15. A certificate of need may be granted to a facility for an expansion, an addition of services, **or** a new institutional service**[**, or for a new hospital facility which**]** **that** provides for something less than that which was sought in the application.

16. The provisions of this section shall not apply to facilities operated by the state, and appropriation of funds to such facilities by the general assembly shall be deemed in compliance with this section, and such facilities shall be deemed to have received an appropriate certificate of need without payment of any fee or charge. The provisions of this subsection shall not apply to hospitals **offering long-term care services** operated by the state and licensed under this chapter, except for department of mental health state-operated psychiatric hospitals.

17. Notwithstanding other provisions of this section, a certificate of need may be issued after July 1, 1983, for an intermediate care facility operated exclusively for the intellectually disabled.

[18. To assure the safe, appropriate, and cost-effective transfer of new medical technology throughout the state, a certificate of need shall not be required for the purchase and operation of:

(1) Research equipment that is to be used in a clinical trial that has received written approval from a duly constituted institutional review board of an accredited school of medicine or osteopathy located in Missouri to establish its safety and efficacy and does not increase the bed complement of the institution in which the equipment is to be located. After the clinical trial has been completed, a certificate of need must be obtained for continued use in such facility; or

(2) Equipment that is to be used by an academic health center operated by the state in furtherance of its research or teaching missions.**]**

197.320. The committee shall have the power to promulgate reasonable rules, regulations, criteria and standards in conformity with this section and chapter 536 to meet the objectives of sections 197.300 to **[**197.366**]** **197.367** including the power to establish criteria and standards to review new types of **[**equipment or service**]** **services**. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in sections 197.300 to **[**197.366**]** **197.367** shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

354.095. 1. A corporation subject to the provisions of sections 354.010 to 354.380 may, in the discretion of its board of directors, limit or define the classes of persons who shall be eligible to become members or beneficiaries, limit and define the benefits which it will furnish, and may define such benefits as it undertakes to furnish into classes or kinds. It may make available to its members or beneficiaries such health services, or reimbursement therefor, as the board of directors of any such corporation may approve; if maternity benefits are provided to any members of any plan, then maternity benefits shall be provided to any member of such plan without discrimination as to whether the member is married or unmarried, and if maternity benefits are provided to a beneficiary of any plan, then maternity benefits shall be provided to such beneficiary of such plan without discrimination as to whether the beneficiary is married or unmarried.

2. **[**If an ambulatory surgical facility as defined by subdivision (2) of section 197.200, has received a certificate of need as provided in chapter 197,**]** A health services corporation shall provide benefits to **[**the facility**] an ambulatory surgical center, as defined by section 197.200,** on the same basis as it does to all other health care facilities, whether contracting members or noncontracting members. A health services corporation shall use the same standards that are applied to any other health care facility within the same health services area in defining the benefits that the corporation will furnish to the ambulatory surgical facility, the classes to which such benefits will be furnished, and the amount of reimbursement."; and

Further amend said bill, page 12, section 630.202, line 113, by inserting after all of said line the following:

"[197.366. The term "health care facilities" in sections 197.300 to 197.366 shall mean:

(1) Facilities licensed under chapter 198;

(2) Long-term care beds in a hospital as described in subdivision (3) of subsection 1 of section 198.012;

(3) Long-term care hospitals or beds in a long-term care hospital meeting the requirements described in 42 CFR, section 412.23(e); and

(4) Construction of a new hospital as defined in chapter 197.**]**"; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Eigel and Hoskins.

Senator Bernskoetter assumed the Chair.

At the request of Senator Onder, **SA 1** was withdrawn.

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 2116, 2097, 1690 and 2221, Page 5, Section 191.1400, Line 130, by inserting after all of said line the following:

"**13. No health care facility shall require a compassionate care visitor to undergo an invasive medical procedure, including an injection or vaccine, in order to have in-person contact with a patient**

or resident during a compassionate care visit."; and

Further amend said bill, page 8, Section 191.2290, line 114, by inserting after all of said line the following:

"**10. No facility shall require an essential caregiver to undergo an invasive medical procedure, including an injection or vaccine, in order to have in-person contact with a resident or patient.**"; and

Further amend said bill, page 12, Section 630.202, line 113, by inserting after all of said line the following:

"**9. No facility shall require an essential caregiver to undergo an invasive medical procedure, including an injection or vaccine, in order to have in-person contact with a resident or client.**".

Senator Moon moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Eigel, Hoskins and Onder.

President Kehoe assumed the Chair.

SA 2 failed of adoption by the following vote:

YEAS—Senators

Bernskoetter	Brattin	Burlison	Crawford	Eigel	Hoskins	Koenig
Luetkemeyer	Moon	O'Laughlin	Onder—11			

NAYS—Senators

Arthur	Beck	Gannon	Hegeman	Hough	May	Mosley
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Williams—18			

Absent—Senators

Bean	Brown	Cierpiot	Eslinger	Wieland—5

Absent with leave—Senators—None

Vacancies—None

Senator Moon offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 2116, 2097, 1690 and 2221, Page 1, Section 191.1400, Line 2, by striking the words "Compassionate Care Visitation" and inserting in lieu thereof the following: "**No Patient Left Alone**".

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator White moved that **SS** for **SCS** for **HCS** for **HBs 2116**, **2097**, **1690** and **2221**, as amended, be adopted, which motion prevailed.

On motion of Senator White, **SS** for **SCS** for **HCS** for **HBs 2116**, **2097**, **1690** and **2221** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison

Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator White, title to the bill was agreed to.

Senator White moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 25**.

Concurrent resolution ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 2485**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SB 690**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 1720**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 1720**, as amended.

Emergency clause adopted.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SB 690**, as amended. Representatives:

Christofanelli, Eggleston, Black (7), Sharp (36), Proudie.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 652**, as amended.

With House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2 and House Amendment No. 2.

HOUSE AMENDMENT NO. 1

Amend Senate Bill No. 652, Page 1, In the Title, Lines 2-3, by deleting the words "a sales tax exemption for the sale of certain tickets" and inserting in lieu thereof the words "financial incentives for economic development"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to Senate Bill No. 652, Page 20, Line 6, by inserting after all of said line the following:

"620.2020. 1. The department shall respond to a written request, by or on behalf of a qualified company or qualified military project, for a proposed benefit award under the provisions of this program within five business days of receipt of such request. The department shall respond to a written request, by or on behalf of a qualified manufacturing company, for a proposed benefit award under the provisions of this program within fifteen business days of receipt of such request. Such response shall contain either a proposal of benefits for the qualified company or qualified military project, or a written response refusing to provide such a proposal and stating the reasons for such refusal. A qualified company or qualified military project that intends to seek benefits under the program shall submit to the department a notice of intent. The department shall respond within thirty days to a notice of intent with an approval or a rejection, provided that the department may withhold approval or provide a contingent approval until it is satisfied that proper documentation of eligibility has been provided. The department shall certify or reject the qualifying company's plan outlined in their notice of intent as satisfying good faith efforts made to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census. Failure to respond on behalf of the department shall result in the notice of intent being deemed approved. A qualified company receiving approval for program benefits may receive additional benefits for subsequent new jobs at the same facility after the full initial project period if the applicable minimum job requirements are met. There shall be no limit on the number of project periods a qualified company may participate in the program, and a qualified company may elect to file a notice of intent to begin a new project period concurrent with an existing project period if the applicable minimum job requirements are achieved, the qualified company provides the department with the required annual reporting, and the qualified company is in compliance with this program and any other state programs in which the qualified company is currently or has previously participated. However, the qualified company shall not receive any further program

benefits under the original approval for any new jobs created after the date of the new notice of intent, and any jobs created before the new notice of intent shall not be included as new jobs for purposes of the benefit calculation for the new approval. When a qualified company has filed and received approval of a notice of intent and subsequently files another notice of intent, the department shall apply the definition of project facility under subdivision (24) of section 620.2005 to the new notice of intent as well as all previously approved notices of intent and shall determine the application of the definitions of new job, new payroll, project facility base employment, and project facility base payroll accordingly.

2. Notwithstanding any provision of law to the contrary, the benefits available to the qualified company under any other state programs for which the company is eligible and which utilize withholding tax from the new or retained jobs of the company shall first be credited to the other state program before the withholding retention level applicable under this program will begin to accrue. If any qualified company also participates in a job training program utilizing withholding tax, the company shall retain no withholding tax under this program, but the department shall issue a refundable tax credit for the full amount of benefit allowed under this program. The calendar year annual maximum amount of tax credits which may be issued to a qualifying company that also participates in a job training program shall be increased by an amount equivalent to the withholding tax retained by that company under a jobs training program.

3. A qualified company or qualified military project receiving benefits under this program shall provide an annual report of the number of jobs, along with minority jobs created or retained, and such other information as may be required by the department to document the basis for program benefits available no later than ninety days prior to the end of the qualified company's or industrial development authority's tax year immediately following the tax year for which the benefits provided under the program are attributed. In such annual report, if the average wage is below the applicable percentage of the county average wage, the qualified company or qualified military project has not maintained the employee insurance as required, if the department after a review determines the qualifying company fails to satisfy other aspects of their notice of intent, including failure to make good faith efforts to employ, at a minimum, commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, the following: racial minorities, contractors who are racial minorities, and contractors that, in turn, employ at a minimum racial minorities commensurate with the percentage of minority populations in the state of Missouri, as reported in the previous decennial census, or if the number of jobs is below the number required, the qualified company or qualified military project shall not receive tax credits or retain the withholding tax for the balance of the project period. **If a statewide state of emergency exists for more than sixteen months, a qualified company or industrial development authority shall be entitled to a one-time suspension of program deadlines equal to the number of months such statewide state of emergency existed with any partial month rounded to the next whole month. During such suspension, the qualified company or industrial development authority shall not be entitled to retain any withholding tax as calculated under subdivision (38) of section 620.2005 nor shall it earn any awarded tax credit or receive any tax credit under the program for the suspension period. The suspension period shall run consecutively and be available to a qualified company or industrial development authority that, during the statewide state of emergency, submitted a notice of intent that was approved or that was in year one or a subsequent year of benefits under a program agreement with the department. The suspension period that runs consecutively and may be available to a qualified company or industrial development authority as provided in this subsection may apply retroactively. Any qualified company or industrial development authority requesting a suspension pursuant to this subsection shall submit notice to the department on its provided form identifying the requested start**

and end dates of the suspension, not to exceed the maximum number of months available under this subsection. Such notice shall be submitted to the department not later than the end of the twelfth month following the termination of the statewide state of emergency. No suspension period shall start later than the date on which the statewide state of emergency was terminated. The department and the qualified company or the industrial development authority shall enter into a program agreement or shall amend an existing program agreement, as applicable, stating the deadlines following the suspension period and updating the applicable wage requirements. Failure to timely file the annual report required under this section [shall] **may** result in the forfeiture of tax credits attributable to the year for which the reporting was required and a recapture of withholding taxes retained by the qualified company or qualified military project during such year.

4. The department may withhold the approval of any benefits under this program until it is satisfied that proper documentation has been provided, and shall reduce the benefits to reflect any reduction in full-time employees or payroll. Upon approval by the department, the qualified company may begin the retention of the withholding taxes when it reaches the required number of jobs and the average wage meets or exceeds the applicable percentage of county average wage. Tax credits, if any, may be issued upon satisfaction by the department that the qualified company has exceeded the applicable percentage of county average wage and the required number of jobs; provided that, tax credits awarded under subsection 7 of section 620.2010 may be issued following the qualified company's acceptance of the department's proposal and pursuant to the requirements set forth in the written agreement between the department and the qualified company under subsection 4 of section 620.2010.

5. Any qualified company or qualified military project approved for benefits under this program shall provide to the department, upon request, any and all information and records reasonably required to monitor compliance with program requirements. This program shall be considered a business recruitment tax credit under subdivision (4) of subsection 2 of section 135.800, and any qualified company or qualified military project approved for benefits under this program shall be subject to the provisions of sections 135.800 to 135.830.

6. Any taxpayer who is awarded benefits under this program who knowingly hires individuals who are not allowed to work legally in the United States shall immediately forfeit such benefits and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained.

7. (1) The maximum amount of tax credits that may be authorized under this program for any fiscal year shall be limited as follows, less the amount of any tax credits previously obligated for that fiscal year under any of the tax credit programs referenced in subsection 14 of this section:

(a) For the fiscal year beginning on July 1, 2013, but ending on or before June 30, 2014, no more than one hundred six million dollars in tax credits may be authorized;

(b) For the fiscal year beginning on July 1, 2014, but ending on or before June 30, 2015, no more than one hundred eleven million dollars in tax credits may be authorized;

(c) For fiscal years beginning on or after July 1, 2015, but ending on or before June 30, 2020, no more than one hundred sixteen million dollars in tax credits may be authorized for each fiscal year; and

(d) For all fiscal years beginning on or after July 1, 2020, no more than one hundred six million dollars in tax credits may be authorized for each fiscal year. The provisions of this paragraph shall not apply to tax

credits issued to qualified companies under a notice of intent filed prior to July 1, 2020.

(2) For all fiscal years beginning on or after July 1, 2020, in addition to the amount of tax credits that may be authorized under paragraph (d) of subdivision (1) of this subsection, an additional ten million dollars in tax credits may be authorized for each fiscal year for the purpose of the completion of infrastructure projects directly connected with the creation or retention of jobs under the provisions of sections620.2000 to 620.2020 and an additional ten million dollars in tax credits may be authorized for each fiscal year for a qualified manufacturing company based on a manufacturing capital investment as set forth in section 620.2010.

8. For all fiscal years beginning on or after July 1, 2020, the maximum total amount of withholding tax that may be authorized for retention for the creation of new jobs under the provisions of sections 620.2000 to 620.2020 by qualified companies with a project facility base employment of at least fifty shall not exceed seventy-five million dollars for each fiscal year. The provisions of this subsection shall not apply to withholding tax authorized for retention for the creation of new jobs by qualified companies with a project facility base employment of less than fifty.

9. For tax credits for the creation of new jobs under section 620.2010, the department shall allocate the annual tax credits based on the date of the approval, reserving such tax credits based on the department's best estimate of new jobs and new payroll of the project, and any other applicable factors in determining the amount of benefits available to the qualified company or qualified military project under this program; provided that, the department may reserve up to twenty-one and one-half percent of the maximum annual amount of tax credits that may be authorized under subsection 7 of this section for award under subsection 7 of section 620.2010. However, the annual issuance of tax credits shall be subject to annual verification of actual payroll by the department or, for qualified military projects, annual verification of average salary for the jobs directly created by the qualified military project. Any authorization of tax credits shall expire if, within two years from the date of commencement of operations, or approval if applicable, the qualified company has failed to meet the applicable minimum job requirements. The qualified company may retain authorized amounts from the withholding tax under the project once the applicable minimum job requirements have been met for the duration of the project period. No benefits shall be provided under this program until the qualified company or qualified military project meets the applicable minimum new job requirements or, for benefits awarded under subsection 7 of section 620.2010, until the qualified company has satisfied the requirements set forth in the written agreement between the department and the qualified company under subsection 4 of section 620.2010. In the event the qualified company or qualified military project does not meet the applicable minimum new job requirements, the qualified company or qualified military project may submit a new notice of intent or the department may provide a new approval for a new project of the qualified company or qualified military project at the project facility or other facilities.

10. Tax credits provided under this program may be claimed against taxes otherwise imposed by chapters 143 and 148, and may not be carried forward, but shall be claimed within one year of the close of the taxable year for which they were issued. Tax credits provided under this program may be transferred, sold, or assigned by filing a notarized endorsement thereof with the department that names the transferee, the amount of tax credit transferred, and the value received for the credit, as well as any other information reasonably requested by the department. For a qualified company with flow-through tax treatment to its members, partners, or shareholders, the tax credit shall be allowed to members, partners, or shareholders in proportion to their share of ownership on the last day of the qualified company's tax period.

11. Prior to the issuance of tax credits or the qualified company beginning to retain withholding taxes,

the department shall verify through the department of revenue and any other applicable state department that the tax credit applicant does not owe any delinquent income, sales, or use tax or interest or penalties on such taxes, or any delinquent fees or assessments levied by any state department and through the department of commerce and insurance that the applicant does not owe any delinquent insurance taxes or other fees. Such delinquency shall not affect the approval, except that any tax credits issued shall be first applied to the delinquency and any amount issued shall be reduced by the applicant's tax delinquency. If the department of revenue, the department of commerce and insurance, or any other state department concludes that a taxpayer is delinquent after June fifteenth but before July first of any year and the application of tax credits to such delinquency causes a tax deficiency on behalf of the taxpayer to arise, then the taxpayer shall be granted thirty days to satisfy the deficiency in which interest, penalties, and additions to tax shall be tolled. After applying all available credits toward a tax delinquency, the administering agency shall notify the appropriate department and that department shall update the amount of outstanding delinquent tax owed by the applicant. If any credits remain after satisfying all insurance, income, sales, and use tax delinquencies, the remaining credits shall be issued to the applicant, subject to the restrictions of other provisions of law.

12. The director of revenue shall issue a refund to the qualified company to the extent that the amount of tax credits allowed under this program exceeds the amount of the qualified company's tax liability under chapter 143 or 148.

13. An employee of a qualified company shall receive full credit for the amount of tax withheld as provided in section 143.211.

14. Notwithstanding any provision of law to the contrary, beginning August 28, 2013, no new benefits shall be authorized for any project that had not received from the department a proposal or approval for such benefits prior to August 28, 2013, under the development tax credit program created under sections 32.100 to 32.125, the rebuilding communities tax credit program created under section 135.535, the enhanced enterprise zone tax credit program created under sections 135.950 to 135.973, and the Missouri quality jobs program created under sections 620.1875 to 620.1890. The provisions of this subsection shall not be construed to limit or impair the ability of any administering agency to authorize or issue benefits for any project that had received an approval or a proposal from the department under any of the programs referenced in this subsection prior to August 28, 2013, or the ability of any taxpayer to redeem any such tax credits or to retain any withholding tax under an approval issued prior to that date. The provisions of this subsection shall not be construed to limit or in any way impair the ability of any governing authority to provide any local abatement or designate a new zone under the enhanced enterprise zone program created by sections 135.950 to 135.963. Notwithstanding any provision of law to the contrary, no qualified company that is awarded benefits under this program shall:

(1) Simultaneously receive benefits under the programs referenced in this subsection at the same capital investment; or

(2) Receive benefits under the provisions of section 620.1910 for the same jobs.

15. If any provision of sections 620.2000 to 620.2020 or application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or application of these sections which can be given effect without the invalid provisions or application, and to this end, the provisions of sections 620.2000 to 620.2020 are hereby declared severable.

16. By no later than January 1, 2014, and the first day of each calendar quarter thereafter, the department

shall present a quarterly report to the general assembly detailing the benefits authorized under this program during the immediately preceding calendar quarter to the extent such information may be disclosed under state and federal law. The report shall include, at a minimum:

(1) A list of all approved and disapproved applicants for each tax credit;

(2) A list of the aggregate amount of new or retained jobs that are directly attributable to the tax credits authorized;

(3) A statement of the aggregate amount of new capital investment directly attributable to the tax credits authorized;

(4) Documentation of the estimated net state fiscal benefit for each authorized project and, to the extent available, the actual benefit realized upon completion of such project or activity; and

(5) The department's response time for each request for a proposed benefit award under this program.

17. The department may adopt such rules, statements of policy, procedures, forms, and guidelines as may be necessary to carry out the provisions of sections 620.2000 to 620.2020. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

18. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the program authorized under sections 620.2000 to 620.2020 shall be reauthorized as of August 28, 2018, and shall expire on August 28, 2030; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of sections 620.2000 to 620.2020; and

(3) Sections 620.2000 to 620.2020 shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under sections 620.2000 to 620.2020 is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Bill No. 652, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"135.305. A Missouri wood energy producer shall be eligible for a tax credit on taxes otherwise due under chapter 143, except sections 143.191 to 143.261, as a production incentive to produce processed wood products in a qualified wood-producing facility using Missouri forest product residue. The tax credit to the wood energy producer shall be five dollars per ton of processed material. The credit may be claimed for a period of five years and is to be a tax credit against the tax otherwise due. No new tax credits, provided for under sections 135.300 to 135.311, shall be authorized after June 30, **[**2020**]** **2028**. In no event shall the aggregate amount of all tax credits allowed under sections 135.300 to 135.311 exceed six million dollars

in any given fiscal year. There shall be no tax credits authorized under sections 135.300 to 135.311 unless an appropriation is made for such tax credits.

135.686. 1. This section shall be known and may be cited as the "Meat Processing Facility Investment Tax Credit Act".

2. As used in this section, the following terms mean:

(1) "Authority", the agricultural and small business development authority established in chapter 348;

(2) "Meat processing facility", any commercial plant, as defined under section 265.300, at which livestock are slaughtered or at which meat or meat products are processed for sale commercially and for human consumption;

(3) "Meat processing modernization or expansion", constructing, improving, or acquiring buildings or facilities, or acquiring equipment for meat processing including the following, if used exclusively for meat processing and if acquired and placed in service in this state during tax years beginning on or after January 1, 2017, but ending on or before December 31, **[**2021**]** **2028**:

(a) Building construction including livestock handling, product intake, storage, and warehouse facilities;

(b) Building additions;

(c) Upgrades to utilities including water, electric, heat, refrigeration, freezing, and waste facilities;

(d) Livestock intake and storage equipment;

(e) Processing and manufacturing equipment including cutting equipment, mixers, grinders, sausage stuffers, meat smokers, curing equipment, cooking equipment, pipes, motors, pumps, and valves;

(f) Packaging and handling equipment including sealing, bagging, boxing, labeling, conveying, and product movement equipment;

(g) Warehouse equipment including storage and curing racks;

(h) Waste treatment and waste management equipment including tanks, blowers, separators, dryers, digesters, and equipment that uses waste to produce energy, fuel, or industrial products;

(i) Computer software and hardware used for managing the claimant's meat processing operation including software and hardware related to logistics, inventory management, production plant controls, and temperature monitoring controls; and

(j) Construction or expansion of retail facilities or the purchase or upgrade of retail equipment for the commercial sale of meat products if the retail facility is located at the same location as the meat processing facility;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 147;

(5) "Taxpayer", any individual or entity who:

(a) Is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or the tax imposed under chapter 147;

(b) In the case of an individual, is a resident of this state as verified by a 911 address or, in the absence

of a 911 system, a physical address; and

(c) Owns a meat processing facility located in this state **and employs a combined total of fewer than five hundred individuals in all meat processing facilities owned by the individual or entity in this country**;

(6) "Used exclusively", used to the exclusion of all other uses except for use not exceeding five percent of total use.

3. For all tax years beginning on or after January 1, 2017, but ending on or before December 31, **[**2021**]** **2028**, a taxpayer shall be allowed a tax credit for meat processing modernization or expansion related to the taxpayer's meat processing facility. The tax credit amount shall be equal to twenty-five percent of the amount the taxpayer paid in the tax year for meat processing modernization or expansion.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed. No tax credit claimed under this section shall be refundable. The tax credit shall be claimed in the tax year in which the meat processing modernization or expansion expenses were paid, but any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year may be carried forward to any of the taxpayer's four subsequent tax years. The total amount of tax credits that any taxpayer may claim shall not exceed seventy-five thousand dollars per year. If two or more persons own and operate the meat processing facility, each person may claim a credit under this section in proportion to **[**his or her**]** **such person's** ownership interest; except that, the aggregate amount of the credits claimed by all persons who own and operate the meat processing facility shall not exceed seventy-five thousand dollars per year. The amount of tax credits authorized in this section **[**and section 135.679**]** in a calendar year shall not exceed two million dollars. Tax credits shall be issued on an as-received application basis until the calendar year limit is reached. Any credits not issued in any calendar year shall expire and shall not be issued in any subsequent year.

5. To claim the tax credit allowed under this section, the taxpayer shall submit to the authority an application for the tax credit on a form provided by the authority and any application fee imposed by the authority. The application shall be filed with the authority at the end of each calendar year in which a meat processing modernization or expansion project was completed and for which a tax credit is claimed under this section. The application shall include any certified documentation, proof of meat processing modernization or expansion, and any other information required by the authority. All required information obtained by the authority shall be confidential and not disclosed except by court order, subpoena, or as otherwise provided by law. If the taxpayer and the meat processing modernization or expansion meet all criteria required by this section and approval is granted by the authority, the authority shall issue a tax credit certificate in the appropriate amount. Tax credit certificates issued under this section may be assigned, transferred, sold, or otherwise conveyed, and the new owner of the tax credit certificate shall have the same rights in the tax credit as the original taxpayer. If a tax credit certificate is assigned, transferred, sold, or otherwise conveyed, a notarized endorsement shall be filed with the authority specifying the name and address of the new owner of the tax credit certificate and the value of the tax credit.

6. Any information provided under this section shall be confidential information, to be shared with no one except state and federal animal health officials, except as provided in subsection 5 of this section.

7. The authority shall promulgate rules establishing a process for verifying that a facility's modernization or expansion for which tax credits were allowed under this section has in fact expanded the facility's production within three years of the issuance of the tax credit and if not, the authority shall

promulgate through rulemaking a process by which the taxpayer shall repay the authority an amount equal to that of the tax credit allowed.

8. The authority shall, at least annually, submit a report to the Missouri general assembly reviewing the costs and benefits of the program established under this section.

9. The authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

10. This section shall not be subject to the Missouri sunset act, sections 23.250 to 23.298.

135.755. 1. For the purposes of this section, the following terms shall mean:

(1) "Department", the Missouri department of revenue;

(2) "Distributor", a person, firm, or corporation doing business in this state that:

(a) Produces, refines, blends, compounds, or manufactures motor fuel;

(b) Imports motor fuel into the state; or

(c) Is engaged in distribution of motor fuel;

(3) "Higher ethanol blend", a fuel capable of being dispensed directly into motor vehicle fuel tanks for consumption that is comprised of at least fifteen percent but not more than eighty-five percent ethanol;

(4) "Retail dealer", a person, firm, or corporation doing business in this state that owns or operates a retail service station in this state;

(5) "Retail service station", a location in this state from which higher ethanol blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption.

2. For all tax years beginning on or after January 1, 2023, a retail dealer that sells higher ethanol blend at such retail dealer's retail service station or a distributor that sells higher ethanol blend directly to the final user located in this state shall be allowed a tax credit to be taken against the retail dealer's or distributor's state income tax liability. The amount of the credit shall equal five cents per gallon of higher ethanol blend sold by the retail dealer and dispensed through metered pumps at the retail dealer's retail service station or by a distributor directly to the final user located in this state during the tax year in which the tax credit is claimed. Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall not be refundable but may be carried forward to any of the five subsequent tax years. The total amount of tax credits authorized pursuant to this section for any given fiscal year shall not exceed five million dollars.

3. In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned among all eligible retail dealers and

distributors claiming a tax credit by April fifteenth, or as directed by section 143.851, of the fiscal year in which the tax credit is claimed.

4. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143, excluding the withholding tax imposed by sections 143.191 to 143.265, after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

5. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall automatically sunset on December 31, 2028, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.775. 1. As used in this section, the following terms mean:

(1) "Biodiesel blend", a blend of diesel fuel and biodiesel fuel of at least five percent and not more than twenty percent for on-road and off-road diesel-fueled vehicle use;

(2) "Biodiesel fuel", a renewable, biodegradable, mono alkyl ester combustible liquid fuel that is derived from agricultural and other plant oils or animal fats and that meets the most recent version of the ASTM International D6751 Standard Specification for Biodiesel Fuel Blend Stock. A fuel shall be deemed to be biodiesel fuel if the fuel consists of a pure B100 or B99 ratio. Biodiesel produced from palm oil is not biodiesel fuel for the purposes of this section unless the palm oil is contained within waste oil and grease collected within the United States;

(3) "B99", a blend of ninety-nine percent biodiesel fuel that meets the most recent version of the ASTM International D6751 Standard Specification for Biodiesel Fuel Blend Stock with a minimum of one-tenth of one percent and maximum of one percent diesel fuel that meets the most recent version of the ASTM International D975 Standard Specification for Diesel Fuel;

(4) "Department", the Missouri department of revenue;

(5) "Distributor", a person, firm, or corporation doing business in this state that:

(a) Produces, refines, blends, compounds, or manufactures motor fuel;

(b) Imports motor fuel into the state; or

(c) Is engaged in distribution of motor fuel;

(6) "Retail dealer", a person, firm, or corporation doing business in this state that owns or operates a retail service station in this state;

(7) "Retail service station", a location in this state from which biodiesel blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption at retail.

2. For all tax years beginning on or after January 1, 2023, a retail dealer that sells a biodiesel blend at a retail service station or a distributor that sells a biodiesel blend directly to the final user located in this state shall be allowed a tax credit to be taken against the retail dealer or distributor's state income tax liability. The amount of the credit shall be equal to:

(1) Two cents per gallon of biodiesel blend of at least five percent but not more than ten percent sold by the retail dealer at a retail service station or by a distributor directly to the final user located in this state during the tax year in which the tax credit is claimed; and

(2) Five cents per gallon of biodiesel blend in excess of ten percent but not more than twenty percent sold by the retail dealer at a retail service station or by a distributor directly to the final user located in this state during the tax year in which the tax credit is claimed.

3. Tax credits authorized under this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall be refundable. The total amount of tax credits authorized under this section for any given fiscal year shall not exceed sixteen million dollars.

4. In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned among all eligible retail dealers and distributors claiming a tax credit by April fifteenth, or as directed by section 143.851, of the fiscal year in which the tax credit is claimed.

5. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143, excluding the withholding tax imposed by sections 143.191 to 143.265, after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to administer the provisions of this section.

6. Notwithstanding any other provision of law to contrary, if the tax credit cap in this section is not met, the remaining amount of tax credits available to claim shall be applied to the tax credit in section 135.778 if the tax credit cap in section 135.778 has been met.

7. Notwithstanding the provisions of section 32.057 to the contrary, the department may work with the division of weights and measures within the department of agriculture to validate that the biodiesel blend a retail dealer or distributor claims for the tax credit authorized under this section contains a sufficient percentage of biodiesel fuel.

8. The department shall promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and

is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

9. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset on December 31, 2028, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The termination of the program as described in this subsection shall not be construed to preclude any qualified taxpayer who claims any benefit under any program that is sunset under this subsection from claiming such benefit for all allowable activities related to such claim that were completed before the program was sunset or to eliminate any responsibility of the department to verify the continued eligibility of qualified individuals receiving tax credits and to enforce other requirements of law that applied before the program was sunset.

135.778. 1. For the purposes of this section, the following terms shall mean:

(1) "Biodiesel fuel", a renewable, biodegradable, mono alkyl ester combustible liquid fuel that is derived from agricultural and other plant oils or animal fats and that meets the most recent version of the ASTM International D6751 Standard Specification for Biodiesel Fuel Blend Stock. A fuel shall be deemed to be biodiesel fuel if the fuel consists of a pure B100 or B99 ratio. Biodiesel produced from palm oil is not biodiesel fuel for the purposes of this section unless the palm oil is contained within waste oil and grease collected within the United States;

(2) "B99", a blend of ninety-nine percent biodiesel fuel that meets the most recent version of the ASTM International D6751 Standard Specification for Biodiesel Fuel Blend Stock with a minimum of one-tenth of one percent and maximum of one percent diesel fuel that meets the most recent version of the ASTM International D975 Standard Specification for Diesel Fuel;

(3) "Department", the Missouri department of revenue;

(4) "Missouri biodiesel producer", a person, firm, or corporation doing business in this state that produces biodiesel fuel in this state, is registered with the United States Environmental Protection Agency according to the requirements of 40 CFR Part 79, and has begun construction on such facility or has been selling biodiesel fuel produced at such facility on or before August 28, 2022.

2. For all tax years beginning on or after January 1, 2023, a Missouri biodiesel producer shall be allowed a tax credit to be taken against the producer's state income tax liability. The amount of the tax credit shall be two cents per gallon of biodiesel fuel produced by the Missouri biodiesel producer.

3. Tax credits authorized under this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall be refundable. The total amount of tax credits authorized under this section for any given fiscal year shall not exceed

four million dollars.

4. In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned among all eligible Missouri biodiesel producers claiming the credit by April fifteenth, or as directed by section 143.851, of the fiscal year in which the tax credit is claimed.

5. The tax credit authorized under this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to administer the provisions of this section.

6. Notwithstanding any other provision of law to contrary, if the tax credit cap in this section is not met, the remaining amount of tax credits available to claim shall be applied to the tax credit in section 135.775 if the tax credit cap in section 135.775 has been met.

7. The department shall promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset on December 31, 2028, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The termination of the program as described in this subsection shall not be construed to preclude any qualified taxpayer who claims any benefit under any program that is sunset under this subsection from claiming such benefit for all allowable activities related to such claim that were completed before the program was sunset, or to eliminate any responsibility of the department to verify the continued eligibility of qualified individuals receiving tax credits and to enforce other requirements of law that applied before the program was sunset.

135.1610. 1. As used in this section, the following terms mean:

(1) "Eligible expenses", expenses incurred in the construction or development of establishing or improving an urban farm in an urban area. The term "eligible expenses" shall not include any expense for labor or any expense incurred to grow medical marijuana or industrial hemp;

(2) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(3) "Taxpayer", any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(4) "Urban area", an urbanized area as defined by the United States Census Bureau;

(5) "Urban farm", an agricultural plot or facility in an urban area that produces agricultural food products used solely for distribution to the public by sale or donation. "Urban farm" shall include community-run gardens. "Urban farm" shall not include personal farms or residential lots for personal use.

2. For all tax years beginning on or after January 1, 2023, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the taxpayer's eligible expenses for establishing or improving an urban farm that focuses on food production.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and the taxpayer shall not be allowed to claim a tax credit under this section in excess of five thousand dollars for each urban farm. The total amount of tax credits that may be authorized for all taxpayers for eligible expenses incurred on any given urban farm shall not exceed twenty-five thousand dollars. Any tax credit that cannot be claimed in the tax year the contribution was made may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed two hundred thousand dollars in any calendar year.

5. Tax credits issued under the provisions of this section shall not be transferred, sold, or assigned.

6. The Missouri agriculture and small business authority shall recapture the amount of tax credits issued to any taxpayer who, after receiving such tax credit, uses the urban farm for the personal benefit of the taxpayer instead of for producing agricultural food products used solely for distribution to the public by sale or donation.

7. The Missouri agriculture and small business development authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first, six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically

sunset on December thirty-first, twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall prevent a taxpayer from claiming a tax credit properly issued before the program was sunset in a tax year after the program is sunset.

137.1018. 1. The commission shall ascertain the statewide average rate of property taxes levied the preceding year, based upon the total assessed valuation of the railroad and street railway companies and the total property taxes levied upon the railroad and street railway companies. It shall determine total property taxes levied from reports prescribed by the commission from the railroad and street railway companies. Total taxes levied shall not include revenues from the surtax on subclass three real property.

2. The commission shall report its determination of average property tax rate for the preceding year, together with the taxable distributable assessed valuation of each freight line company for the current year to the director no later than October first of each year.

3. Taxes on property of such freight line companies shall be collected at the state level by the director on behalf of the counties and other local public taxing entities and shall be distributed in accordance with sections 137.1021 and 137.1024. The director shall tax such property based upon the distributable assessed valuation attributable to Missouri of each freight line company, using the average tax rate for the preceding year of the railroad and street railway companies certified by the commission. Such tax shall be due and payable on or before December thirty-first of the year levied and, if it becomes delinquent, shall be subject to a penalty equal to that specified in section 140.100.

4. (1) As used in this subsection, the following terms mean:

(a) "Eligible expenses", expenses incurred in this state to manufacture, maintain, or improve a freight line company's qualified rolling stock;

(b) "Qualified rolling stock", any freight, stock, refrigerator, or other railcars subject to the tax levied under this section.

(2) For all taxable years beginning on or after January 1, 2009, a freight line company shall, subject to appropriation, be allowed a credit against the tax levied under this section for the applicable tax year. The tax credit amount shall be equal to the amount of eligible expenses incurred during the calendar year immediately preceding the tax year for which the credit under this section is claimed. The amount of the tax credit issued shall not exceed the freight line company's liability for the tax levied under this section for the tax year for which the credit is claimed.

(3) A freight line company may apply for the credit by submitting to the commission an application in the form prescribed by the state tax commission.

(4) Subject to appropriation, the state shall reimburse, on an annual basis, any political subdivision of this state for any decrease in revenue due to the provisions of this subsection.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under **subsection 4 of** this section shall expire on August 28, **[**2020**]** **2028**; and

(2) **Subsection 4 of** this section shall terminate on September 1, **[**2021**]** **2029**.

144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product

and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as

common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen,

home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" **[**means**] shall mean:**

(a) New or used farm tractors and such other new or used farm machinery and equipment**, including**

utility vehicles used for any agricultural use, and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment**[**,**]** **and** rotary mowers used **[**exclusively**]** for **any** agricultural purposes**[**, and**];**

(b) Supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile**[**,**];** and

(c) One-half of each purchaser's purchase of diesel fuel therefor which is:

[(a)**] a.** Used exclusively for agricultural purposes;

[(b)**] b.** Used on land owned or leased for the purpose of producing farm products; and

[(c)**] c.** Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

For the purposes of this subdivision, "utility vehicle" shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels.

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each

person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial

breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol

and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend said bill and page, Section 144.051, Line 11, by inserting after all of said section and line the following:

"348.436. The provisions of sections 348.430 to 348.436 shall expire December 31, **[**2021**]** **2028**.

348.491. 1. This section shall be known and may be cited as the "Specialty Agricultural Crops Act".

2. As used in this section, the following terms mean:

(1) "Authority", the Missouri agricultural and small business development authority created in section 348.020;

(2) "Family farmer", a farmer who is a Missouri resident and who has less than one hundred thousand dollars in agricultural sales per year;

(3) "Lender", the same definition as in section 348.015;

(4) "Specialty crop", fruits and vegetables, tree nuts, dried fruits, and horticulture and nursery crops including, but not limited to, floriculture. "Specialty crop" shall not include medical marijuana or industrial hemp.

3. The authority shall establish a specialty agricultural crops loan program for family farmers for the purchase of specialty crop seeds, seedlings, or trees; soil amendments including compost; irrigation equipment; fencing; row covers; trellising; season extension equipment; refrigeration equipment; and equipment for planting and harvesting.

4. To participate in the loan program, a family farmer shall first obtain approval for a specialty agricultural crops loan from a lender. Each family farmer shall be eligible for only one specialty agricultural crops loan per family.

5. The maximum amount of the specialty agricultural crops loan for specialty crop producers shall be thirty-five thousand dollars.

6. Eligible borrowers under the program:

(1) Shall use the proceeds of the specialty agricultural crops loan to acquire the farming resources described in subsection 3 of this section;

(2) Shall not finance more than ninety percent of the anticipated cost of the purchase of such farming resources through the specialty agricultural crops loan; and

(3) Shall not be charged interest by the lender for the first year of the qualified specialty agricultural crops loan.

7. Upon approval of the specialty agricultural crops loan by a lender under subsection 4 of this section, the loan shall be submitted for approval by the authority. The authority shall promulgate rules establishing eligibility under this section, taking into consideration:

(1) The eligible borrower's ability to repay the specialty agricultural crops loan;

(2) The general economic conditions of the area in which the farm is located;

(3) The prospect of a financial return for the family farmer for the type of farming resource for which the specialty agricultural crops loan is sought; and

(4) Such other factors as the authority may establish.

8. For eligible borrowers participating in the program, the authority shall be responsible for reviewing the purchase price of any farming resources to be purchased by an eligible borrower under the program to determine whether the price to be paid is appropriate for the type of farming resources purchased. The authority may impose a one-time loan review fee of one percent, which shall be collected by the lender at the time of the loan and paid to the authority.

9. Nothing in this section shall be construed to preclude a family farmer from participating in any other agricultural program.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to

all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

11. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

348.493. 1. As used in this section, "state tax liability" means any state tax liability incurred by a taxpayer under the provisions of chapters 143, 147, and 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions.

2. Any eligible lender under the specialty agricultural crops loan program under section 348.491 shall be entitled to receive a tax credit equal to one hundred percent of the amount of interest waived by the lender under section 348.491 on a qualifying loan for the first year of the loan only. The tax credit shall be evidenced by a tax credit certificate issued by the Missouri agricultural and small business development authority and may be used to satisfy the state tax liability of the owner of such certificate that becomes due in the tax year in which the interest on a qualified loan is waived by the lender under section 348.491. No lender shall receive a tax credit under this section unless such lender presents a tax credit certificate to the department of revenue for payment of such state tax liability. The amount of the tax credits that may be issued to all eligible lenders claiming tax credits authorized in this section in a fiscal year shall not exceed three hundred thousand dollars.

3. The Missouri agricultural and small business development authority shall be responsible for the administration and issuance of the certificate of tax credits authorized by this section. The authority shall issue a certificate of tax credit at the request of any lender. Each request shall include a true copy of the loan documents, the name of the lender who is to receive a certificate of tax credit, the type of state tax liability against which the tax credit is to be used, and the amount of the certificate of tax credit to be issued to the lender based on the interest waived by the lender under section 348.491 on the loan for the first year.

4. The department of revenue shall accept a certificate of tax credit in lieu of other payment in such amount as is equal to the lesser of the amount of the tax or the remaining unused amount of the credit as indicated on the certificate of tax credit and shall indicate on the certificate of tax credit the amount of tax thereby paid and the date of such payment.

5. The following provisions shall apply to tax credits authorized under this section:

(1) Tax credits claimed in a tax year may be claimed on a quarterly basis and applied to the estimated quarterly tax of the lender;

(2) Any amount of tax credit that exceeds the tax due, including any estimated quarterly taxes paid by the lender under subdivision (1) of this subsection that results in an overpayment of taxes for a tax year, shall not be refunded but may be carried over to any subsequent tax year, not to exceed a total of three years for which a tax credit may be taken for a qualified specialty agricultural crops loan;

(3) Notwithstanding any provision of law to the contrary, a lender may assign, transfer, sell, or otherwise convey tax credits authorized under this section, with the new owner of the tax credit receiving the same rights in the tax credit as the lender. For any tax credits assigned, transferred, sold, or otherwise conveyed, a notarized endorsement shall be filed by the lender with the authority specifying the name and address of the new owner of the tax credit and the value of such tax credit; and

(4) Notwithstanding any other provision of this section to the contrary, any commercial bank may use tax credits created under this section as provided in section 148.064 and receive a net tax credit against taxes actually paid in the amount of the first year's interest on loans made under this section. If such first year tax credits reduce taxes due as provided in section 148.064 to zero, the remaining tax credits may be carried over as otherwise provided in this section and used as provided in section 148.064 in subsequent years.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

348.500. 1. This section shall be known and may be cited as the "Family Farms Act".

2. As used in this section, "small farmer" means a farmer who is a Missouri resident and who has less than **[**two hundred fifty**]** **five hundred** thousand dollars in gross sales per year.

3. The agricultural and small business development authority shall establish a family farm breeding livestock loan program for small farmers for the purchase of beef cattle, dairy cattle, sheep and goats, and swine only.

4. To participate in the loan program, a small farmer shall first obtain approval for a family farm livestock loan from a lender as defined in section 348.015. **[**Each small farmer shall be eligible for only one family farm livestock loan per family and for only one type of livestock.**]**

5. The maximum amount of the family farm livestock loan for each type of livestock shall be as follows:

(1) **[**Seventy-five**]** **One hundred fifty** thousand dollars for beef cattle;

(2) **[**Seventy-five**]** **One hundred fifty** thousand dollars for dairy cattle;

(3) **[**Thirty-five**]** **Seventy** thousand dollars for swine; and

(4) **[**Thirty**]** **Sixty** thousand dollars for sheep and goats.

6. Eligible borrowers under the program:

(1) Shall use the proceeds of the family farm loan to acquire breeding livestock;

(2) Shall not finance more than ninety percent of the anticipated cost of the purchase of such livestock through the family farm livestock loan; and

(3) Shall not be charged interest by the lender, as defined in section 348.015, for the first year of the qualified family farm livestock loan.

7. Upon approval of the family farm livestock loan by a lender under subsection 4 of this section, the loan shall be submitted for approval by the agricultural and small business development authority. The authority shall promulgate rules establishing eligibility under this section, taking into consideration:

(1) The eligible borrower's ability to repay the family farm livestock loan;

(2) The general economic conditions of the area in which the farm is located;

(3) The prospect of a financial return for the small farmer for the type of livestock for which the family farm livestock loan is sought; and

(4) Such other factors as the authority may establish.

8. For eligible borrowers participating in the program, the authority shall be responsible for reviewing the purchase price of any livestock to be purchased by an eligible borrower under the program to determine whether the price to be paid is appropriate for the type of livestock purchased. The authority may impose a one-time loan review fee of one percent which shall be collected by the lender at the time of the loan and paid to the authority.

9. Nothing in this section shall preclude a small farmer from participating in any other agricultural program.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

Section B. Because immediate action is necessary to promote agricultural economic opportunities in this state, the repeal and reenactment of sections 135.305, 135.686, 348.436, and 348.500, and the enactment of sections 135.755, 135.775, 135.778, and 135.1610 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 135.305, 135.686, 348.436, and 348.500, and the enactment of sections 135.755, 135.775, 135.778, and 135.1610 of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SB 690**, with **HCS**, as amended: Senators Thompson Rehder, White, Hough, Arthur, and Razer.

PRIVILEGED MOTIONS

Senator Bean, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 1720**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1720

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, with Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 1 to Senate Amendment No. 5, Senate Amendment No. 5, as amended, and Senate Amendment No. 7 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, as amended;

2. That the House recede from its position on House Committee Substitute for House Bill No. 1720;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1720, be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Bradley Pollitt	/s/ Jason Bean
Represenative Chipman	/s/ Mike Bernskoetter
/s/ Don Rone	/s/ Denny Hoskins
/s/ Paula Brown	/s/ Greg Razer
/s/ Tracy McCreery	/s/ Barbara Anne Washington

Senator Bean moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Eigel	Koenig	Moon	Onder—6

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Bean, **CCS** for **SS** for **SCS** for **HCS** for **HB 1720**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1720

An Act to repeal sections 60.301, 60.315, 60.345, 135.305, 135.686, 137.1018, 144.030, 266.355, 301.010, 301.062, 304.180, 304.240, 348.436, 348.500, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof twenty-seven new sections relating to agricultural economic opportunities, with a penalty provision and an emergency clause for certain sections.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Thompson Rehder	Washington	White	Wieland	Williams—28

NAYS—Senators

Brattin	Burlison	Eigel	Koenig	Moon	Onder—6

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Burlison	Eigel	Koenig	Moon	Onder—5

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Bean, title to the bill was agreed to.

Senator Bean moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Burlison, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 820**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 820

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 820, House Amendment Nos. 1, 2 and 3, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5 as amended, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6 as amended, House Amendment Nos. 7, 8, 9, 10, and 11, House Amendment No. 1 to House Amendment No. 12, and House Amendment No. 12 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 820, as amended;

2. That the Senate recede from its position on Senate Bill No. 820;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 820 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Eric Burlison	/s/ Mike Haffner
/s/ Jason Bean	/s/ Jason Chipman
/s/ Dave Schatz	/s/ Jered Taylor
/s/ Jill Schupp	/s/ Steve Butz
/s/ Doug Beck	/s/ Tracy McCreery

Pursuant to Senate Rule 91, Senator Hegeman excused himself from voting on the adoption and 3rd reading of **HCS** for **SB 820**.

Senator Burlison moved that the above conference committee report be adopted, which motion prevailed

by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hoskins	Hough
Koenig	Luetkemeyer	Mosley	O'Laughlin	Onder	Razer	Rizzo
Rowden	Schatz	Schupp	Thompson Rehder	White	Wieland	Williams—28

NAYS—Senators

May	Moon	Riddle	Roberts	Washington—5

Absent—Senators—None

Absent with leave—Senators—None

Excused from voting—Senator Hegeman—1

Vacancies—None

On motion of Senator Burlison, **CCS** for **HCS** for **SB 820**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 820

An Act to repeal sections 44.032, 144.030, 386.890, 442.404, 523.010, 523.039, 523.040, 523.256, 610.021, 620.2450, 620.2451, and 620.2453, RSMo, and to enact in lieu thereof nineteen new sections relating to utilities, with an effective date for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hoskins	Hough
Koenig	Luetkemeyer	Mosley	O'Laughlin	Onder	Razer	Rizzo
Rowden	Schatz	Schupp	Thompson Rehder	White	Wieland—27	

NAYS—Senators

May	Moon	Riddle	Roberts	Washington	Williams—6

Absent—Senators—None

Absent with leave—Senators—None

Excused from voting—Senator Hegeman—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Burlison, title to the bill was agreed to.

Senator Burlison moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Rizzo moved that the Senate refuse to concur in **SB 652**, as amended, and request the House to recede from its position and take up and pass **SB 652**, which motion prevailed.

Senator O'Laughlin moved that the Senate refuse to recede from its position on **SS** for **SCS** for **HCS** for **HB 2485** and grant the House a conference thereon, which motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 2485**: Senators O'Laughlin, Brown, Burlison, Schupp, and Arthur.

PRIVILEGED MOTIONS

Senator Thompson Rehder, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SBs 775**, **751**, and **640**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 775, 751 & 640

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 775, 751 & 640, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5 as amended, House Amendment No. 6, House Amendment No. 1 to House Amendment No. 7, House Amendment No. 7 as amended, House Amendment Nos. 8 and 10, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 775, 751 & 640, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 775, 751 & 640;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 775, 751 & 640 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Holly Thompson Rehder	/s/ Hannah Kelly

/s/ Anthony Luetkemeyer
/s/ Karla Eslinger
/s/ Jill Schupp
/s/ Barbara Anne Washington
/s/ Travis Fitzwater
/s/ Chris Dinkins
/s/ Yolanda Young
/s/ Mark Sharp

Senator Hegeman assumed the Chair.

President Kehoe assumed the Chair.

Senator Onder raised the point of order that **CCS** on **HCS** for **SS** for **SCS** for **SBs 775**, **751**, and **640** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Thompson Rehder moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Luetkemeyer	May	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senator Moon—1

Absent—Senators

Koenig Onder—2

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Thompson Rehder, **CCS** for **SS** for **SCS** for **SBs 755**, **751**, and **640**, entitled, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 775, 751 & 640

An Act to repeal sections 211.031, 217.703, 455.073, 455.075, 455.085, 478.600, 491.015, 556.046, 559.036, 559.115, 566.010, 566.086, 566.149, 566.150, 566.155, 567.020, 573.010, 589.404, 595.201, 595.226, and 632.305, RSMo, and to enact in lieu thereof thirty new sections relating to judicial proceedings, with penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison

Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senator Moon—1

Absent—Senator Onder—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Thompson Rehder, title to the bill was agreed to.

Senator Thompson Rehder moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator O'Laughlin, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SCS** for **SBs 681** and **662**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT NO. 2 ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 681 & 662

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 681 & 662, with House Amendment Nos. 1 and 2, House Amendment No. 1 and 2 to House Amendment No. 3, House Amendment No. 3 as amended, House Substitute Amendment No. 1 for House Amendment No. 4, House Amendment Nos. 1 and 2 to House Amendment No. 5, House Amendment No. 5 as amended, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6 as amended, House Amendment Nos. 7, 8, 9, and 10, House Amendment No. 1 to House Amendment No. 11, House Amendment No. 11 as amended, House Amendment Nos. 12, 13, 14, 15, 16, 17, 18, and 19, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 681 & 662, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 681 & 662;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 681 & 662 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Cindy O'Laughlin	/s/ Chuck R. Basye
/s/ Andrew Koenig	/s/ Rick Francis
/s/ Karla Eslinger	/s/ Mike Haffner
/s/ Lauren Arthur	/s/ Mark A. Sharp
/s/ Jill Schupp	Raychel Proudie

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

Senator O'Laughlin moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer	May
Mosley	O'Laughlin	Onder	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Brattin	Burlison	Eigel	Moon—4

Absent—Senator Hough—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator O'Laughlin, **CCS No. 2** for **HCS** for **SS** for **SCS** for **SBs 681** and **662**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 681 & 662

An Act to repeal sections 160.261, 160.2700, 160.2705, 161.097, 161.700, 162.261, 162.281, 162.291, 162.471, 162.481, 162.491, 162.720, 162.974, 163.016, 167.151, 167.225, 167.268, 167.640, 167.645, 168.021, 168.205, 168.500, 168.515, 170.014, 170.018, 170.047, 170.048, 171.033, 302.010, and 304.060, RSMo, and to enact in lieu thereof fifty new sections relating to elementary and secondary education, with an emergency clause for certain sections and an effective date for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer	May

Mosley	O'Laughlin	Onder	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Brattin	Burlison	Eigel	Moon—4

Absent—Senator Hough—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Burlison	Eigel	Moon	Onder—4

Absent—Senator Hough—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator O'Laughlin, title to the bill was agreed to.

Senator O'Laughlin moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **HB 2400**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report #2 on **SS** for **HB 2149**, as amended, and has taken up and passed **CCS #2** for **SS** for **HB 2149**.

Emergency clause adopted.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HCS** for **HB 2485**. Representatives: Knight, Houx, Taylor (139), Collins, Young.

PRIVILEGED MOTIONS

Senator Hoskins moved that the Senate refuse to recede from its position on **SS** for **HB 2400**, as amended, and grant the House a conference thereon, which motion prevailed.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, Senator Schatz submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 25**, begs leave to report that it has examined the same and finds that the concurrent resolution has been duly enrolled and that the printed copies furnished the Senators are correct.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **HB 2400**, as amended: Senators Hoskins, Burlison, Koenig, Roberts, and Razer.

INTRODUCTION OF GUESTS

Senator Brown introduced to the Senate, former Senator, James Noland.

On motion of Senator White, the Senate adjourned under the rules.

SENATE CALENDAR

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SIXTY-FOURTH DAY–WEDNESDAY, MAY 11, 2022

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FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel, as amended (In Fiscal Oversight)

SS for SCS for SB 741-Crawford, as amended (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1179-Hough

2. SB 994-Washington

3. SBs 961 &733-Beck, with SCS
4. SB 739-Eigel
5. SB 874-Arthur
6. SB 1040-Burlison
7. SB 1143-Brown
8. SB 685-May
9. SB 833-Luetkemeyer
10. SB 1023-Gannon
11. SB 809-Koenig, with SCS
12. SB 800-Hegeman
13. SB 958-Bean, with SCS
14. SB 694-Brattin
15. SB 1063-Crawford
16. SB 963-Brown, with SCS
17. SB 978-Eslinger, with SCS
18. SB 843-Moon, with SCS
19. SB 1178-White and Cierpiot, with SCS
20. SB 1133-White, with SCS
21. SB 684-May
22. SB 923-Brattin
23. SJRs 52 & 53-Koenig, with SCS
24. SB 839-Brattin, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HB 1686 (Brown) (In Fiscal Oversight)
2. HCS for HJR 117 (Hegeman) (In Fiscal Oversight)
3. HCS for HB 2304, with SCS (O'Laughlin) (In Fiscal Oversight)
4. HCS for HB 1462, with SCS (Burlison) (In Fiscal Oversight)
5. HCS for HB 1858 (O'Laughlin) (In Fiscal Oversight)
6. HCS for HB 2587 (Hoskins)
7. HB 1962-Copeland (Eslinger)
8. HB 2202-Fitzwater, with SCS (Cierpiot)
9. HCS for HB 1662 (Koenig)
10. HB 1738-Dogan, with SCS (Roberts)
11. HB 2365-Shields (Hegeman)
12. HB 2331-Baker, with SCS (White)
13. HCS for HB 1590 (Hoskins)
14. HCS for HB 1583 (Koenig)
15. HCS for HB 1597, with SCS (O'Laughlin)
16. HB 1860-Eggleston, with SCS (Bernskoetter) (In Fiscal Oversight)
17. HCS for HB 2382 (Koenig) (In Fiscal Oversight)
18. HB 2593-Lovasco, with SCS (Koenig)
19. HCS for HB 1732, with SCS (Crawford)
20. HCS for HB 2012, with SCS (White) (In Fiscal Oversight)
21. HB 2694-Hudson, with SCS (Crawford)
22. HB 2325-Patterson (Bean)
23. HB 2607-Rone (Bean)
24. HCS for HB 2120, with SCS (Crawford)
25. HB 1473-Pike (Onder)
26. HB 1541-McGirl, with SCS (Gannon)
27. HB 2455-Griffith, with SCS (White)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 631-Hegeman, with SCS, SS for SCS & SA 4 (pending)

SB 648-Rowden

SB 650-Eigel
SB 654-Crawford, with SCS
SB 657-Cierpiot, with SS (pending)
SB 663-Bernskoetter, with SCS
SB 664-Bernskoetter
SB 665-Bernskoetter, with SS (pending)
SB 667-Burlison, with SS (pending)
SB 671-White, with SCS, SS for SCS, SA 1 & point of order (pending)
SB 674-Hough, with SCS
SBs 698 & 639-Gannon, et al, with SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 702, 636, 651, & 693-Eslinger, with SCS
SB 713-Razer, with SCS
SB 723-Hegeman, with SA 1 (pending)
SB 726-Onder, with SS & SA 6 (pending)
SB 732-Hoskins, with SCS
SB 762-Brown, with SS & SA 4 (pending)
SBs 777 & 808-Brattin, with SCS
SB 781-Moon, with SCS & SS for SCS (pending)
SB 850-Bean, with SCS & SS for SCS (pending)
SB 864-Hoskins, with SCS
SB 867-Koenig, with SCS
SB 869-Koenig, with SS (pending)
SB 918-Burlison, with SCS, SS for SCS & SA 1 (pending)
SB 938-White, with SCS & SS#2 for SCS & SA 1 (pending)
SB 1153-Eslinger, with SCS

HOUSE BILLS ON THIRD READING

HCS for HB 1734, with SCS (White)
HB 1856-Baker, with SCS (O'Laughlin)
HCS for HB 2000, with SCS (Williams)
HB 2088, HB 1705 & HCS for HB 1699, with SCS (Luetkemeyer)
HCS for HB 2151, with SCS, SS for SCS & SA 6 (pending) (Arthur)
HCS for HBs 2502 & 2556, with SS, SA 1 & SA 1 to SA 1 (pending) (Hegeman)
HB 2697, HB 1589, HB 1637 & HCS for HB 2127, with SCS & SS for SCS (pending) (Luetkemeyer)
HCS for HJR 79, with SCS (Crawford)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SS for SCS for SBs 681 & 662-O'Laughlin and Arthur, with HCS, as amended (Senate adopted CCR#2 and passed CCS#2)
SS for SB 690-Thompson Rehder, with HCS, as amended
SB 710-Beck, with HCS#2, as amended (Conferees allowed to exceed the differences)
SS for SCS for SBs 775, 751 & 640-Thompson Rehder and Schupp, with HCS, as amended (Senate adopted CCR and passed CCS)

SB 820-Burlison, with HCS, as amended (Senate adopted CCR and passed CCS)
SB 845-Eslinger, with HCS, as amended (Senate conferees allowed to exceed the differences)
HCS for HB 1606, with SS for SCS, as amended (Eslinger)
HB 2149-Shields, with SS, as amended (Eslinger) (House adopted CCR#2 and passed CCS#2)
HCS for HB 2168, with SS for SCS, as amended (Crawford)
HB 2400-Houx, with SS, as amended (Hoskins)
HCS for HB 2485, with SS for SCS (O'Laughlin)

Requests to Recede or Grant Conference

HCS for HB 2117, with SS#2, as amended (Bernskoetter) (House requests Senate recede or grant conference)

Requests to Recede

SB 652-Rizzo, with HA 1 & HA 2, as amended (Senate requests House recede & take up and pass bill)

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel
SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
SR 783-Hough
HCR 52-Plocher (Rowden)

Reported from Committee

SCR-37 Brown
SR 594-Bernskoetter and Schupp

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FOURTH DAY—WEDNESDAY, MAY 11, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"O Lord, You are Father; we are the clay, and You are our potter, we are all the work of Your hand." (Isaiah 64:8)

O Lord our God, You know all our deeds and thoughts intimately. So lay now Your hand upon us and fill us with knowledge and peace so that Your grace fills our lives and we know Your presence at every turn we make and decisions that must be made. You provide us with the miracle of Your grace so that when we experience the stressor and tension that are not helpful nor good for us, may You bless us with peace and calm so we do no harm and can express opportunities for harmony among us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Burlison assumed the Chair.

The Journal of the previous day was read and approved.

Senator Rowden announced photographers from KY 3, Nexstar Media Group, KRCG-TV, ABC 17 News, and KOMU 8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 922, regarding Eagle Scout Isaiah Kutrip, Dittmer, which was adopted.

Senator Beck offered Senate Resolution No. 923, regarding Eagle Scout Ryan Herman Rainey, St. Louis, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HCS** for **HB 2005**, as amended, and has taken up and passed **SS** for **HCS** for **HB 2005**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 724**, entitled:

An Act to repeal sections 50.800, 50.810, 50.815, 50.820, 59.310, 64.231, 92.720, 92.740, 92.750, 92.760, 92.765, 92.770, 92.775, 92.810, 92.815, 92.825, 92.835, 92.840, 92.852, 92.855, 105.145, 140.980, 140.981, 140.982, 140.983, 140.985, 140.986, 140.991, 140.1009, 140.1012, 230.205, 233.095, 442.130, and 473.742, RSMo, and to enact in lieu thereof thirty-five new sections relating to political subdivisions, with penalty provisions.

With House Amendment Nos. 1, 2, 3, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment No. 6, House Amendment No. 1 to House Amendment No. 7, House Amendment No. 2 to House Amendment No. 7, House Amendment No. 3 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment No. 1 to House Amendment No. 8, House Amendment No. 8, as amended, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 2 to House Amendment No. 9, House Amendment No. 9, as amended, House Amendment Nos. 10, 11, 12, 13, House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 14, and House Substitute Amendment No. 1 for House Amendment No. 14, as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 22, Section 105.145, Line 34, by inserting after the word "day" the following:

"**, except that the total fines imposed under this subsection shall not exceed ten percent of the gross revenue collected by the political subdivision during the fiscal year for which the annual financial statement was not timely filed**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 7, Section 64.231, Line 25, by inserting after all of said section and line the following:

"70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no emergency telecommunicator, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.

2. If an employer elects to cover emergency telecommunicators, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.

3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section.

[4.The provisions of this section shall only apply to counties of the third classification and any county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants and with a city of the fourth classification with more than thirteen thousand five hundred but fewer than sixteen thousand inhabitants as the county seat, and any political subdivisions located, in whole or in part, within such counties. **]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 35, Section 473.742, Line 84, by inserting after all of the said section and line the following:

"620.1620. 1. This section shall be known and may be cited as the "Meet in Missouri Act".

2. As used in this section, the following terms shall mean:

(1) "Director", the director of the department of economic development;

(2) "Eligible commission", any regional convention and visitors commission created under section 67.601; any body designated by the division of tourism official destination marketing organization for a Missouri county which is designated as the single representative organization for the county to solicit and service tourism;

(3) "Eligible major convention event costs", all operational costs of the venue of a major convention event including, but not limited to, costs related to the following: security, venue utilities, cleaning,

production of the event, installation and dismantling, facility rental charges, personnel, construction to prepare the venue, and other temporary facility construction;

(4) "Fund", the major economic convention event in Missouri fund established in this section;

(5) "Grant", an amount of money equal to the total amount of eligible major convention event costs listed in an approved major convention plan to be disbursed at the requested date from the fund to an eligible commission by the state treasurer at the direction of the director which shall not exceed the amount of estimated total sales taxes to be received by the state generated by sleeping rooms paid by guests of hotels and motels reasonably believed to be occupied due to the major convention event;

(6) "Major convention event", any convention if more than fifty percent of attendees travel to the convention from outside of Missouri and require overnight hotel accommodations;

(7) "Major convention plan", a written plan for the administration of a major convention event, containing such information as shall be requested by the director to establish that the event covered by the application is a major convention event including, but not limited to, the start and end dates of the major convention event, an identification of the organization planning the event, the location of the event, projected total and out-of-state attendance, projected contracted and actual hotel room nights, projected costs and revenues anticipated to be received by the eligible commission in connection with the event, the eligible major convention event costs, and evidence of satisfaction of the conditions of subsection 5 of this section.

3. (1) There is hereby created in the state treasury the "Major Economic Convention Event in Missouri Fund", which shall consist of moneys appropriated from the general revenue fund as prescribed in subsection 6 of this section and any gifts, contributions, grants, or bequests received from federal, private, or other sources. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. For major convention plans which have complied with subsection 5 of this section, in addition to funds otherwise made available under Missouri law, a grant shall be paid from the fund by the department of economic development to the eligible commission at the requested date. Any transfer of a grant from the fund to the treasurer or other designated financial officer of an eligible commission with an approved major convention plan shall be deposited in a separate, segregated account of such commission. The eligible commission shall agree to hold such funds until the major convention event has occurred and not disburse the funds until such time as the report in subsection 7 has been submitted.

5. The director shall not disburse a grant until the director or his or her designee has approved a written major convention plan submitted to the department of economic development by an eligible commission requesting a grant. The director or his or her designee shall not approve any submitted major convention plan unless he or she finds that the following conditions have been met:

(1) The applicant submitting the major convention plan is an eligible commission;

(2) The projected start and end dates of the planned major convention event and the requested date of disbursement of the grant are no later than five years from the date of the application; and

(3) There is sufficient evidence that:

(a) The event shall qualify as a major convention event under this section including, but not limited to, evidence of the actual number of contracted advance hotel reservations or projected out-of-state attendance numbers and actual hotel room usage from comparable past events;

(b) A request for proposal or similar documentation demonstrates the applicant eligible commission is competing for the event against non-Missouri cities;

(c) Without the grant, the major convention event would not be reasonably anticipated to occur in Missouri; and

(d) The positive net fiscal impact to general revenue of the state through any and all taxes attributable to the major convention event exceeds the amount of the major convention grant.

In reviewing such evidence, the director shall take into account any expenditures by an attendee for sleeping rooms paid by guests of the hotels and motels typically constitutes less than fifty percent of the expenditures by such attendees at a major convention event.

6. (1) Upon verification that the major convention plan complies with the terms of subsection 5 of this section, the director or his or her designee shall issue a certificate of approval to the eligible commission stating the date on which such grant shall be disbursed and the total amount of the grant, which shall be equal to the eligible major convention event costs listed in the approved major convention plan. The amount of any grant shall not exceed more than fifty percent of the cost of hosting the major convention event, positive net fiscal impact to general revenue, or one million dollars, whichever is less.

(2) All approved grants scheduled for disbursement each year shall be disbursed from the general revenue fund subject to appropriation by the general assembly. Any such appropriation shall not exceed three million dollars in any year.

(3) Upon such annual appropriation and transfer into the fund from the general revenue fund, the director shall disburse all grants pursuant to certificates of approval.

7. (1) Within one hundred eighty days of the conclusion of any major convention event for which a grant was disbursed under this section, the eligible commission that received such grant shall provide a written report to the director detailing the final amount of eligible major convention event costs incurred and actual attendance figures which certify compliance with this section. If the final amount of total eligible major convention event costs is less than the amount of the grant disbursed to the eligible commission under an approved major convention plan, such commission shall refund to the state treasurer the excess greater than fifty percent of the actual cost for deposit into the fund.

(2) An eligible commission shall refund the following amounts to the state treasurer based on the actual attendance figures in relation to the projected total attendance for the event as provided in the major convention plan:

(a) If the actual attendance figure is less than twenty-five percent of the projected total attendance, the commission shall refund an amount equal to the full amount of the grant;

(b) If the actual attendance figure is equal to or less than eighty-five percent and greater than or equal to twenty-five percent of the projected total attendance, the commission shall keep a portion of the grant received under this section equal to the proportion of the actual attendance figure to the projected attendance figure rounded to the nearest dollar and refund the remaining amount;

(c) If the actual attendance figure is greater than eighty-five percent of the projected total attendance, the commission shall keep the entire grant amount received under this section unless otherwise provided by this section.

(3) The provisions of this subdivision shall not apply where attendance at the convention is adversely affected by a man-made disaster including, but not limited to, an uprising or other civil unrest or where attendance at the convention is adversely affected by a substantial inclement weather-related event.

8. Any amounts that are refunded from a grant under this section shall be returned to the major economic convention event in Missouri fund to be used for future grants.

9. In accordance with the provisions of sections 23.250 to 23.298 and unless otherwise authorized pursuant to section 23.253:

(1) The program authorized under the provisions of this section shall automatically sunset six years after August 28, **[**2016**]** **2022**; and

(2) This section shall terminate on September first of the year following the year in which any new program authorized under this section is sunset, and the revisor of statutes shall designate such sections and this section in a revision bill for repeal."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Line 2, by inserting after the number "724," the following:

"Page 7, Section 64.231, Line 25, by inserting after all of said section and line the following:

"67.265. 1. For purposes of this section, the **[**term "order" shall**]** **following terms** mean**:**

(1) "Local elected governing body", the board of aldermen, city council, county commission, or other like body of officials elected to represent an entire city or county. "Local elected governing body" shall not include any inferior body whose duties are limited to a specific area of responsibility or expertise within the city or county including, but not limited to, a local health authority;

(2) "Order", a public health order, ordinance, rule, or regulation issued by a political subdivision**[**, including by a health officer, local public health agency, public health authority, or the political subdivision's executive, as such term is defined in section 67.750,**]** in response to an actual or perceived threat to public health for the purpose of preventing the spread of a contagious disease**;**

(3) "Prohibited order", any order that has been terminated under subsection 3 or expired under subsection 2 of this section;

(4) "Statewide pandemic", an outbreak of a particularly dangerous disease affecting a high proportion of the population, appearing in three or more counties.

2. Notwithstanding any other provision of law to the contrary**, all orders shall be approved by a vote of the local elected governing body of the city or county, shall be issued by the same, and shall be subject to the following**:

(1) Any order issued during and related to an emergency declared pursuant to chapter 44 that directly or indirectly closes, partially closes, or places restrictions on the opening of or access to any one or more business organizations, churches, schools, or other places of public or private gathering or assembly, including any order, ordinance, rule, or regulation of general applicability **[**or**]** that prohibits or otherwise limits attendance at any public or private gatherings, **or requires the wearing of face coverings, [**shall not remain in effect for longer than thirty calendar days in a one hundred eighty-day-period, including the cumulative duration of similar orders issued concurrently, consecutively, or successively, and**]** shall automatically expire at the end of **[**the**]** thirty days or as specified in the order, whichever is shorter, unless so authorized by a simple majority vote of the **[**political subdivision's**]** **local elected** governing body to extend such order or approve a similar order **prior to the expiration or termination of the original order**; provided that such extension or approval of similar orders shall not **[**exceed thirty calendar days in duration and any order may be extended more than once**]** **extend beyond sixty days from the effective date of the original order passed pursuant to this subdivision**; **[**and**]**

(2) Any order of general applicability issued at a time other than an emergency declared pursuant to chapter 44 that directly or indirectly closes**, partially closes, or places restrictions on the opening of or access to any one or more business organizations,** an entire classification of business organizations, churches, schools, or other places of public or private gathering or assembly**, including any order, ordinance, rule, or regulation of general applicability that prohibits or otherwise limits attendance at any public or private gatherings, or requires the wearing of face coverings,** shall **[**not remain in effect for longer than twenty-one calendar days in a one hundred eighty-day-period, including the cumulative duration of similar orders issued concurrently, consecutively, or successively, and shall**]** automatically expire at the end of **[**the twenty-one**]** **twenty** days or as specified in the order, whichever is shorter, unless so authorized by a two-thirds majority vote of the **[**political subdivision's**]** **local elected** governing body to extend such order or approve a similar order **prior to the expiration or termination of the original order** ; provided that such extension or approval of similar orders **[**may be extended more than once**]** **shall not extend beyond sixty days from the effective date of the original order passed pursuant to this subdivision; and**

(3) Upon the expiration of sixty days as set forth in subdivision (1) or (2) of this subsection, only the director of the department of health and senior services shall be authorized to issue or extend any further order relating to the actual or perceived threat to public health or safety that gave rise to the order authorized by the local elected governing body or to terminate the same.

[2.**]** **3.** The **[**governing bodies of the political subdivisions**]** **local elected governing body** issuing orders under this section shall at all times have the authority to terminate **[**an order**]** **local orders** issued or extended under this section upon a simple majority vote of the body.

[3.**]** **4.** In the case of local public health agencies created through an agreement by multiple counties under chapter 70, all of the participating counties' **local elected** governing bodies shall be required to approve or terminate orders in accordance with the provisions of this section.

[4.**] 5.** Prior to or concurrent with the issuance or extension of any order under subdivisions (1) and (2) of subsection **[**1**] 2** of this section, the health officer, local public health agency, public health authority, or executive shall provide a report to the **local elected** governing body containing information supporting the need for such order **and may submit a draft order, which shall not have any legal effect until it is approved by a vote of the local elected governing body taken in a session that is open to the public. Such report shall include specific studies or other evidence relied upon in the creation of the order, along with an explanation of the legal authority upon which the order is based. Such report shall also include a summary of the general nature and extent of the comments submitted in support of or opposition to the proposed order and a concise summary of the testimony presented at all hearings in which the order was discussed. In addition, the report shall contain a summary of the findings regarding the merits of any such testimony or comments submitted by members of the public who are opposed, in whole or in part, to the proposed order**.

[5.**] 6.** No **[**political subdivision**] local elected governing body** of this state shall make or modify any orders that have the effect, directly or indirectly, of a prohibited order under this section.

[6.**] 7.** No **directive,** rule**,** or regulation issued by the department of health and senior services shall authorize a local health official, health officer, local public health agency, or public health authority to create or enforce any order, ordinance, rule, or regulation described in section 192.300 or this section that is inconsistent with the provisions of this section.

8. (1) No local elected governing body shall issue or authorize any order relating to a statewide pandemic pursuant to this section unless the governor has, by executive order pursuant to an emergency declared under chapter 44, directed the director of the department of health and senior services to authorize, by written directive containing sufficiently specific criteria, local elected governing bodies to issue or approve such order; except that, no such local order shall be more expansive than the written directive issued by the department and shall be subject to review and alteration by the director.

(2) Not less than thirty days after the issuance of a written directive by the director of the department, as provided in this subsection, the department shall replace such directive with an emergency rule promulgated as set forth in chapter 536.

(3) Any order issued by a local elected governing body that is not in compliance with this subsection shall be void ab initio.

(4) Any order issued by a local elected governing body shall be subject to the time limitations set forth in subsection 2 of this section.

9. Except as provided in subsection 11 of this section, the existence of a statewide pandemic may be declared by the governor or the director of the department of health and senior services. During a statewide pandemic, only the director shall have the authority to close a public or private school or other place of public or private assembly or to reduce, alter, suspend, or otherwise restrict the operations or hours thereof. The director shall consult with the local health authorities prior to any closing.

10. (1) Any person aggrieved by the actions of a political subdivision, including its local elected governing body, its officers, employees, or agents, in violation of this section shall have a civil claim

for damages against such political subdivision for:

(a) Injunctive relief;

(b) Treble compensatory damages;

(c) Punitive damages;

(d) Costs of litigation including, but not limited to, court costs and expert witness fees; and

(e) Reasonable attorneys fees.

(2) Venue for any civil action filed pursuant to this section shall, at the election of the aggrieved party, be in the county within which the aggrieved party resides, in the county within which the alleged harm occurred, or Cole County.

(3) In any civil action filed by a person with standing or by the attorney general under this section, upon a showing that a material fact is in dispute, the political subdivision shall bear the burden of showing, by clear and convincing evidence, that its order was necessary to prevent the actual or anticipated harm and that no less restrictive means to prevent such actual or anticipated harm were available.

11. The general assembly may, by the passage of a concurrent resolution, declare the existence of a statewide pandemic. Such resolution shall not extend the declaration of a statewide pandemic for more than thirty days beyond the convening of the next regular session of the general assembly but may by its own provisions specify the expiration date of the declaration prior to that time. The general assembly may approve subsequent declarations in like manner and subject to the same limitations.

67.308. **1.** No county, city, town or village in this state receiving public funds shall require documentation of an individual having received a vaccination against COVID-19 in order for the individual to access transportation systems or services or any other public accommodations.

2. No private person, business, corporation, organization, or other nongovernment entity shall be required to assist in any manner in the enforcement of any order issued pursuant to section 67.265, nor shall such person or entity suffer any adverse action including, but not limited to, a fine, loss of a business license, closure, or citation for any such refusal to assist.

3. (1) Any person aggrieved by the actions of a political subdivision or any public official under this section shall have a civil claim for damages against such political subdivision or public official for:

(a) Injunctive relief;

(b) Treble compensatory damages;

(c) Punitive damages;

(d) Costs of litigation including, but not limited to, court costs and expert witness fees; and

(e) Reasonable attorneys fees.

(2) Neither sovereign immunity nor official immunity shall be a defense in any such civil action.

(3) Venue for any civil action filed pursuant to this section or section 67.265 shall, at the election

of the aggrieved party, be the county in which the aggrieved party resides, the county where the alleged harm occurred or Cole County.

(4) In any civil action filed by a person with standing or by the attorney general under this section, upon a showing that a material fact is in dispute, the political subdivision shall bear the burden of showing, by clear and convincing evidence, that its order was necessary to prevent the actual or anticipated harm and that no less restrictive means to prevent such actual or anticipated harm were available."; and

Further amend said bill, Page 32, Section 164.450, Line 19, by inserting after said section and line the following:

"167.029. **1.** A public school district may require students to wear a school uniform or restrict student dress to a particular style in accordance with the law. The school district may determine the style and color of the school uniform.

2. No public or charter school shall implement or enforce any student dress requirements that include a mask or other face covering or respirator.

167.181. 1. The department of health and senior services, after consultation with the department of elementary and secondary education, shall promulgate rules and regulations governing the immunization against poliomyelitis, rubella, rubeola, mumps, tetanus, pertussis, diphtheria, and hepatitis B, to be required of children attending public, private, parochial or parish schools. Such rules and regulations may modify the immunizations that are required of children in this subsection. The immunizations required and the manner and frequency of their administration shall conform to recognized standards of medical practice. The department of health and senior services shall supervise and secure the enforcement of the required immunization program.

2. It is unlawful for any student to attend school unless he has been immunized as required under the rules and regulations of the department of health and senior services, and can provide satisfactory evidence of such immunization; except that if he produces satisfactory evidence of having begun the process of immunization, he may continue to attend school as long as the immunization process is being accomplished in the prescribed manner. It is unlawful for any parent or guardian to refuse or neglect to have his child immunized as required by this section, unless the child is properly exempted.

3. This section shall not apply to any child if one parent or guardian objects in writing to his school administrator against the immunization of the child, because of religious beliefs or medical contraindications. In cases where any such objection is for reasons of medical contraindications, a statement from a duly licensed physician must also be provided to the school administrator.

4. Each school superintendent, whether of a public, private, parochial or parish school, shall cause to be prepared a record showing the immunization status of every child enrolled in or attending a school under his jurisdiction. The name of any parent or guardian who neglects or refuses to permit a nonexempted child to be immunized against diseases as required by the rules and regulations promulgated pursuant to the provisions of this section shall be reported by the school superintendent to the department of health and senior services.

5. The immunization required may be done by any duly licensed physician or by someone under his direction. If the parent or guardian is unable to pay, the child shall be immunized at public expense by a

physician or nurse at or from the county, district, city public health center or a school nurse or by a nurse or physician in the private office or clinic of the child's personal physician with the costs of immunization paid through the state Medicaid program, private insurance or in a manner to be determined by the department of health and senior services subject to state and federal appropriations, and after consultation with the school superintendent and the advisory committee established in section 192.630. When a child receives his or her immunization, the treating physician may also administer the appropriate fluoride treatment to the child's teeth.

6. Funds for the administration of this section and for the purchase of vaccines for children of families unable to afford them shall be appropriated to the department of health and senior services from general revenue or from federal funds if available.

7. **No student shall be required, as a condition of school attendance or participation in school-sponsored extracurricular activities, to be immunized against COVID 19. No school shall require students to wear face masks or other face coverings or respirators as an alternative to receiving a COVID-19 vaccination. No school shall require students to undergo COVID-19 diagnostic testing or otherwise implement a "test to stay" policy requiring testing as an alternative to receiving a COVID-19 vaccination; provided, that nothing in this subsection shall be interpreted to preclude a school from requiring a student to be tested as described in section 167.191 as a condition for school attendance or participation in school-sponsored extracurricular activities. For purposes of the section, "COVID 19" shall include any variant thereof.**

8. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

167.191. **1.** It is unlawful for any child to attend any of the public schools of this state while afflicted with any contagious or infectious disease, or while liable to transmit such disease after having been exposed to it. For the purpose of determining the diseased condition, or the liability of transmitting the disease, the teacher or board of directors may require any child to be examined by a physician, **physician assistant, or advanced practice registered nurse** and exclude the child from school so long as there is any liability of such disease being transmitted by the pupil. **For purposes of this section, the term "liability" shall mean that symptoms of such a contagious or infectious disease are present and that disease transmission is more likely than not to occur.** If the parent or guardian refuses to have an examination made by a physician**, physician assistant, or advanced practice registered nurse pursuant to [**at**]** the **written** request of **[**the teacher**] a school administration** or **school** board of directors, the **[**teacher or board of directors**] child** may **be [**exclude the child**] excluded** from school. Any parent or guardian who persists in sending a child to school, after having been examined as provided by this section, and found to be afflicted with any contagious or infectious disease, or liable to transmit the disease, or refuses to have the child examined as herein provided, is guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not less than five nor more than one hundred dollars.

2. If the parent or guardian of the child presents a written document, signed by a physician,

physician assistant, or advanced practice registered nurse stating that the child is not afflicted with any contagious or infectious disease, or liable to transmit the disease, the child shall not be excluded from school under subsection 1.

171.011. **1.** The school board of each school district in the state may make all needful rules and regulations for the organization, grading and government in the school district. The rules shall take effect when a copy of the rules, duly signed by order of the board, is deposited with the district clerk. The district clerk shall transmit forthwith a copy of the rules to the teachers employed in the schools. The rules may be amended or repealed in like manner.

2. No school administrator, teacher, staff, or other personnel of any public school or charter school, nor any school board, shall have authority to adopt rules, regulations, policies, directives, or any other order relating to quarantines, isolation, or other health-related requirements for students except as provided in section 167.191; except that, nothing in this section or section 167.191 shall be construed to authorize any such order relating to masking or vaccinations.

3. During a statewide pandemic as defined in section 67.265, all generally applicable orders relating to the spread of an infectious or contagious disease shall be made by a local elected governing body as provided in section 67.265.

192.290. All rules and regulations authorized and made by the department of health and senior services in accordance with this chapter shall supersede as to those matters to which this chapter relates, all local **orders,** ordinances, rules**,** and regulations and shall be observed throughout the state and enforced by all local and state health authorities. Nothing herein shall limit the right of local authorities **under section 192.300** to make such further **orders,** ordinances, rules**,** and regulations not inconsistent with **or more restrictive than** the rules and regulations prescribed by the department of health and senior services**,** which may be necessary for the particular locality under the jurisdiction of such local authorities**; except that, all such orders, ordinances, rules and regulations made by local authorities shall comply with the provisions of section 67.265**."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 35, Section 473.742, Line 84, by inserting after all of said section and line the following:

"**Section 1. No taxpayer funded general admission event shall require or inquire about COVID-19 vaccination status or COVID-19 testing unless required by a governor's emergency order.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 33, Section 233.095, Line 9, by inserting after all of said section and line the following:

"321.228. 1. As used in this section, the following terms shall mean:

(1) "Residential construction", new construction and erection of detached single-family or two-family

dwellings or the development of land to be used for detached single-family or two-family dwellings;

(2) "Residential construction regulatory system", any bylaw, ordinance, order, rule, or regulation adopted, implemented, or enforced by any city, town, village, or county that pertains to residential construction, to any permitting system, or program relating to residential construction, including but not limited to the use or occupancy by the initial occupant thereof, or to any system or program for the inspection of residential construction. Residential construction regulatory system also includes the whole or any part of a nationally recognized model code, with or without amendments specific to such city, town, village, or county.

2. Notwithstanding the provisions of any other law to the contrary, if a city, town, village, or county adopts or has adopted, implements, and enforces a residential construction regulatory system applicable to residential construction within its jurisdiction, any fire protection districts wholly or partly located within such city, town, village, or county shall be without power, authority, or privilege to enforce or implement a residential construction regulatory system purporting to be applicable to any residential construction within such city, town, village, or county. **Notwithstanding the provisions of any other law to the contrary,** any such residential construction regulatory system adopted by a fire protection district or its board shall be treated as advisory only and shall not be enforced by such fire protection district or its board.

3. Notwithstanding the provisions of any other law to the contrary, fire protection districts:

(1) Shall have final regulatory authority regarding the location and specifications of fire hydrants, fire hydrant flow rates, and fire lanes, all as it relates to residential construction. Nothing in this subdivision shall be construed to require the political subdivision supplying water to incur any costs to modify its water supply infrastructure; and

(2) May inspect the alteration, enlargement, replacement or repair of a detached single-family or two-family dwelling; and

(3) Shall not collect a fee for the services described in subdivisions (1) and (2) of this subsection.

4. In no event shall a fire protection district or its board enact, adopt, or implement any bylaws, ordinances, orders, rules, or regulations that pertain, in any manner, to either the subdivision of land for the purpose of residential construction or to the construction, installation, and erection of any improvements, infrastructure, and utility facilities related to or for the purpose of serving residential construction.

5. Notwithstanding any provision in this section to the contrary, a fire protection district may enter into a contract with a county, city, town, or village to assist in the implementation of the residential construction regulatory system of such county, city, town, or village as it relates to fire protection issues as long as the county, city, town, or village retains jurisdiction over the implementation and enforcement of such system.

6. (1) Any fire protection district funded in whole or in part through a designated voter-approved tax shall not charge any additional fees or permit charge for additional services without voter approval from the voters of the entire county in which the fire protection district is located.

(2) Any inspection fees charged by a fire protection district shall be billed at a flat rate of one hundred dollars per hour of actual time spent on site doing solely inspections. No charges shall be

charged prior to the inspection based on estimated cost of the inspection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 3, Line 14, by inserting after said line the following:

"Further amend said bill, Page 24, Section 105.145, Line 88, by inserting after all of said section and line the following:

"**105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".**

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under subsection 4 of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency, unless consented to by an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri ethics commission or the Missouri state highway patrol as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri state highway patrol or the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

(4) Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

(5) Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal information absent a specific finding of good cause;

(6) Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made public by state law; or

(7) Any request from a public agency for a list of the directors and officers of an entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate

Committee Substitute for Senate Bill No. 724, Page 3, Line 14, by inserting after said line the following:

"Further amend said bill, Page 7, Section 64.231, Line 25, by inserting after said section and line the following:

"**67.2300. 1. As used in this section, the following terms mean:**

(1) "Department", any department authorized to allocate funds raised by the state or federal funds received by the state for housing or homelessness;

(2) "State funds", any funds raised by the state and federal funds received by the state for housing or homelessness, but shall not include any federal funds not able to be used for housing programs pursuant to this section due to federal statutory or regulatory restrictions.

2. State funds for the homeless shall be used for the following:

(1) For parking areas, each area shall provide:

(a) Access to potable water and electric outlets; and

(b) Access to bathrooms sufficient to serve all of the parking areas;

(2) For camping facilities, individuals experiencing homelessness may camp and store personal property at such facilities, which shall be subject to the following:

(a) Individuals shall only camp and store personal property at such facilities in the areas designated to each individual by the agency providing the camping facilities; and

(b) Individuals shall complete a mental health and substance use evaluation as designated by a state or local agency;

(3) For individual shelters, which shall be subject to the following:

(a) Be suitable to house between one and three individuals;

(b) Provide basic sleeping accommodations and access to electricity;

(c) Provide adequate access to showers and bathroom facilities; and

(d) Be limited to occupation by each individual for a period of not more than two years;

(4) For congregate shelters housing more than four homeless individuals in one space, state funds shall be available only to the extent the shelter monitors and provides programs to improve the employment, income, and prevention of return to homelessness of individuals leaving those shelters. The department shall provide performance payments of up to ten percent for such programs that meet guidelines as established by the department.

Individuals utilizing such facilities pursuant to this subsection shall be entered into a homelessness management information system maintained by the local continuum of care.

3. A private campground owner or an employee or officer of a private campground operating such facility pursuant to this section shall be subject to the provisions of section 537.328.

4. (1) State funds otherwise used for the construction of permanent housing for the homeless shall be used to assist such individuals with substance use, mental health treatment, and other services,

including short-term housing. The department shall provide up to twenty-five percent of the base allocation of such funds as performance payments to political subdivisions or not-for-profit organizations providing such services as rewards for meeting predetermined goals on reductions of:

(a) Days unhoused;

(b) Days in jail or prison; and

(c) Days hospitalized, with the weights of such days to be determined by the department.

(2) Political subdivisions and not-for-profit organizations may use state grants otherwise used for permanent housing to conduct surveys to identify individuals with the greatest number of days unhoused, in jail or prison, or hospitalized but these expenses shall not exceed ten percent of the total grant amount.

5. No person shall be permitted to use state-owned lands for unauthorized sleeping, camping, or the construction of long-term shelters. Any violation of this subsection shall be a class C misdemeanor; however, for the first offense such individual shall be given a warning, and no citation shall be issued unless that individual refuses to move to any offered services or shelter.

6. (1) A political subdivision shall not adopt or enforce any policy under which the political subdivision prohibits or discourages the enforcement of any order or ordinance prohibiting public camping, sleeping, or obstructions of sidewalks.

(2) In compliance with subsection 5 of this section, a political subdivision shall not prohibit or discourage a peace officer or prosecuting attorney who is employed by or otherwise under the direction or control of the political subdivision from enforcing any order or ordinance prohibiting public camping, sleeping, or obstructions of sidewalks.

(3) The provisions of this section shall not prohibit a policy of any political subdivision that encourages diversion programs or offering of services in lieu of a citation or arrest.

(4) The attorney general shall have the power to bring a civil action in any court of competent jurisdiction against any political subdivision to enjoin the political subdivision from violating the provisions of this subsection.

(5) The attorney general may recover reasonable expenses incurred in any civil action brought under this section, including court costs, reasonable attorney's fees, investigative costs, witness fees, and deposition costs.

7. Any political subdivision with a higher per-capita rate of homelessness than the state average, as determined by the most recent United States census numbers for the overall population and the most recent federal Department of Housing and Urban Development homelessness point-in-time continuum of care, as defined by 24 C.F.R. 578.5(a), in which the political subdivision is located, shall, within one year of the passage of this act, receive no further state funding by the department until the department determines:

(1) The political subdivision has a per-capita rate of unsheltered homeless individuals at or below the state average; or

(2) The political subdivision is in compliance with subsection 6 of this act.

8. The department authorized to allocate funds pursuant to this section may promulgate all rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2023, shall be invalid and void.

9. The provisions of this section, including references to the disbursement of state grants and funds, shall not apply to shelters for victims of domestic violence as defined in section 455.200."; and

Further amend said bill, Page 39, Section 50.810, Line 39, by inserting after said section and line the following:

"Section B. The enactment of section 67.2300 of this act shall become effective on January 1, 2023."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3 TO
HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 3, Line 14, by inserting after said line the following:

"Further amend said bill, Page 32, Section 164.450, Line 19, by inserting after said section and line the following:

"**195.825. 1. "Entity", the same meaning as in Article XIV, Section 1, of the Missouri Constitution.**

2. Records identifying entities licensed under Article XIV, Section 1, of the Missouri Constitution; the ownership structure of such entities; or the individual owners or others with financial or controlling interest in such entities shall not be considered closed records under Article XIV, Section 1, Subsection 3(5) of the Missouri Constitution or under chapter 610, RSMo.

3. The department of health and senior services shall be required to provide the general assembly, or a committee thereof, with access to such records for the purpose of allowing the legislature to determine the following:

(1) Whether the department has adequately exercised the authority granted to it in Article XIV, Section 1, Subsection 3(1)(a) of the Missouri Constitution to grant or refuse state licenses;

(2) Whether patient access has been unreasonably restricted, as provided in Article XIV, Section 1, Subsection 3(1)(b) of the Missouri Constitution;

(3) Whether scoring of license applications has been limited to the criteria provided in Article XIV, Section 1, Subsection 3(1)(h) of the Missouri Constitution;

(4) Whether any entities have received more licenses than allowed under Article XIV, Section 1, Subsection 3(8)-(10); or

(5) Whether there is need for the department to lift or ease any limit on the number of licensees

or certificate holders in order to meet the demand for marijuana for medical use by qualifying patients, as provided under Article XIV, Section 1, Subsection 3(1) of the Missouri Constitution.

4. The provisions of Section 3 of this section shall be considered purposes under which release of reports or other information obtained by a license applicant or licensee is authorized under Article XIV, Section 1, Subsection 3(5) of the Missouri Constitution."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Section A, Line 9, by inserting after all of said section and line the following:

"**44.251. 1. This section shall be known and may be cited as the "Protecting Missouri's Small Businesses Act".**

2. As used in this section, the following terms mean:

(1) "Reason outside the business organization's control", any reason for which the governor proclaims a state of emergency as provided in chapter 44. Such reasons include, but are not limited to, communicable disease spread by direct human contact such as person-to-person contact or droplet spread. Such reasons shall not be construed to include violations of sanitation or food safety rules or structural safety rules;

(2) "Shutdown order", any order by the state or any agency or political subdivision thereof to close a business organization during a state of emergency declared by the governor that is caused by any reason outside the business organization's control.

3. The general assembly hereby finds and declares the following:

(1) It is an essential function of state government to protect the public health, welfare, peace, safety, and the economic viability and well-being of Missourians;

(2) One method of protecting Missourians is to preserve and promote the economic viability, well-being, and development of businesses in this state;

(3) States of emergency may require the state and its political subdivisions to take necessary emergency actions for the protection of Missourians that may adversely affect the economic viability and well-being of Missourians and businesses in the state;

(4) Such governmental actions should not be entered into without careful consideration of and appropriate concern for the lasting effects that may cause economic loss to Missourians and businesses in the state;

(5) It is the public policy of the state of Missouri that a political subdivision shall give appropriate consideration to the effects of its actions on the economic well-being of Missourians and businesses in the state; and

(6) To ensure that a political subdivision gives appropriate consideration to such actions, a political subdivision shall participate in economic losses caused by the political subdivision's actions affecting Missourians and businesses in the state as provided in this section.

4. (1) Notwithstanding any other provision of law to the contrary, beginning January 1, 2023, if any political subdivision with jurisdiction over a business implements any shutdown order or orders after the governor declares a state of emergency as provided in this chapter and the business closes solely due to such shutdown order or orders for at least twenty-one consecutive days or at least forty-five cumulative days, the following shall apply:

(a) Any fee for a business license imposed by the political subdivision with jurisdiction over the business shall be waived for the business during the period of the shutdown order or orders or six months, whichever is longer. Fees for a business license may be prorated; and

(b) The political subdivision with jurisdiction over the business shall reduce the real and personal property tax liability of such business based on the number of days the business was shut down in a given year as follows:

a. If the shutdown order or orders end before June first, the appropriate officials responsible for assessing and levying real and personal property taxes and providing statements of taxes due in the political subdivision with jurisdiction over the business shall calculate the tax liability of such business as required by law. After such tax liability is calculated, such officials shall reduce such tax liability as required in this section. Such reduction shall be reflected on the statement of taxes due provided to the taxpayer who is liable for the property taxes of the business. Such appropriate officials shall follow all procedures for calculating such taxes and providing such statements provided by law as practicable. A taxpayer receiving a reduced statement of taxes due shall make full payment of such reduced taxes before the delinquency date as provided by law; and

b. If the shutdown order or orders remain in effect on or after June first, the taxpayer who is liable for the property taxes of the business shall make full payment of taxes due before the delinquency date as provided by law. The appropriate officials responsible for assessing and levying real and personal property taxes and providing statements of taxes due in the political subdivision with jurisdiction over the business shall:

(i) Notify such taxpayer, at the same time the taxpayer's statement of taxes due is provided to the taxpayer as required by law, that the taxpayer may apply for a refund of a portion of the property tax liability of such business as provided in this section;

(ii) Provide a method of applying for a refund of such portion of such tax liability, by which the taxpayer shall provide any information required by the appropriate officials to assist in the calculation of such portion. A refund application made as provided in this subparagraph shall be submitted to the appropriate official no later than the January fifteenth immediately following the refund notification;

(iii) Calculate the amount of such allowable portion to be refunded and notify the taxpayer of such amount. All such calculations for all refund applications shall be completed no later than the February fifteenth following the refund notification; and

(iv) Make payments of all refunds to all taxpayers eligible for the refund. All such payments of refunds shall be completed no later than the March fifteenth immediately following the refund notification.

(2) Notwithstanding any other provision of this section to the contrary, a taxpayer whose tax liability is reduced as provided in this subsection and who leases or rents all or a portion of the

taxpayer's affected real property to one or more renters or lessors shall distribute such amount by which the tax liability is reduced on a pro rata basis to such renters or lessors who are current on all lease or rental payments owed to the taxpayer whose tax liability is reduced.

5. This section shall not be construed to apply to fees required for a license or certification of an individual to practice a profession.

6. This section shall not be construed as an exemption of property from taxation requiring the state to provide restitution or a replacement of revenues lost to a political subdivision. Any action taken by a political subdivision that results in a recalculation or refund of taxes or revenues lost by the political subdivision, or both, shall be construed as an exercise of the political subdivision's authority to levy and collect local tax revenues as provided by state law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 8

Amend House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Line 5, by inserting after the word "**contract**" the words "**for the purchase of any services, supplies, information technology, or construction,**"; and

Further amend said amendment and page, Line 16, by inserting after the word "**funding**" the phrase "**, provided such entity conducts commercial activity or transacts business in sectors of the Russian Federation economy that are subject to sanctions imposed by the United States Department of Treasury Office of Foreign Assets Control and provided such entity is prohibited by such sanctions from engaging in such commercial activity or business**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Section A, Line 9, by inserting after all of said section and line the following:

"**34.605. 1. No public or private entity receiving public funds shall enter into a contract with Russia, Russian entities, or any other country adversely occupying or attacking a North Atlantic Treaty Organization (NATO) member, Ukraine, Finland, Sweden, or Georgia; except that, nothing in this section shall apply to transactions authorized under Ukraine General License Number 18 issued on February 21, 2022, by the Office of Foreign Assets Control of the United States Department of the Treasury.**

2. As used in this section, the following terms mean:

(1) "Private entity", any for-profit or not-for-profit organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company, sole proprietorship, or other entity or business association, including all wholly owned subsidiaries, majority-owned subsidiaries, parent companies, or affiliates of those entities or business associations that receives any public funding;

(2) "Public entity", the state of Missouri, or any political subdivision thereof, including all boards, commissions, agencies, institutions, authorities, and bodies politic and corporate of the state, created

by or in accordance with state law or regulations;

(3) "Russia" or "Russian entity", the country of Russia or any for-profit or not-for-profit organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company, sole proprietorship, or other entity or business association, including all wholly owned subsidiaries, majority-owned subsidiaries, parent companies, or affiliates of those entities or business associations organized under the laws of Russia.

3. Any contract that fails to comply with the provisions of this section shall be void against public policy.

4. The commissioner of administration or his or her designee may promulgate regulations to implement the provisions of this section so long as they are consistent with this section and do not create any exceptions. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority of this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 9

Amend House Amendment No. 9 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Line 2, by inserting after the number "724," the following:

"Page 7, Section 64.231, Line 25, by inserting after said section and line the following:

"67.653. 1. The authority shall have the following powers:

(1) To acquire by gift, bequest, purchase, lease or sublease from public or private sources and to plan, construct, operate and maintain, or to lease or sublease to or from others for construction, operation and maintenance, convention centers, sports stadiums, field houses, indoor and outdoor convention, recreational, and entertainment facilities and centers, playing fields, parking facilities and other suitable concessions, and all things incidental or necessary to a complex suitable for all types of convention, entertainment and meeting activities and for all types of sports and recreation, either professional or amateur, commercial or private, either upon, above or below the ground, except that no such stadium, complex or facility shall be used, in any fashion, for the purpose of horse racing or dog racing, and any stadium, complex or facility newly constructed by the authority shall be suitable for multiple purposes and designed and constructed to meet National Football League franchise standards and shall be located adjacent to an existing convention facility;

(2) To adopt bylaws for the regulation of its affairs and the conduct of its business;

(3) To maintain an office, and to conduct its meetings at such place or places in the city or in the county as it may designate;

(4) To charge and collect fees and rents for use of the facilities owned or operated by it or leased or subleased from or to others and to deposit any funds received under the provisions of sections 67.650 to 67.658 in a savings or checking account in a bank, credit union, or savings and loan association in this state;

(5) To adopt a common seal;

(6) To contract and to be contracted with, including, but without limitation, the authority to enter into contracts with cities, counties and other political subdivisions and public agencies under sections 70.210 to 70.325, and otherwise, and to enter into contracts with other entities, in connection with the acquisition by gift, bequest, purchase, lease or sublease and in connection with the planning, construction, financing, leasing, subleasing, operation and maintenance of any convention or sports facility and for any other lawful purpose, and to sue and to be sued;

(7) To receive for its lawful activities any rentals, contributions or moneys appropriated or otherwise designated for payment to the authority by municipalities, counties, state or other political subdivisions or public agencies or by the federal government or any agency or officer thereof or from any other source;

(8) To disburse funds for its lawful activities and fix salaries and wages of its officers and employees;

(9) To invest any of the authority's funds in such types of investments as shall be determined by a resolution adopted by the commissioners of the authority;

(10) To borrow money for the acquisition, planning, construction, equipping, operation, maintenance, repair, extension and improvement of any facility, or any part or parts thereof, which it has the power to own, lease or operate, and for any other proper corporate purpose, and to issue negotiable notes, bonds, or other instruments in writing as evidence of sums borrowed, as hereinafter provided in this section:

(a) Bonds issued hereunder shall be issued pursuant to a resolution adopted by the commissioners of the authority which shall set out the estimated cost to the authority of the proposed facility or facilities, and shall further set out the amount of bonds to be issued, their purpose or purposes, their date or dates, denomination or denominations, rate or rates of interest, time or times of payment, both of principal and of interest, place or places of payment and all other details in connection therewith. Any such bonds may be subject to such provision for redemption prior to maturity, with or without premium, and at such times and upon such conditions as may be provided by the resolution;

(b) Notwithstanding the provisions of section 108.170, such bonds shall bear interest at such rate or rates determined by the authority and shall mature within a period not exceeding fifty years and may be sold at public or private sale for not less than ninety-five percent of the principal amount thereof. Bonds issued by the authority shall possess all of the qualities of negotiable instruments under the laws of this state;

(c) Such bonds may be payable to bearer, may be registered or coupon bonds and if payable to bearer, may contain such registration provisions as to either principal and interest, or principal only, as may be provided in the resolution authorizing the same, which resolution may also provide for the exchange of registered and coupon bonds. Such bonds and any coupons attached thereto shall be signed in such manner and by such officers of the authority as may be provided for by the resolution authorizing the same. The authority may provide for the replacement of any bond which shall become mutilated, destroyed or lost;

(d) Bonds issued by the authority shall be payable as to principal, interest and redemption premium, if any, out of all or any part of the general funds of the authority, including rents, revenues, receipts and income derived and to be derived for the use of any facility or combination of facilities, or any part or parts

thereof, acquired, constructed, improved or extended in whole or in part from the proceeds of such bonds, including but not limited to convention center and stadium rentals, concessions, parking facilities and from funds derived from any other facilities or part or parts thereof, owned or operated by the authority, all or any part of which rents, revenues, receipts and income the authority is authorized to pledge for the payment of said principal, interest, and redemption premium, if any, except that direct appropriations of tax revenues received by the authority pursuant to sections 67.656 and 67.657 or otherwise, other than appropriations for the payment of rent, shall not be pledged for the payment of such bonds. Neither the commissioners of the authority nor any person executing its bonds shall be personally liable on such bonds by reason of the issuance thereof. Bonds issued under the provisions of sections 67.653 to 67.655 shall not constitute a debt, liability, or obligation of this state, or any political subdivision of this state, nor shall any such obligations be a pledge of the faith and credit of this state, but shall be payable solely from the revenues and assets held by the authority. The issuance of bonds under sections 67.653 to 67.655 shall not, directly, indirectly, or contingently, obligate the state of Missouri or any political subdivision thereof, or the authority, to levy any form of taxation therefor or to make any appropriation for their payment. Each obligation or bond issued under sections 67.653 to 67.655 shall contain on the face thereof a statement to the effect that the authority shall not be obligated to pay the same nor the interest on such bond, except from the revenues received by the authority or assets of the authority lawfully pledged therefor, and that neither the faith and credit nor the taxing power of this state or of any political subdivision of this state is pledged to the payment of the principal of or the interest on such obligation or bond. Bonds issued pursuant to this section may be further secured by a mortgage, deed of trust, trust agreement, pledge agreement, assignment or security agreement upon the rents, revenues, receipts and income herein referred to or any part thereof, or upon any leasehold interest or other property owned by the authority, or any part thereof, whether then owned or thereafter acquired, except that direct appropriations of tax revenues received by the authority pursuant to sections 67.656 and 67.657 or otherwise, other than appropriations for the payment of rent, shall not secure such bonds. The proceeds of such bonds shall be disbursed in such manner and under such restrictions as the authority may provide in the resolution authorizing the issuance of such bonds or in any such mortgage, deed of trust, trust agreement, pledge agreement or security agreement;

(e) The authority shall fix and maintain rates and rentals and make and collect charges for the use and services of its interest in the facility or facilities or any part thereof owned or operated by the authority which shall be sufficient to pay the cost of operation and maintenance thereof, to pay the principal of and interest on any such bonds payable from such rates, rentals and charges and to provide funds sufficient to meet all requirements of the resolution by which such bonds have been issued;

(f) The resolution authorizing the issuance of any such bonds may provide for the allocation of rents, revenues, receipts and income derived and to be derived by the authority from the use of any facility or part thereof, and of the proceeds received pursuant to sections 67.656 and 67.657, into such separate accounts as shall be deemed to be advisable to assure the proper operation and maintenance of any facility or part thereof and the prompt payment of any bonds issued to finance all or any part of the costs thereof. Such accounts may include reserve accounts necessary for the proper operation and maintenance of any such facility or any part thereof, and for the payment of any such bonds. Such resolution may include such other covenants and agreements by the authority as in its judgment are advisable or necessary properly to secure the payment of such bonds;

(g) The authority may issue negotiable refunding bonds for the purpose of refunding, extending or unifying the whole or any part of such bonds then outstanding, or any bonds, notes or other obligations issued by any other public agency, public body or political subdivision in connection with any facilities to

be acquired, leased or subleased by the authority, which refunding bonds shall not exceed the amount necessary to refund the principal of the outstanding bonds to be refunded and the accrued interest thereon to the date of such refunding, together with any redemption premium, amounts necessary to establish reserve and escrow funds and all costs and expenses incurred in connection with the refunding. The authority may provide for the payment of interest on such refunding bonds at a rate in excess of the bonds to be refunded;

(h) In case any of the commissioners or officers of the authority whose signatures appear on any bonds or coupons shall cease to be such commissioners or officers before the delivery of such bonds, such signatures shall, nevertheless, be valid and sufficient for all purposes, the same as if such commissioners or officers had remained in office until such delivery;

(i) The authority is hereby declared to be performing a public function and bonds of the authority are declared to be issued for an essential public and governmental purpose and, accordingly, interest thereon and income therefrom shall be exempt from income taxation by the state of Missouri;

(11) To condemn any and all rights or property of any kind or character, necessary for the purposes of the authority, in the manner provided in chapter 523, except that no property now or hereafter vested in or held by the state, the county or the city shall be taken by the authority without the authorization or consent of such party; provided however, that the authority shall provide relocation benefits to all individuals and businesses, occupying said property, in the same manner as such relocation benefits are provided pursuant to the federal Relocation Assistance Act;

(12) To perform all other necessary and incidental functions, and to exercise such additional powers as shall be conferred by the general assembly or by act of Congress.

2. The authority shall proceed to carry out its duties, functions and powers in accordance with sections 67.650 to 67.658, and the authority is vested with all necessary and appropriate powers not inconsistent with the constitution or the laws of the United States to effectuate the same, except the power to levy taxes or assessments. In no event shall the state be liable for any deficiency or indebtedness incurred by the authority.

3. The authority shall grant or award at least fifteen percent of all contracts, employment opportunities, professional services and all other special contracts to persons who are members of a racial minority group, as defined in section 37.013.

4. The authority and any city, county, other political subdivision or public agency obtaining funds pursuant to the provisions of this chapter shall be subject to the provisions of sections 34.073 and 34.076.

5. Notwithstanding any provision of sections 67.650 to 67.658 to the contrary, all funds in the economic development trust fund established under section 67.656 shall be used solely for economic development purposes benefiting the people of St. Louis County and the City of St. Louis.

6. Notwithstanding any provision of sections 67.650 to 67.658 to the contrary, all votes of the commission to appropriate, disburse or invest moneys in the economic development trust fund established under section 67.656 shall require a two-thirds majority affirmative vote of all of the commissioners and shall be supported by at least one commissioner from the City of St. Louis and at least one commissioner from St. Louis County.

7. The authority shall have the duties, functions and powers under sections 67.650 to 67.658 with

respect to the use of moneys in the economic development trust fund established under section 67.656, so long as such moneys are used for economic development purposes benefitting the people of St. Louis County and the City of St. Louis. The authority shall have the additional power to use moneys in the economic development trust fund established under section 67.656 to fulfill the responsibility of St. Louis County or the City of St. Louis to provide matching dollars for state, federal, or other grants that serve economic development purposes.

67.656. 1. A "Regional Convention and Sports Complex Fund", is hereby created. The regional convention and sports complex fund shall be administered by the authority and used to carry out the provisions of sections 67.650 to 67.658. The provisions of section 33.080 to the contrary notwithstanding, all moneys in the fund created by this section shall not be transferred and placed to the credit of the general revenue fund at the end of each biennium.

2. The regional convention and sports complex fund shall be funded with any rents, fees or charges received by the authority pursuant to any contract, agreement, lease or sublease provided for in subsection 3 of section 67.657. If the amounts received by the authority and deposited in the regional convention and sports complex fund are insufficient to discharge the obligations incurred in connection with the financing of any facility, the user, tenant or lessee that secured a letter of credit, policy of insurance or guaranty securing payment of any bonds or other indebtedness issued by the authority to fund the construction of such facility, shall deposit such shortfall in the regional convention and sports complex fund at such time or times as are necessary to discharge the authority's obligations.

3. An "Economic Development Trust Fund" is hereby created. Notwithstanding any provision of sections 67.650 to 67.658 to the contrary, all moneys that the commission has or will receive by or resulting from settlement or resolution of any dispute or litigation relating to the National Football League or any franchise or professional sports team that is or was formerly affiliated with the National Football League shall be deposited by the authority in the Economic Development Trust Fund.

4. Notwithstanding any provision of sections 67.650 to 67.658 to the contrary, the moneys in the Economic Development Trust Fund shall not be deemed to be part of the general funds of the authority. The provisions of section 33.080 to the contrary notwithstanding, all moneys in the Economic Development Trust Fund shall not be transferred and placed to the credit of the general revenue fund at the end of each biennium."; and

Further amend said bill,": and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 9

Amend House Amendment No. 9 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 2, Line 34, by inserting after all of said line the following:

"Further amend said bill, Page 35, Section 473.742, Line 84, by inserting after all of said section and line the following:

"575.095. 1. A person commits the offense of tampering with a judicial officer if, with the purpose to

harass, intimidate or influence a judicial officer in the performance of such officer's official duties, such person:

(1) Threatens or causes harm to such judicial officer or members of such judicial officer's family;

(2) Uses force, threats, or deception against or toward such judicial officer or members of such judicial officer's family;

(3) Offers, conveys or agrees to convey any benefit direct or indirect upon such judicial officer or such judicial officer's family;

(4) Engages in conduct reasonably calculated to harass or alarm such judicial officer or such judicial officer's family, including stalking pursuant to section 565.225 or 565.227[.] **;**

(5) Disseminates through any means, including by posting on the internet, the judicial officer or the judicial officer's family's personal information.

2. A judicial officer for purposes of this section shall be a judge **or commissioner of the state or federal court**, arbitrator, special master, juvenile officer, deputy juvenile officer, state prosecuting or circuit attorney, state assistant prosecuting or circuit attorney, [juvenile court commissioner,] state probation or parole officer, or referee.

3. A judicial officer's family for purposes of this section shall be:

(1) Such officer's spouse; or

(2) Such officer or such officer's spouse's ancestor or descendant by blood or adoption; or

(3) Such officer's stepchild, while the marriage creating that relationship exists[.]**; or**

(4) "Personal information" for purposes of this section includes a Social Security number, federal tax identification number, checking and savings account numbers, credit card numbers, marital status, and identity of a child under eighteen years of age.

4. The offense of tampering with a judicial officer is a class D felony. **However, if a violation of this section results in death or bodily injury to the judicial officer or a member of the judicial officer's family, the offense shall be a class B felony.**

Section 1. 1. A person commits the offense of tampering with an election official if, with the purpose to harass or intimidate an election official in the performance of such official's official duties, such person:

1) Threatens or causes harm to such election official or members of such election official's family;

(2) Uses force, threats, or deception against or toward such election official or members of such election official's family;

(3) Attempts to induce, influence, or pressure an election official or members of an election official's family to violate state law or the Constitution;

(4) Engages in conduct reasonably calculated to harass or alarm such election official or such election official's family, including stalking pursuant to section 565.225 or 565.227;

(5) Disseminates through any means, including by posting on the internet, the personal

information of an election official or any member of an election official's family. For purposes of this section, "personal information" includes a Social Security number, federal tax identification number, checking and savings account numbers, credit card numbers, marital status, or identity of a child under eighteen years of age.

2. For the purposes of this section, the term "election official" includes election judges, challengers, watchers, and other volunteers or employees of an election authority. The offense of tampering with an election official shall be a class D felony. If a violation of this section results in death or bodily injury to an election official or a member of the official's family, the offense shall be a class B felony."; and'; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 33, Section 407.475, Line 12, by inserting after all of said section and line the following:

"**436.337. Notwithstanding any other provision of law, no political subdivision shall require a property owner to have a home inspection conducted of a residential property regarding the sale of the property. This provision shall not apply to any inspection requirement of new construction or occupancy permits.**"; and

Further amend said bill and page, Section 442.130, Line 6, by inserting after all of said section and line the following:

"442.403. 1. Any restrictive covenant recitals on property, real or personal, found in any deeds, plats, restrictions, covenants, or other conveyances of any type or nature, filed for record at any time in the office of the recorder of deeds in any county**[**, which relate**] that relate** to the race, color, religion, or national origin of any person**[**,**]** shall be void and unenforceable**[**,**]** and shall be ignored, as if the same never existed.

2. Any person or legal entity with an interest in real property or any agent of such person or entity, shall not incur any liability by reason of the mere existence of a restrictive covenant described in subsection 1 of this section in any document filed for record before May 3, 1948, in any recorder of deeds' office.

3. No deed recorded on or after August 28, 2022, shall contain a reference to the specific portion of a restrictive covenant purporting to restrict the ownership or use of the property as prohibited under subsection 1 of this section. A recorder of deeds may refuse to accept any deed submitted for recording that references the specific portion of any such restrictive covenant. The person who prepares or submits a deed for recording has the responsibility of ensuring that the specific portion of such a restrictive covenant is not specifically referenced in the deed prior to such deed being submitted for recording. A deed may include a general provision that states that such deed is subject to any and all covenants and restrictions of record; however, such provision shall not apply to the specific portion of a restrictive covenant purporting to restrict the ownership or use of the property as prohibited under subsection 1 of this section. Any deed that is recorded after August 27, 2022, that mistakenly contains such a restrictive covenant shall nevertheless constitute a valid transfer of real property.

4. Any restrictive covenant prohibited under subsection 1 of this section may be released by the owner of real property subject to such covenant by recording a certificate of release of prohibited covenants. The real property owner may record a certificate either prior to recording of a deed

conveying real property to a purchaser or when such real property owner discovers that such prohibited covenant exists and chooses to affirmatively release the same. A certificate may be prepared without assistance of an attorney but shall conform substantially to the following certificate of release of prohibited covenants form:

Certificate of Release of Prohibited Covenants

Place of record: _____

Date of instrument containing prohibited covenant(s): _____

Instrument type: _____

Deed book _____ page ____ or plat book _____ page_____

Name(s) of grantor(s): _____

Name(s) of current owner(s): _____

Real property description: _____

Specific description of prohibited covenant, including a citation to the location within the instrument: _____

The covenant contained in the above-mentioned instrument is released from the above-described real property to the extent that it contains terms purporting to restrict the ownership or use of the property as prohibited by 442.403, RSMo.

The undersigned (is/are) the legal owner(s) of the property described herein.

Given under my/our hand(s) this _____ day of _____, 20__.

_____

_____

(Current owners)

(County/city) of _____.

State of Missouri

Subscribed and sworn to before me this _____ day of _____, 20__.

_____

Notary public

My commission expires: _____"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 32, Section 164.450, Line 19, by inserting after all of said section and line the following:

"**260.295. No building code adopted by a political subdivision shall prohibit the use of refrigerants**

that are approved for use under the provisions of 42 U.S.C. Section 7671k or the regulations promulgated thereunder, provided any related equipment is installed in accordance with the provisions of 42 U.S.C. Section 7671k or the regulations promulgated thereunder. Any provision of a building code that violates this section shall be null and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 32, Section 164.450, Lines 1 to 19, by deleting all of the said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 35, Section 473.742, Line 84, by inserting after all of said section and line the following:

"**535.012. No county, municipality, or other political subdivision shall impose or enforce a moratorium on eviction proceedings unless specifically authorized by state law.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 7, Section 64.231, Line 25, by inserting after all of said section and line the following:

"**79.235. 1. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes the mayor of a city of the fourth classification to appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city, regardless of whether the position to which the appointment is made is considered an officer of the city under section 79.250.**

2. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes a mayor to appoint a member of a board that manages a municipal utility of the city, any requirement that the appointed person be a resident of the city shall be deemed satisfied if all of the following conditions are met:

(1) The board has no authority to set utility rates or to issue bonds;

(2) The person resides within five miles of the city limits;

(3) The person owns real property or a business in the city;

(4) The person or the person's business is a customer of a public utility, as described under section 91.450, managed by the board; and

(5) The person has no pecuniary interest in, and is not a board member of, any utility company that offers the same type of service as a utility managed by the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR
HOUSE AMENDMENT NO. 14

Amend House Substitute Amendment No. 1 for House Amendment No. 14 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Line 12, by inserting after said line the following:

"Further amend said bill, Page 4, Section 50.820, Line 29, by inserting after all of said section and line the following:

"51.050. No person shall be elected or appointed clerk of the county commission unless such person be a citizen of the United States, **[**over the age of twenty-one years**]** **twenty-one years of age or older**, and shall have resided within the state one whole year, and within the county for which the person is elected one year just prior to such person's election; and every clerk shall after the election continue to reside within the county for which such person is clerk.

55.060. No person shall be elected or appointed county auditor of a county of the first class not having a charter form of government or of a county of the second class unless he **or she** is a citizen of the United States **[**above the age of twenty-one years**] , twenty-one years of age or older**, and has resided within the state for one whole year and within the county for which he **or she** is elected or appointed for three months immediately preceding the election or his **or her** appointment. He **or she** shall also be a person familiar with the theory and practice of accounting by education, training**,** and experience and able to perform the duties imposed upon the county auditor by the provisions of this chapter. The county auditor shall, after his **or her** appointment or election, reside in the county for which he **or she** is auditor.

58.030. No person shall be elected or appointed to the office of coroner unless he **or she** be a citizen of the United States, **[**over the age of twenty-one years**]** **twenty-one years of age or older**, and shall have resided within the state one whole year, and within the county for which he **or she** is elected, six months next preceding the election."; and

Further amends said bill, Page 7, Section 59.310, Line 91, by inserting after said section and line the following:

"60.010. 1. At the regular general election in the year 1948, and every four years thereafter, the voters of each county of this state in counties of the second, third, and fourth classification shall elect a registered land surveyor as county surveyor, who shall hold office for four years and until a successor is duly elected, commissioned and qualified. The person elected shall be commissioned by the governor.

2. No person shall be elected or appointed surveyor unless such person is a citizen of the United States, **[**over the age of twenty-one years**]** **twenty-one years of age or older**, a registered land surveyor, and shall have resided within the state one whole year. An elected surveyor shall have resided within the county for which the person is elected six months immediately prior to election and shall after election continue to reside within the county for which the person is surveyor. An appointed surveyor need not reside within the county for which the person is surveyor.

3. Notwithstanding the provisions of subsection 1 of this section, or any other law to the contrary, the county commission of any county of the third or fourth classification may appoint a surveyor following the deadline for filing for the office of surveyor, if no qualified candidate files for the office in the general

election in which the office would have been on the ballot, provided that the notice required by section 115.345 has been published in at least one newspaper of general circulation in the county. The appointed surveyor shall serve at the pleasure of the county commission, however, an appointed surveyor shall forfeit said office once a qualified individual, who has been duly elected at a regularly scheduled general election where the office of surveyor is on the ballot and who has been commissioned by the governor, takes office. The county commission shall fix appropriate compensation, which need not be equal to that of an elected surveyor."; and

Further amend said bill and page, Section 64.231, Line 25, by inserting after said section and line the following:

"77.230. No person shall be mayor unless he **or she** be at least **[**thirty**] twenty-one** years of age, a citizen of the United States and a resident of such city at the time of and for two years next preceding his **or her** election. When two or more persons shall have an equal number of votes for the office of mayor, the matter shall be determined by the council.

79.080. No person shall be mayor unless he **or she** be at least **[**twenty-five**] twenty-one** years of age, a citizen of the United States and a resident of the city at the time of and for at least one year next preceding his **or her** election."; and

Further amend said bill, Page 21, Section 92.855, Line 11, by inserting after said section and line the following:

"**105.035. No person shall be appointed to an elected public office in the state of Missouri who is delinquent in the payment of state income tax, personal property tax, municipal tax, or real property tax on the person's place of residence. A candidate for such appointed public office shall provide the appointing authority thereof with a signed and notarized affidavit stating that all state income taxes and property taxes, both personal property and real property, have been paid or the fact that no taxes were owed for the two fiscal years immediately prior to the filing deadline for the requisite elective public office.**"; and

Further amend said bill, Page 32, Section 140.1012, Line 30, by inserting after all of said section and line the following:

"162.291. The voters of each seven-director district other than urban districts shall, at municipal elections, elect two directors who are citizens of the United States and resident taxpayers of the district, who have resided in this state for one year next preceding their election or appointment, and who are **[**at least twenty-four years of age**] twenty-one years of age or older**."; and

Further amend said bill and page, Section 164.450, Line 19, by inserting after all of said section and line the following:

"190.050. 1. After the ambulance district has been declared organized, the declaring county commission, except in counties of the second class having more than one hundred five thousand inhabitants located adjacent to a county of the first class having a charter form of government which has a population of over nine hundred thousand inhabitants, shall divide the district into six election districts as equal in population as possible, and shall by lot number the districts from one to six inclusive. The county commission shall cause an election to be held in the ambulance district within ninety days after the order establishing the ambulance district to elect ambulance district directors. Each voter shall vote for one director from the ambulance election district in which the voter resides. The directors elected from districts one and four shall

serve for a term of one year, the directors elected from districts two and five shall serve for a term of two years, and the directors from districts three and six shall serve for a term of three years; thereafter, the terms of all directors shall be three years. All directors shall serve the term to which they were elected or appointed, and until their successors are elected and qualified, except in cases of resignation or disqualification. The county commission shall reapportion the ambulance districts within sixty days after the population of the county is reported to the governor for each decennial census of the United States. Notwithstanding any other provision of law, if the number of candidates for the office of director is no greater than the number of directors to be elected, no election shall be held, and the candidates shall assume the responsibilities of their offices at the same time and in the same manner as if they have been elected.

2. In all counties of the second class having more than one hundred five thousand inhabitants located adjacent to a county of the first class having a charter form of government which has a population of over nine hundred thousand inhabitants, the voters shall vote for six directors elected at large from within the district for a term of three years. Those directors holding office in any district in such a county on August 13, 1976, shall continue to hold office until the expiration of their terms, and their successors shall be elected from the district at large for a term of three years. In any district formed in such counties after August 13, 1976, the governing body of the county shall cause an election to be held in that district within ninety days after the order establishing the ambulance district to elect ambulance district directors. Each voter shall vote for six directors. The two candidates receiving the highest number of votes at such election shall be elected for a term of three years, the two candidates receiving the third and fourth highest number of votes shall be elected for a term of two years, the two candidates receiving the fifth and sixth highest number of votes shall be elected for a term of one year; thereafter, the term of all directors shall be three years.

3. A candidate for director of the ambulance district shall, at the time of filing, be a citizen of the United States, a qualified voter of the election district as provided in subsection 1 of this section, a resident of the district for two years next preceding the election, and shall be **[**at least twenty-four years of age**] twenty-one years of age or older**. In an established district which is located within the jurisdiction of more than one election authority, the candidate shall file his or her declaration of candidacy with the secretary of the board. In all other districts, a candidate shall file a declaration of candidacy with the county clerk of the county in which he or she resides. A candidate shall file a statement under oath that he or she possesses the required qualifications. No candidate's name shall be printed on any official ballot unless the candidate has filed a written declaration of candidacy pursuant to subsection 5 of section 115.127. If the time between the county commission's call for a special election and the date of the election is not sufficient to allow compliance with subsection 5 of section 115.127, the county commission shall, at the time it calls the special election, set the closing date for filing declarations of candidacy.

204.610. 1. There shall be five trustees, appointed or elected as provided for in the circuit court decree or amended decree of incorporation for a reorganized common sewer district, who shall reside within the boundaries of the district. Each trustee shall be a voter of the district and shall have resided in said district for twelve months immediately prior to the trustee's election or appointment. A trustee shall be **[**at least twenty-five years of age**] twenty-one years of age or older** and shall not be delinquent in the payment of taxes at the time of the trustee's election or appointment. Regardless of whether or not the trustees are elected or appointed, in the event the district extends into any county bordering the county in which the greater portion of the district lies, the presiding commissioner or other chief executive officer of the adjoining county shall be an additional member of the board of trustees, or the governing body of such bordering county may appoint a citizen from such county to serve as an additional member of the board of

trustees. Said additional trustee shall meet the qualifications set forth in this section for a trustee.

2. The trustees shall receive no compensation for their services but may be compensated for reasonable expenses normally incurred in the performance of their duties. The board of trustees may employ and fix the compensation of such staff as may be necessary to discharge the business and purposes of the district, including clerks, attorneys, administrative assistants, and any other necessary personnel. The board of trustees may employ and fix the duties and compensation of an administrator for the district. The administrator shall be the chief executive officer of the district subject to the supervision and direction of the board of trustees. The administrator of the district may, with the approval of the board of trustees, retain consulting engineers for the district under such terms and conditions as may be necessary to discharge the business and purposes of the district.

3. Except as provided in subsection 1 of this section, the term of office of a trustee shall be five years. The remaining trustees shall appoint a person qualified under this section to fill any vacancy on the board. The initial trustees appointed by the circuit court shall serve until the first Tuesday after the first Monday in June or until the first Tuesday after the first Monday in April, depending upon the resolution of the trustees. In the event that the trustees are elected, said elections shall be conducted by the appropriate election authority under chapter 115. Otherwise, trustees shall be appointed by the county commission in accordance with the qualifications set forth in subsection 1 of this section.

4. Notwithstanding any other provision of law, if there is only one candidate for the post of trustee, then no election shall be held, and the candidate shall assume the responsibilities of office at the same time and in the same manner as if elected. If there is no candidate for the post of trustee, then no election shall be held for that post and it shall be considered vacant, to be filled under the provisions of subsection 3 of this section.": and

Further amend said bill, Page 33, Section 233.095, Line 9, by inserting after said section and line the following:

"247.060. 1. The management of the business and affairs of the district is hereby vested in a board of directors, who shall have all the powers conferred upon the district except as herein otherwise provided. It shall be composed of five members, each of whom shall be a voter of the district and shall have resided in said district one whole year immediately prior to his or her election. A member shall be **[**at least twenty-five years of age**] twenty-one years of age or older** and shall not be delinquent in the payment of taxes at the time of his **or her** election. Except as provided in subsection 2 of this section, the term of office of a member of the board shall be three years. The remaining members of the board shall appoint a qualified person to fill any vacancy on the board. If no qualified person who lives in the subdistrict for which there is a vacancy is willing to serve on the board, the board may appoint an otherwise qualified person who lives in the district but not in the subdistrict in which the vacancy exists to fill such vacancy.

2. After notification by certified mail that he or she has two consecutive unexcused absences, any member of the board failing to attend the meetings of the board for three consecutive regular meetings, unless excused by the board for reasons satisfactory to the board, shall be deemed to have vacated the seat, and the secretary of the board shall certify that fact to the board. The vacancy shall be filled as other vacancies occurring in the board.

3. The initial members of the board shall be appointed by the circuit court and one shall serve until the immediately following first Tuesday after the first Monday in April, two shall serve until the first Tuesday after the first Monday in April on the second year following their appointment and the remaining appointees

shall serve until the first Tuesday after the first Monday in April on the third year following their appointment. On the expiration of such terms and on the expiration of any subsequent term, elections shall be held as otherwise provided by law, and such elections shall be held in April pursuant to section 247.180.

4. In 2008, 2009, and 2010, directors elected in such years shall serve from the first Tuesday after the first Monday in June until the first Tuesday in April of the third year following the year of their election. All directors elected thereafter shall serve from the first Tuesday in April until the first Tuesday in April of the third year following the year of their election.

5. Each member of the board may receive an attendance fee not to exceed one hundred dollars for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month, except that in a county of the first classification, a member shall not be paid for attending more than four meetings in any calendar month. However, no board member shall be paid more than one attendance fee if such member attends more than one board meeting in a calendar week. In addition, the president of the board of directors may receive fifty dollars for attending each regularly or specially called board meeting, but shall not be paid the additional fee for attending more than two meetings in any calendar month. Each member of the board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district.

6. In no event, however, shall a board member receive any attendance fees or additional compensation authorized in subsection 5 of this section until after such board member has completed a minimum of six hours training regarding the responsibilities of the board and its members concerning the basics of water treatment and distribution, budgeting and rates, water utility planning, the funding of capital improvements, the understanding of water utility financial statements, the Missouri sunshine law, and this chapter.

7. The circuit court of the county having jurisdiction over the district shall have jurisdiction over the members of the board of directors to suspend any member from exercising his or her office, whensoever it appears that he or she has abused his or her trust or become disqualified; to remove any member upon proof or conviction of gross misconduct or disqualification for his or her office; or to restrain and prevent any alienation of property of the district by members, in cases where it is threatened, or there is good reason to apprehend that it is intended to be made in fraud of the rights and interests of the district.

8. The jurisdiction conferred by this section shall be exercised as in ordinary cases upon petition, filed by or at the instance of any member of the board, or at the instance of any ten voters residing in the district who join in the petition, verified by the affidavit of at least one of them. The petition shall be heard in a summary manner after ten days' notice in writing to the member or officer complained of. An appeal shall lie from the judgment of the circuit court as in other causes, and shall be speedily determined; but an appeal does not operate under any condition as a supersedeas of a judgment of suspension or removal from office.

249.140. 1. Any candidate for the office of trustee in the district shall be an American citizen **[**over the age of twenty-five years**]** **twenty-one years of age or older** and shall have been a resident within the county within which the district is situated for more than four whole years next before the date of the election at which he **or she** is a candidate and shall be a voter of the district. Any person desiring to become a candidate for the office of trustee at the election held on the original incorporation of the district, as provided in section 249.070, shall file with the county commission or with the election commissioners a statement, under oath, that he **or she** possesses the qualifications required by sections 249.010 to 249.420 for trustee and shall pay a filing fee of five dollars, whereupon his **or her** name shall be placed on the ballot as candidate for trustee. Any person desiring to become a candidate for the office of trustee in any subsequent election shall file such statement, under oath, with and pay such filing fee to the secretary of the board of

trustees, whereupon his **or her** name shall be placed on the ballot as candidate for the office of trustee.

2. At such initial election the candidate who receives the highest number of votes shall be elected for a six-year term as trustee; the candidate who receives the second highest number of votes shall be elected for a four-year term as trustee; the candidate who receives the third highest number of votes shall be elected for a two-year term as trustee.

3. After his **or her** election each trustee shall take and subscribe **[**his**] an** oath or affirmation before the clerk of the circuit court to the effect that he **or she** is qualified to act as trustee under the provisions of sections 249.010 to 249.420 and that he **or she** will perform his **or her** duties as such trustee to the best of his **or her** ability and impartially in the interest of the whole district.

321.130. A person, to be qualified to serve as a director, shall be a resident and voter of the district for at least one year before the election or appointment and **[**be over the age of twenty-four years**] shall be twenty-one years of age or older**. In the event the person is no longer a resident of the district, the person's office shall be vacated, and the vacancy shall be filled as provided in section 321.200. Nominations and declarations of candidacy shall be filed at the headquarters of the fire protection district by paying a filing fee equal to the amount of a candidate for county office as set forth under section 115.357, and filing a statement under oath that such person possesses the required qualifications. Thereafter, such candidate shall have the candidate's name placed on the ballot as a candidate for director."; and

Further amend said bill, Page 35, Section 473.742, Line 84, by inserting after said section and line the following:

"483.010. No person shall be appointed or elected clerk of any court, unless he **[**be**] or she is** a citizen of the United States, **[**above the age of twenty-one years**] twenty-one years of age or older**, and shall have resided within the state one whole year, and within the geographical area over which the court has jurisdiction or, in the case of circuit clerks, within the county from which elected, three months before the appointment or election; and every clerk shall, after his **or her** appointment or election, reside in the geographical area over which the court he **or she** serves has jurisdiction or, in the case of circuit clerks, in the county for which he **or she** is clerk."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR
HOUSE AMENDMENT NO. 14

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 724, Page 1, Section A, Line 9, by inserting after all of said section and line the following:

"**43.253. 1. Notwithstanding any other provision of law to the contrary, a minimum fee of five dollars may be charged by the Missouri state highway patrol for a records request for a Missouri Uniform Crash Report or Marine Accident Investigation Report where there are allowable fees of less than five dollars under this chapter or chapter 610. Such fee shall be in place of any allowable fee of less than five dollars.**

2. The superintendent of the Missouri state highway patrol may increase the minimum fee described in this section by no more than one dollar every other year beginning August 28, 2022; however, the minimum fee described in this section shall not exceed ten dollars."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

PRIVILEGED MOTIONS

Senator Hegeman moved that the Senate refuse to concur in **SS** for **SCS** for **SB 724**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Eslinger, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **HB 2149**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT NO. 2 ON
SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2149

The Conference Committee appointed on Senate Substitute for House Bill No. 2149, with Senate Amendment No. 1, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 3, as amended, and Senate Amendment No. 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Bill No. 2149, as amended;

2. That the House recede from its position on House Bill No. 2149;

3. That the attached Conference Committee Substitute No. 2 for Senate Substitute for House Bill No. 2149, be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Brenda K. Shields	/s/ Karla Eslinger
/s/ John Black	/s/ Jeanie Riddle
/s/ David Evans	/s/ Justin Brown
/s/ Jo Doll	/s/ Doug Beck
/s/ Patty Lewis	/s/ Jill Schupp

Senator Eslinger moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	White
Wieland	Williams—30					

NAYS—Senators

Burlison Moon—2

Absent—Senators

Riddle Washington—2

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Eslinger, **CCS No. 2** for **SS** for **HB 2149**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE NO. 2 FOR
SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2149

An Act to repeal sections 197.400, 197.445, 327.312, 327.313, 327.314, 327.331, 334.100, 334.530, 334.655, 338.055, 345.015, and 345.050, RSMo, and to enact in lieu thereof seventeen new sections relating to professional licensing, with an emergency clause for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	White	Wieland
Williams—29						

NAYS—Senators

Burlison	Eigel	Moon—3

Absent—Senators

Riddle	Washington—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Burlison	Eigel	Moon	Onder—4

Absent—Senator Riddle—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Eslinger, title to the bill was agreed to.

Senator Eslinger moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HCS** for **HB 1462**, with **SCS**, begs leave to report that it has considered the same and recommends that the bill do pass.

PRIVILEGED MOTIONS

Senator Thompson Rehder, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SS** for **SB 690**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE BILL NO. 690

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 690, with House Amendment Nos. 2 and 3, House Amendment Nos. 1, 2 and 3 to House Amendment No. 4, House Amendment No. 4 as amended, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5 as amended, House Amendment Nos. 1 and 2 to House Amendment No. 6, and House Amendment No. 6 as amended begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 690, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 690;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 690 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Holly Thompson Rehder	/s/ Phil Christofanelli
/s/ Bill White	/s/ J. Eggleston
/s/ Lincoln Hough	Rusty Black
/s/ Lauren Arthur	/s/ Mark A. Sharp
/s/ Greg Razer	/s/ Raychel Proudie

Senator Thompson Rehder moved that the above conference committee report be adopted.

Senator Bean assumed the Chair.

At the request of Senator Thompson Rehder, the above motion was withdrawn.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 2168**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 2168**, as amended.

PRIVILEGED MOTIONS

Senator Crawford, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 2168**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2168

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2168, with Senate Amendment No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2168, as amended;

2. That the House recede from its position on House Committee Substitute for House Bill No. 2168;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2168, be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Jeff Porter	/s/ Sandy Crawford
/s/ Derek Grier	/s/ Karla Eslinger
/s/ John L. Weimann	/s/ Paul Wieland
/s/ Steve Butz	/s/ Angela Mosley
/s/ Mark Ellebracht	/s/ Steven Roberts

Pursuant to Senate Rule 91, Senator Luetkemeyer excused himself from voting on the adoption and 3rd reading of **SS** for **SCS** for **HCS** for **HB 2168**.

Senator Crawford moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison

Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senators

Koenig Washington—2

Absent with leave—Senators—None

Excused from voting—Senator Luetkemeyer—1

Vacancies—None

On motion of Senator Crawford, **CCS** for **SS** for **SCS** for **HCS** for **HB 2168**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2168

An Act to repeal sections 288.132, 303.025, 303.041, 319.129, 375.159, 376.380, 376.1800, and 379.011, RSMo, and to enact in lieu thereof nine new sections relating to insurance, with penalty provisions and a delayed effective date for certain sections.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	May	Moon	Mosley	O'Laughlin	Onder
Razer	Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp
White	Wieland	Williams—31				

NAYS—Senators—None

Absent—Senators

Thompson Rehder Washington—2

Absent with leave—Senators—None

Excused from voting—Senator Luetkemeyer—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Hough assumed the Chair.

HOUSE BILLS ON THIRD READING

HCS for **HJR 79**, with **SCS**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 50 and 51 of Article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to constitutional amendments, with a delayed effective date.

Was called from the Informal Calendar and taken up by Senator Crawford.

SCS for **HCS** for **HJR 79**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE JOINT RESOLUTION NO. 79

Joint Resolution Submitting to the qualified voters of Missouri, an amendment repealing section 50 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the process for amending the law.

Was taken up.

Senator Crawford moved that **SCS** for **HCS** for **HJR 79** be adopted.

Senator Bean assumed the Chair.

Senator Crawford offered **SS** for **SCS** for **HCS** for **HJR 79**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE JOINT RESOLUTION NO. 79

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 50 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to procedures for ballot measures that are submitted to the people.

Senator Crawford moved that **SS** for **SCS** for **HCS** for **HJR 79** be adopted.

Senator Roberts offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Joint Resolution No. 79, Page 2, Section 50, Line 16, by inserting immediately after "forum" the following:

"**The secretary of state shall hold at least one public forum for every two-thousand square miles**

in a congressional district. Every public forum shall be held in a different county."

Senator Roberts moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

Senator Beck offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Joint Resolution No. 79, Page 1, Line 7, by inserting at the end of said line the following: "; and

Further amend said section, page 3, line 48, by inserting after all of said line the following:

"**3. Notwithstanding Section 2(b) of Article XII of this Constitution to the contrary, the repeal and reenactment of this section shall only take effect when approved by sixty percent or more of the legal voters casting a ballot thereon. For purposes of this subsection, only citizens of the United States of America who are residents of the State of Missouri and who are properly registered to vote in the State of Missouri shall be considered legal voters.**".".

Senator Beck moved that the above amendment be adopted.

President Kehoe assumed the Chair.

At the request of Senator Crawford, **HCS** for **HJR 79**, with **SCS**, **SS** for **SCS**, **SA 1** and **SA 1** to **SA 1** (pending), was placed on the Informal Calendar.

At the request of Senator Burlison, **HCS** for **HB 1462**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Hoskins, **HCS** for **HB 2587** was placed on the Informal Calendar.

HB 1962 was placed on the Informal Calendar.

HB 2202, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 1662**, entitled:

An Act to repeal section 442.403, RSMo, and to enact in lieu thereof one new section relating to restrictive covenants.

Was taken up by Senator Koenig.

Senator Koenig offered **SS** for **HCS** for **HB 1662**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1662

An Act to repeal sections 442.403, 442.404, and 478.240, RSMo, and to enact in lieu thereof eleven new sections relating to restrictions on real property, with an effective date for a certain section.

Senator Koenig moved that **SS** for **HCS** for **HB 1662** be adopted.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 1662, Page 3, Section 67.137, by striking all of said section from the bill; and

Further amend said bill, page 11, section 476.095, by striking all of said section from the bill; and

Further amend said bill, page 11-13, section 478.240, by striking all of said section from the bill; and

Further amend said bill, page 13, section 535.067, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Roberts offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bill No. 1662, Page 1, Section A, Line 5, by inserting after all of said line the following:

"59.310. 1. The county recorder of deeds may refuse any document presented for recording that does not meet the following requirements:

(1) The document shall consist of one or more individual pages printed only on one side and not permanently bound nor in a continuous form. The document shall not have any attachment stapled or otherwise affixed to any page except as necessary to comply with statutory requirements, provided that a document may be stapled together for presentation for recording; a label that is firmly attached with a bar code or return address may be accepted for recording;

(2) The size of print or type shall not be smaller than eight-point type and shall be in black or dark ink. Should any document presented for recording contain type smaller than eight-point type, such document shall be accompanied by an exact typewritten copy not smaller than eight-point type to be recorded contemporaneously as additional pages of the document;

(3) The document must be of sufficient legibility to produce a clear and legible reproduction thereof. Should any document not be of sufficient legibility to produce a clear and legible reproduction, such document shall be accompanied by an exact typewritten copy not smaller than eight-point type to be recorded contemporaneously as additional pages of the document;

(4) The document shall be on white **[**paper**]** or light-colored **paper** of not less than twenty-pound weight without watermarks or other visible inclusions, except for plats and surveys, which may be on materials such as Mylar or velum. All text within the document shall be of sufficient color and clarity to ensure that when the text is reproduced from record, it shall be readable;

(5) All signatures on a document shall be in black or dark ink, such that such signatures shall be of sufficient color and clarity to ensure that when the text is reproduced from record, it shall be readable, and shall have the corresponding name typed, printed or stamped underneath said signature. The typing or printing of any name or the applying of an embossed or inked stamp shall not cover or otherwise materially interfere with any part of the document except where provided for by law;

(6) The documents shall have a top margin of at least three inches of vertical space from left to right, to be reserved for the recorder of deeds' certification and use. All other margins on the document shall be a minimum of three-fourths of one inch on all sides. Nonessential information such as form numbers, page numbers or customer notations may be placed in the margin. A document may be recorded if a minor portion of a seal or incidental writing extends beyond the margins. The recorder of deeds will not incur any liability for not showing any seal or information that extends beyond the margins of the permanent archival record.

2. Every document containing any of the items listed in this subsection that is presented for recording, except plats and surveys, shall have such information on the first page below the three-inch horizontal margin:

(1) The title of the document;

(2) The date of the document;

(3) All grantors' names **and marital status**;

(4) All grantees' names;

(5) Any statutory addresses;

(6) The legal description of the property; and

(7) Reference book and pages for statutory requirements, if applicable.

If there is not sufficient room on the first page for all of the information required by this subsection, the page reference within the document where the information is set out shall be stated on the first page.

3. From January 1, 2002, documents which do not meet the requirements set forth in this section may be recorded for an additional fee of twenty-five dollars, which shall be deposited in the recorders' fund established pursuant to subsection 1 of section 59.319.

4. Documents which are exempt from format requirements and which the recorder of deeds may record include the following:

(1) Documents which were signed prior to January 1, 2002;

(2) Military separation papers;

(3) Documents executed outside the United States;

(4) Certified copies of documents, including birth and death certificates;

(5) Any document where one of the original parties is deceased or otherwise incapacitated; and

(6) Judgments or other documents formatted to meet court requirements.

5. Any document rejected by a recorder of deeds shall be returned to the preparer or presenter accompanied by an explanation of the reason it could not be recorded.

6. Recorders of deeds shall be allowed fees for their services as follows:

(1) For recording every deed or instrument: five dollars for the first page and three dollars for each page thereafter except for plats and surveys;

(2) For copying or reproducing any recorded instrument, except surveys and plats: a fee not to exceed two dollars for the first page and one dollar for each page thereafter;

(3) For every certificate and seal, except when recording an instrument: one dollar;

(4) For recording a plat or survey of a subdivision, outlets or condominiums: twenty-five dollars for each sheet of drawings or calculations based on a size not to exceed twenty-four inches in width by eighteen inches in height. For recording a survey of one or more tracts: five dollars for each sheet of drawings or calculations based on a size not to exceed twenty-four inches in width by eighteen inches in height. Any plat or survey larger than eighteen inches by twenty-four inches shall be counted as an additional sheet for each additional eighteen inches by twenty-four inches, or fraction thereof, plus five dollars per page of other material;

(5) For copying a plat or survey of one or more tracts: a fee not to exceed five dollars for each sheet of drawings and calculations not larger than twenty-four inches in width and eighteen inches in height and one dollar for each page of other material;

(6) For a document which releases or assigns more than one item: five dollars for each item beyond one released or assigned in addition to any other charges which may apply;

(7) For every certified copy of a marriage license or application for a marriage license: two dollars;

(8) For duplicate copies of the records in a medium other than paper, the recorder of deeds shall set a reasonable fee not to exceed the costs associated with document search and duplication; and

(9) For all other use of equipment, personnel services and office facilities, the recorder of deeds may set a reasonable fee."; and

Further amend said bill, page 5, section 89.500, line 28, by inserting after all of said line the following:

"92.720. 1. If any of the lands or town lots contained in the back tax book or list of delinquent lands or lots remain unredeemed on the first day of January, the collector may file suit in the circuit court against such lands or lots to enforce the lien of the state and city as herein provided in sections 92.700 to 92.920.

2. The collector shall note opposite such tract in the back tax book the fact that suit has been commenced.

3. The collector shall compile lists of all state, city, school and other tax bills collectible by him which are delinquent according to his records and he shall assign a serial number to each parcel of real estate in each list and if suit has been filed in the circuit court of the city on any delinquent tax bill included in any list, the collector shall give the court docket number of each suit.

4. The sheriff may appoint the collector and the collector's deputies as deputy sheriffs, and when so appointed they may serve all process in matters pertaining to sections 92.700 to 92.920 with like effect as the sheriff himself might do.

5. No action for recovery of taxes against real estate shall be commenced, had or maintained, unless action therefor shall be commenced within five years after delinquency.

6. For any improved parcel identified by a city operating under sections 92.700 to 92.920 as being vacant, the collector shall, within no more than two years after delinquency, file suit in the circuit court against such lands or lots to enforce the lien of the state and the city as provided in sections

92.700 to 92.920. Failure of the collector to bring suit within the time frame prescribed herein shall not constitute a defense or bar an action for the collection of taxes as otherwise provided by this section.

92.740. 1. A suit for the foreclosure of the tax liens herein provided for shall be instituted by filing in the appropriate office of the circuit clerk and with the land reutilization authority a petition, which petition shall contain a caption, a copy of the list prepared by the collector, and a prayer. Such petition without further allegation shall be deemed to be sufficient.

2. The caption shall be in the following form:

In the Circuit Court of _____ Missouri,

In the Matter of

Foreclosure of Liens for Delinquent Land Taxes

By Action in Rem.

Collector of Revenue of _____, Missouri, Plaintiff

-vs-

Parcels of Land Encumbered with Delinquent Tax Liens, Defendants

3. The petition shall conclude with a prayer that all tax liens upon such real estate be foreclosed; that the court determine the amounts and priorities of all tax bills, together with interest, penalties, costs, and attorney's fees; that the court order such real estate to be sold by the sheriff at public sale as provided by sections 92.700 to 92.920 and that thereafter a report of such sale be made by the sheriff to the court for further proceedings under the provisions of sections 92.700 to 92.920.

4. The petition when so filed shall have the same force and effect with respect to each parcel of real estate therein described as a separate suit instituted to foreclose the tax lien or liens against any one of said parcels of real estate.

5. For each petition filed, the collector shall make available to the public a list detailing each parcel included in the suit.

92.750. 1. **Except as otherwise provided in subsection 4 of this section,** any person having any right, title**,** or interest in, or lien upon, any parcel of real estate described in such petition may redeem such parcel of real estate by paying to the collector all of the sums mentioned therein, including principal, interest, penalties, attorney's fees and costs then due, at any time prior to the time of the foreclosure sale of such real estate by the sheriff.

2. In the event of failure to redeem prior to the time of the foreclosure sale by the sheriff, such person shall be barred and forever foreclosed of all his right, title and interest in and to the parcels of real estate described in such petition.

3. Upon redemption, as permitted by this section, the person redeeming shall be entitled to a certificate of redemption from the collector describing the property in the same manner as it is described in such petition, and the collector shall thereupon note on his records the word "redeemed" and the date of such payment opposite the description of such parcel of real estate.

4. For any improved nonhomestead parcel, any person having any right, title, or interest in, or lien upon, any parcel of real estate described in the petition may redeem such parcel of real estate at any time prior to the time of the foreclosure sale of such real estate by the sheriff by paying to the collector all of the sums due as of the date of redemption mentioned therein, including principal, interest, penalties, attorney's fees, and costs then due including, but not limited to, all debts owed to the city, exclusive of any debts owed to any statutorily created sewer district, that are known to the collector and that may be collected pursuant to section 67.451, such as amounts for water, forestry, nuisance abatement, special tax bills, and vacant building assessments.

92.760. 1. The collector shall also cause to be prepared and mailed in an envelope with postage prepaid, within thirty days after the filing of such petition, a brief notice of the filing of the suit, to the persons named in the petition as **[**being the owners**]** **having an interest in the parcel**, according to the records of the assessor for**, or otherwise known to the collector,** the respective parcels of real estate described in the petition. The notices shall be sent to the addresses **[**of such persons upon the records of the assessor**]** **most likely to apprise the parties of the proceedings as provided**, and in the event that any name or address does not appear on the records of the assessor, with respect to any parcel of real estate, the collector shall so state in an affidavit, giving the serial number of each parcel of real estate affected. Such affidavit shall be filed in the suit with the circuit clerk not later than sixty days after the date of the first publication of the notice of foreclosure. The failure of the collector to mail the notice as provided in this section shall invalidate any proceedings brought pursuant to the provisions of sections 92.700 to 92.920. The failure of the collector to file the affidavit as provided in this section shall not affect the validity of any proceedings brought pursuant to the provisions of sections 92.700 to 92.920.

2. Such notice shall be substantially as follows:

To the person to whom this notice is addressed:

According to **[**the**]** **available** records **[**in the assessor's office**]**, you **[**are the record owner as to**]** **have a legal interest in** one or more parcels of real estate described in a certain petition bearing cause No. _____ (fill in number of case) filed in the Circuit Court of _____, Missouri, at _____ (fill in city), on _____, 20_____, wherein a foreclosure of the lien of various delinquent tax bills is sought and a court order asked for the purpose of selling such real estate at a public sale for payment of all delinquent tax bills, together with interest, penalties, attorney's fees and costs. Publication of notice of such foreclosure was commenced on the _____ day of _____, 20_____, in _____ (here insert name of city), Missouri.

THE COLLECTOR OF THE CITY OF _____ (Insert name of city) HAS FILED A LAWSUIT AGAINST YOUR PROPERTY. THE LAWSUIT SAYS THAT YOU ARE BEHIND ON YOUR PROPERTY TAXES. YOU COULD LOSE YOUR PROPERTY IF YOU DON'T DO ANYTHING ABOUT THIS.

YOU HAVE A RIGHT TO ENTER INTO AN AGREEMENT WITH THE COLLECTOR TO BRING YOUR TAXES UP TO DATE. YOU MAY CONTACT THE COLLECTOR BY CALLING _____ (Insert telephone number of collector). IF YOU DO NOT UNDERSTAND THIS NOTICE, OR YOU DO NOT KNOW WHAT TO DO, YOU MAY CALL THIS OFFICE FOR FURTHER EXPLANATION OR SEE A LAWYER RIGHT AWAY.

Unless all delinquent taxes be paid upon the parcels of real estate described in such petition and such real estate redeemed prior to the time of the foreclosure sale of such real estate by the sheriff, the

owner or any person claiming any right, title or interest in or to, or lien upon, any such parcels of real estate shall be forever barred and foreclosed of all right, title and interest and equity of redemption in and to such parcels of real estate; except that any such persons shall have the right to file an answer in said suit on or before the _____ day of _____, 20_____, in the office of the Circuit Clerk and a copy thereof to the Collector, setting forth in detail the nature and amount of the interest and any defense or objection to the foreclosure. Dated _____

_____

Collector of Revenue

_____, Missouri

(Name of City)

Address _____

92.765. Affidavits of publication of notice of foreclosure, and of posting, mailing, or other acts required by the provisions of sections 92.700 to 92.920 shall be filed in the office of the circuit clerk prior to the trial, and when so filed shall constitute part of the evidentiary documents in the foreclosure suit. Such affidavits shall be prima facie evidence of the performance of acts therein described, and may be so used in the trial of the suit, unless challenged by verified answer duly filed in the suit. **The collector shall file with the court an affidavit of compliance with notice requirements of sections 92.700 to 92.920 prior to any sheriff's sale. The affidavit shall include the identities of all parties to whom notice was attempted and by what means. In the case of mailed notice returned undeliverable, the collector's affidavit shall certify that additional notice was attempted and by what means. The expense of complying with this section shall be taxed and collected as other costs in the suit.**

92.770. 1. The collector may employ such attorneys as he deems necessary to collect such taxes and to prosecute suits for taxes.

2. Such attorneys shall receive as total compensation a sum, not to exceed six percent of the amount of taxes actually collected and paid into the treasury, and an additional sum not to exceed two dollars for each suit filed when publication is not necessary and not to exceed five dollars where publication is necessary, as may be agreed upon in writing and approved by the collector, before such services are rendered.

3. The **[**attorney**]** **attorney's** fees shall be taxed as costs in the suit and collected as other costs.

92.775. 1. Upon the trial of the cause upon the question of foreclosure, the tax bill shall be prima facie proof that the tax described in the tax bill has been validly assessed at the time indicated by the tax bill and that the tax is unpaid. Any person alleging any jurisdictional defect or invalidity in the tax bill or in the sale thereof must particularly specify in his answer the defect or basis of invalidity, and must, upon trial, affirmatively establish such defense.

2. After the court has first determined the validity of the tax liens of all tax bills affecting parcels of real estate described in the petition, the priorities of the respective tax bills and the amounts due thereon, including principal, interest, penalties, attorney's fees, and costs, the court shall thereupon enter judgment of foreclosure of such liens and fix the time and place of the foreclosure sale. The petition shall be dismissed as to any parcel of real estate redeemed prior to the time fixed for the sheriff's foreclosure sale as provided in sections 92.700 to 92.920. If the parcel of real estate auctioned off at sheriff's foreclosure sale is sold for

a sum sufficient to fully pay the principal amount of all tax bills included in the judgment, together with interest, penalties, attorney's fees and costs, and for no more, and such sale is confirmed by the court, then all other proceedings as to such parcels of real estate shall be finally dismissed as to all parties and interests other than tax bill owners or holders; provided, however, that any parties seeking relief other than an interest in or lien upon the real estate may continue with said suit to a final adjudication of such other issues; provided, further, an appeal may be had as to any claim attacking the validity of the tax bill or bills or the priorities as to payment of proceeds of foreclosure sale. If the parcel of real estate auctioned off at sheriff's foreclosure sale is sold for a sum greater than the total amount necessary to pay the principal amount of all tax bills included in the judgment, together with interest, penalties, attorney's fees and costs, and such sale is confirmed by the court, and no appeal is taken by any person claiming any right, title or interest in or to or lien upon said parcel of real estate or by any person or taxing authority owning or holding or claiming any right, title or interest in or to any tax bills within the time fixed by law for the filing of notice of appeal, the court shall thereupon order the sheriff to make distribution to the owners or holders of the respective tax bills included in the judgment of the amounts found to be due and in the order of priorities. Thereafter all proceedings in the suit shall be ordered by the court to be dismissed as to such persons or taxing authorities owning, holding or claiming any right, title or interest in any such tax bill or bills so paid, and the case shall proceed as to any parties claiming any right, title, or interest in or lien upon the parcel of real estate affected by such tax bill or bills as to their respective claims to such surplus funds then remaining in the hands of the sheriff. **The receipt of such surplus funds shall constitute a bar to any claim of right, title, or interest in, or lien upon, said parcel of real estate, by the fund recipient.**

3. Whenever an answer is filed to the petition, as herein provided, a severance of the action as to all parcels of real estate affected by such answer shall be granted, and the issues raised by the petition and such answer shall be tried separate and apart from the other issues in the suit, but the granting of such severance shall not delay the trial or other disposition of any other issue in the case. A separate appeal may be taken from any other issue in the case. A separate appeal may be taken from any action of the court affecting any right, title or interest in or to, or lien upon, such real estate, other than issues of law and fact affecting the amount or validity of the lien of tax bills, but the proceeding to foreclose the lien of any tax bills shall not be stayed by such appeal. The trial shall be conducted by the court without the aid of a jury and the suit shall be in equity. This action shall take precedence over and shall be triable before any other action in equity affecting the title to such real estate, upon motion of any interested party.

92.810. 1. After the judgment of foreclosure has been entered, or, after a motion for a new trial has been overruled, or, if an appeal be taken from such judgment and the judgment has been affirmed, after the sheriff shall have been notified by any party to the suit that such judgment has been affirmed on appeal and that the mandate of the appellate court is on file with the circuit clerk, there shall be a waiting period of six months before any advertisement of sheriff's sale shall be published.

2. If any such parcel of real estate be not redeemed, or if no written contract providing for redemption be made within six months after the date of the judgment of foreclosure, if no motion for rehearing be filed, and, if filed, within six months after such motion may have been overruled, or, if an appeal be taken from such judgment and the judgment be affirmed, within six months after the sheriff shall have been notified by any party to the suit that such judgment has been affirmed on appeal and that the mandate of the appellate court is on file with the circuit clerk, the sheriff shall, after giving the **[**notice**]** **notices** required by **[**subsection 3**]** **subsections 4 and 5** of this section, commence to advertise the real estate described in the judgment and shall fix the date of sale within thirty days after the date of the first publication of the notice of sheriff's sale as herein provided, and shall at such sale proceed to sell the real estate.

3. **No later than one hundred twenty days prior to the sheriff's sale, the collector shall obtain a title abstract or report on any unredeemed parcels. Such title abstract or report shall be obtained from a licensed title company or attorney and subject to a public and competitive bidding process administered by the collector and conducted triennially. The title report shall include all conveyances, liens, and charges against the real estate, and the names and mailing addresses of any interested parties and lienholders. The charges of said abstract or report shall be taxed as costs and shall be paid as other costs in the case.**

4. No later than twenty days prior to the sheriff's sale, the collector shall send notice of the sale to the lienholders and interested parties, as disclosed upon the title abstract or report of the real estate for which tax bills thereon are delinquent. The notice shall provide the date, time, and place of the sale. The notice shall also state that the parcel may be redeemed prior to the sale as specified in section 92.750 or by entering into an agreement with the collector to pay the taxes included in the foreclosure suit under section 92.740. The notice required by this subsection shall be mailed in an envelope with postage prepaid. The cost of the mailing and notice as required by this subsection shall be included as costs in the case.

5. No later than **[**twenty**]** **forty** days prior to the sheriff's sale, the **[**sheriff**]** **collector** shall send notice of the sale to the **[**owner or owners,**]** **parties having interest in the parcel** as disclosed upon the records of the assessor**, or otherwise known to the collector,** of the real estate for which tax bills thereon are delinquent. **[**The search of the records of the assessor must be made not more than forty days prior to the sending of this notice**]** **The notice shall be sent to the addresses most likely to apprise the parties of the proceedings as provided**. The notice shall provide the date, time and place of the sale. The notice shall also state that **[**the property owner**]** **an interested party** may avoid the sale by redeeming such parcel of real estate prior to the sale as specified in section 92.750 or**, if applicable,** by entering into an agreement with the collector to pay the taxes included in the foreclosure suit under section 92.740. The notice required by this subsection shall be mailed in an envelope with postage prepaid. The cost of **[**the title search,**]** mailing and notice as required by this subsection shall be included as costs **[**at the sale of the real estate**]** **in the case**.

6. No later than twenty days prior to the sheriff's sale, the sheriff shall enter upon the parcel subject to foreclosure of these tax liens and post a written informational notice in a conspicuous location, attached to a structure, and intended to be visible by the nearest public right-of-way. This notice shall describe the property; shall advise that it is the subject of delinquent land tax collection proceedings brought pursuant to sections 92.700 to 92.920 and that it may be sold for the payment of delinquent taxes at a sale to be held at a certain time, date, and place; and shall contain the serial number and the phone number and address of the collector, as well as a statement of the prohibition against removal unless the parcel has been redeemed. The notice shall be not less than eight inches by ten inches and shall be laminated or otherwise sufficiently weatherproofed to withstand normal exposure to rain, snow, and other conditions. The sheriff shall document, by time-stamped photograph, compliance with this section, make said documentation generally available upon request, and provide verification by affidavit of compliance with this section. The cost of notice as required by this subsection shall be included as costs in the case.

7. In addition to the other notice requirements of this section, no later than twenty days prior to the sheriff's sale, the sheriff shall attempt in-person notice that shall describe the property; that shall advise that it is the subject of delinquent land tax collection proceedings brought pursuant to sections 92.700 to 92.920 and that it may be sold for the payment of delinquent taxes at a sale to be held a

certain time, date, and place; and that shall contain the serial number and phone number and address of the collector. In-person notice may be provided to any person found at the property. The sheriff shall note the date and time of attempted notice and the name, description, or other identifying information regarding the person to whom notice was attempted. The sheriff shall document compliance with this section, make said documentation generally available upon request, and provide verification by affidavit of compliance with this section. The cost of notice as required by this subsection shall be included as costs in the case.

[4.**]** **8.** Notwithstanding the provisions of this section to the contrary, any residential property which has not been redeemed by the end of the waiting period required by this section which has been determined to be of substandard quality or condition under the standards established by the residential renovation loan commission pursuant to sections 67.970 to 67.983 may, upon the request of the residential renovation loan commission, be transferred to the residential renovation loan commission for the purpose of renovation of the property. Any such property transferred pursuant to this subsection shall be renovated and sold by the residential renovation loan commission in the manner prescribed in sections 67.970 to 67.983. The residential renovation loan commission shall reimburse the land reutilization authority for all expenses directly incurred in relation to such property under sections 92.700 to 92.920 prior to the transfer.

92.815. 1. During such waiting period and at any time prior to the time of foreclosure sale by the sheriff, any interested party may redeem any parcel of real estate as provided by sections 92.700 to 92.920; except that during such time and at any time prior to the time of foreclosure sale by the sheriff, the collector shall enter into a written redemption contract with the owner of any real estate occupied as a homestead and who has not previously defaulted upon any such written redemption contract, provided that in no instance shall such installments exceed twelve in number or extend more than twenty-four months next after any agreement for such installment payments shall have been entered into; provided further, that upon good cause being shown by the owner of any parcel of real estate occupied as a homestead, or in the case of improved real estate with a total assessed valuation of not more than five thousand dollars, owned by an individual, the income from such property being a major factor in the total income of such individual, or by anyone on his behalf, the court may, in its discretion, fix the time and terms of payment in such contract to permit all of such installments to be paid within not longer than forty-eight months after any order or agreement as to installment payments shall have been made. **The collector shall not enter into a redemption contract with respect to any improved parcel not occupied as a homestead.**

2. So long as such installments be paid according to the terms of the contract, the six months' waiting period shall be extended, but if any installment be not paid when due, the extension of the waiting period shall be ended and the real estate shall immediately be advertised for sale or included in the next notice of sheriff's foreclosure sale. Notice shall also be sent to the redemption contract **[**payor**]** **payer** as specified in subsection **[**3**]** **4** of section 92.810.

3. On an annual basis, the collector shall make publicly available the number of parcels under redemption contract under this section.

92.817. 1. The court shall stay the sale of any parcel to be sold under execution of a tax foreclosure judgment obtained under this chapter, which is the subject of an action filed under sections 447.620 to 447.640, provided that the party that has brought such an action has, upon an order of the court, paid into the circuit court the principal amount of all land taxes then due and owing under the tax foreclosure judgment, exclusive of penalties and interest, prior to the date of any proposed sale under execution.

2. Upon the granting by the court of temporary possession of any property under section 447.632, upon order, the circuit court shall direct payment to the collector of all principal land taxes theretofore paid to the circuit court. In addition, in any order granting a final judgment or deed under section 447.625 or 447.640, the court shall also order the permanent extinguishment of penalties and interest arising from actions to collect delinquent land taxes due on the parcel against the grantee of said deed, and all successors in interest; excepting however, any defendant in such action.

3. If an owner of the parcel moves the court for restoration of possession under section 447.638, the owner shall pay into the circuit court all land tax amounts currently due and owing on the property, including all statutory penalties, interest, attorney's fees, and court costs retroactive to the date of accrual. Upon an order granting the restoration of possession to an owner under section 447.638, the court shall order that the funds paid to the court under subsection 2 of this section be returned to the payer, and that the funds paid to the court under this subsection be paid out to the collector.

4. If the party that brought the action under sections 447.620 to 447.640 dismisses its action prior to gaining temporary possession of the property, it shall recover any amounts paid into the circuit court prior to that date for principal land taxes.

92.825. 1. The sale shall be conducted, the sheriff's return thereof made, and the sheriff's deed pursuant to the sale executed, all as provided in the case of sales of real estate taken under execution except as otherwise provided in sections 92.700 to 92.920, and provided that such sale need not occur during the term of court or while the court is in session.

2. Such sale shall convey the whole interest of every person having or claiming any right, title or interest in or lien upon such real estate, whether such person has answered or not, subject to rights-of-way thereon of public utilities upon which tax has been otherwise paid, and subject only to the tax lien thereon, if any, of the United States of America.

3. The collector shall advance from current tax collections the sums necessary to pay for the publication of all advertisements required by the provisions of sections 92.700 to 92.920 and shall be allowed credit therefor in his accounts with the taxing authorities on a pro rata basis. He shall give credit in such accounts for all such advances recovered by him. Such expenses of publication shall be apportioned pro rata among and taxed as costs against the respective parcels of real estate described in the judgment; provided, however, that none of the costs herein enumerated, including the costs of publication, shall constitute any lien upon the real estate after such sale.

4. **No person shall be eligible to bid at the time of the sheriff's sale unless such person has, no later than ten days before the sale date, demonstrated to the satisfaction of the collector or sheriff that the person is not the owner of any parcel of real estate in the city that is subject to delinquent property taxes, unpaid special tax bills, or vacant building fees. A prospective bidder shall be prohibited from participating in the delinquent land tax sale if he or she has previously bid at a sheriff's sale and failed to pay bid amounts, confirm the sale, or sign a sheriff's deed. The collector or sheriff may require prospective bidders to submit an affidavit attesting to the requirements of this section and is expressly authorized to permanently preclude any prospective bidder from participating in the sale for failure to comply with this section. Notwithstanding the provisions of this section, any taxing authority or land reutilization authority shall be eligible to bid at any sale conducted under this section without making such a demonstration.** The purchaser at a sale conducted by the sheriff shall pay cash immediately

at the end of bidding of each parcel on the day of the sale in an amount including all taxes **then** due and owing**, which may be in an amount in excess of or less than the judgment amount,** and other costs**, exclusive of any amounts for debts owed to any statutorily created sewer district [**as otherwise provided by law**]**.

92.835. 1. The title to any real estate which shall vest in the land reutilization authority under the provisions of sections 92.700 to 92.920 shall be held by the land reutilization authority of the city in trust for the tax bill owners and taxing authorities having an interest in any tax liens which were foreclosed, as their interests may appear in the judgment of foreclosure.

2. The title to any real estate which shall vest in any purchaser, upon confirmation of such sale by the court, shall be an absolute estate in fee simple, subject to rights-of-way thereon of public utilities on which tax has been otherwise paid, and subject to any tax lien thereon of the United States of America, if any, and all persons, including the state of Missouri, **any taxing authority or tax district as defined herein, judgment creditors, lienholders,** minors, incapacitated and disabled persons, and nonresidents who may have had any right, title, interest, claim, or equity of redemption in or to, or lien upon, such lands shall be barred and forever foreclosed of all such right, title, interest, claim, lien or equity of redemption, and the court shall order immediate possession of such real estate be given to such purchaser**[**; provided, however, that such title shall also be subject to the liens of any tax bills which may have attached to such parcel of real estate prior to the time of the filing of the petition affecting such parcel of real estate not then delinquent, or which may have attached after the filing of the petition and prior to sheriff's sale and not included in any answer to such petition, but**].** If such parcel of real estate is sold to the land reutilization authority the title thereto shall be free of any **[**such**]** liens to the extent of the interest of any taxing authority in such real estate; provided further, that such title shall not be subject to the lien of special tax bills **[**which has attached to the parcel of real estate prior to January 1, 1972, but the lien of such special tax bills shall attach to the proceeds of the sheriff's sale or to the proceeds of the ultimate sale of such parcel by the land reutilization authority**]**.

92.840. 1. **Within six months** after the sheriff sells any parcel of real estate, the court shall, upon its own motion or upon motion of any interested party, set the cause down for hearing to confirm **or set aside** the foreclosure sale of the real estate, even though such parcels are not all of the parcels of real estate described in the notice of sheriff's foreclosure sale. Notice of the hearing shall be sent by any interested party, or the court, moving to confirm the foreclosure sale, to each person who **[**received**] was sent** notice of sale as specified in **[**subsection 3**] subsections 4 and 5** of section 92.810 **and to any other necessary parties as required by prevailing notions of due process**. At the time of such hearing, the sheriff shall make report of the sale, and the court shall hear evidence of the value of the property offered on behalf of any interested party to the suit, and shall immediately determine whether an adequate consideration has been paid for each such parcel. **Any parcel deemed to have been purchased by the land reutilization authority pursuant to section 92.830 shall not require any inquiry as to value. The court's judgment shall include a specific finding that adequate notice was provided to all necessary parties pursuant to prevailing notions of due process and sections 92.700 to 92.920, reciting the notice efforts of the collector, sheriff, and tax sale purchaser. Nothing in this section shall be interpreted to preclude a successful tax sale purchaser from asserting a claim to quiet title to the bid upon parcel pursuant to section 527.150.**

2. For this purpose, the court shall have power to summon any city official or any private person to testify as to the reasonable value of the property, and if the court finds that adequate consideration has been

paid, he shall confirm the sale and order the sheriff to issue a deed with restriction as provided herein to the purchaser subject to the application of an occupancy permit for all parcels as provided in subsection **[**5**]** **7** of this section. If the court finds that the consideration paid is inadequate, the purchaser may increase his bid to such amount as the court may deem to be adequate, whereupon the court may confirm the sale. If, however, the purchaser declines to increase his bid and make such additional payment, then the sale shall be disapproved, the lien of the judgment continued, and such parcel of real estate shall be again advertised and offered for sale by the sheriff to the highest bidder at public auction for cash at any subsequent sheriff's foreclosure sale.

3. If the sale is confirmed, the court shall order the proceeds of the sale applied in the following order:

(1) To the payment of the costs of the publication of the notice of foreclosure and of the sheriff's foreclosure sale;

(2) To the payment of all **of the collector and sheriff's** costs including appraiser's fee and attorney's fees;

(3) To the payment of all tax bills adjudged to be due in the order of their priority, including principal, interest and penalties thereon. If, after such payment, there is any sum remaining of the proceeds of the sheriff's foreclosure sale, the court shall thereupon try and determine the other issues in the suit in accordance with section 92.775. If any answering parties have specially appealed as provided in section 92.845, the court shall retain the custody of such funds pending disposition of such appeal, and upon disposition of such appeal shall make such distribution. If there are not sufficient proceeds of the sale to pay all claims in any class described, the court shall order the same to be paid pro rata in accordance with the priorities.

4. If there are any funds remaining of the proceeds after the sheriff's sale and after the distribution of such funds as set out in this section and no person entitled to any such funds, whether or not a party to the suit, shall, within two years after such sale, appear and claim the funds, **[**they**]** **ten percent** shall be distributed **to the St. Louis Affordable Housing Trust Fund or equivalent of such city operating under sections 92.700 to 92.920 for purposes that promote the reduction and prevention of vacant properties, blight remediation, and cleanup and maintenance of vacant property, with the remainder to be distributed** to the appropriate taxing authorities.

5. **Any city operating under the provisions of sections 92.700 to 92.920, by ordinance, may elect to allocate a portion of its share of the proceeds of the sheriff's sale towards a fund for the purpose of defending against claims challenging the sufficiency of notice provisions under this section.**

6. For the purpose of this section, the term "occupancy permit" shall mean the certificate of **[**use and**]** **inspection or** occupancy **permit for residential or commercial structures** as provided for in the revised municipal code of any city not within a county, which now has or may hereafter have a population in excess of three hundred thousand inhabitants.

[6.**]** **7.** If there is a building or structure on the parcel, the purchaser shall apply for an occupancy permit from the city or appropriate governmental agency within ten days after the confirmation hearing. Any purchaser who is a public corporation acting in a governmental capacity shall not be required to acquire the occupancy permit. When a parcel, acquired at a sheriff sale, containing a building is sold from a public corporation acting in a governmental capacity, the subsequent purchaser shall be required to apply for the occupancy permit. Failure to apply for such occupancy permit within ten days after confirmation shall result

in the sale and confirmation being immediately set aside by the motion of any interested party and that parcel shall again be advertised and offered for sale by the sheriff to the highest bidder at public auction for cash at any subsequent sheriff foreclosure sale.

[7.**] 8.** The sheriff shall include a deed restriction in the sheriff's deed, issued after confirmation and after the application of an occupancy permit for any parcel containing a building or structure. The deed restriction shall state that the purchasers at the sheriff's sale who had the property confirmed and who applied for an occupancy permit shall obtain an occupancy permit for the building or structure from the appropriate governmental agency prior to any subsequent transfer or sale of this property. This deed restriction shall **not** exist as a lien against such real estate **[**while the purchasers hold same in the amount of five thousand dollars**]**. The purchasers of the property at the sheriff sale who had the property confirmed and applied for the occupancy permit shall agree that in the event of their failure to obtain an occupancy permit prior to any subsequent transfer of the property, they shall pay to the sheriff the sum of five thousand dollars as fixed, liquidated and ascertained damages without proof of loss or damages. **These damages shall not constitute a lien on property, and** the sheriff shall have the discretionary power to file a lawsuit against such purchaser for collection of these liquidated damages. These liquidated damages shall be distributed on a prorated basis to the appropriate taxing authority after the sheriff deducts all costs, expenses and **[**attorney**] attorney's** fees for such lawsuits. The sheriff may employ attorneys as he deems necessary to collect liquidated damages.

9. If any sale is not confirmed within six months after the sale, any set-aside of the sale may, at the discretion of the court or collector, include a penalty of twenty-five percent of the bid amount over and above the opening bid amount, and such penalty shall be directed to the affordable housing trust fund or the equivalent, if any, of a city operating under sections 92.700 to 92.920.

10. Any interested party, other than the sheriff's sale purchaser, who moves the court to set aside a sheriff's sale after the issuance of a sheriff's deed made under the provisions of sections 92.700 to 92.920 shall be required to pay into the court the redemption amount otherwise necessary under section 92.750 prior to the court hearing any such motion to set aside. The court may hear any motion to confirm brought under the terms of this section if the redemption amount is not paid by the interested party moving the court to set aside the sale.

92.852. Any sheriff's deed given pursuant to the municipal land reutilization law shall be subject to a recording fee for the costs of recording the deed that shall be assessed and collected from the purchaser of the property at the same time the proceeds from the sale are collected. All such deeds shall be recorded at the office of the recorder of deeds within two months after the **[**sheriff's deed is given**] court confirms the sale, if no proceeding to set aside the confirmation judgment is before the court**.

92.855. Each sheriff's deed given pursuant to the provisions of the municipal land reutilization law shall be **[**presumptive**] prima facie** evidence that the suit and all proceedings therein and all proceedings prior thereto from and including assessment of the lands affected thereby and all notices required by law were regular and in accordance with all provisions of the law relating thereto. **[**After two years from the date of the recording of such sheriff's deed, the presumption shall be conclusive, unless at the time that this section takes effect the two-year period since the recording of such sheriff's deed has expired, or less than six months of such period of two years remains unexpired, in which latter case the presumption shall become conclusive six months after September 28, 1971. No suit to set aside or to attack the validity of any such sheriff's deed shall be commenced or maintained unless the suit is filed prior to the time that the presumption becomes conclusive, as aforesaid.**]**"; and

Further amend said bill, page 6, section 260.295, line 8, by inserting after all of said line the following:

"442.130. **1.** All deeds or other conveyances of lands, or of any estate or interest therein, shall be subscribed by the party granting the same, or by his lawful agent, and shall be acknowledged or proved and certified in the manner herein prescribed.

2. All written instruments conveying real estate or any interest in real estate shall state whether any natural person acting as grantors, mortgagors, or other parties executing the instrument are married or unmarried."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Koenig moved that **SS** for **HCS** for **HB 1662**, as amended, be adopted, which motion prevailed.

Senator Hough assumed the Chair.

Senator Hegeman assumed the Chair.

On motion of Senator Koenig, **SS** for **HCS** for **HB 1662**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Mosley	Onder	Razer
Riddle	Roberts	Rowden	Schatz	Thompson Rehder	Washington	White
Wieland—29						

NAYS—Senators

Moon	Rizzo	Schupp	Williams—4

Absent—Senator O'Laughlin—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HB 1738, with **SCS**, introduced by Representative Dogan, entitled:

An Act to repeal section 227.787, RSMo, and to enact in lieu thereof one new section relating to the designation of a memorial highway.

Was taken up by Senator Roberts.

SCS for **HB 1738**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1738

An Act to repeal sections 9.339 and 227.787, RSMo, and to enact in lieu thereof four new sections relating to state designations.

Was taken up.

Senator Roberts moved that **SCS** for **HB 1738** be adopted.

Senator Roberts offered **SS** for **SCS** for **HB 1738**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1738

An Act to repeal sections 9.010, 9.339, 10.095, 227.785, and 227.787, RSMo, and to enact in lieu thereof fifty-one new sections relating to state designations.

Senator Roberts moved that **SS** for **SCS** for **HB 1738** be adopted.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1738, Page 12, Section 8, Line 4, by inserting after all of said line the following:

"**Section 9. The month of September is hereby designated as "Hydrocephalus Awareness Month" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities so that Missourians can become more familiar with hydrocephalus and the individuals dedicated to finding its cure.**"; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Razer offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1738, Page 2, Section 9.275, Line 6, by inserting after all of said line the following:

"**9.280. July second of each year shall be known and designated as "Mormon War Remembrance Day" in honor and recognition of the ten thousand members of the Mormon church who were subjected to injustice and undue suffering through Executive Order 44 by Governor Lilburn Boggs and the Mormon War in 1838.**"; and

Further amend the title and enacting clause accordingly.

Senator Razer moved that the above amendment be adopted, which motion prevailed.

Senator Bean assumed the Chair.

Senator Bernskoetter offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1738, Page 12, Section 8, Line 4, by inserting after all of said line the following:

"**Section 9. The month of June of each year is hereby designated as "Scoliosis Awareness Month". The citizens of this state are encouraged to engage in appropriate events and activities to encourage screening for and increase awareness of scoliosis.**"; and

Further amend the title and enacting clause accordingly.

Senator Bernskoetter moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1738, Page 12, Section 8, Line 4, by inserting after all of said line the following:

"**Section 9. April fifteenth of every year is hereby designated as "Dangers of Inflation Awareness Day" in Missouri. The citizens of this state are encouraged to be mindful of the dangers of monetary inflation and the detrimental effects of monetary inflation on our economy.**"; and

Further amend the title and enacting clause accordingly.

Seantor Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 5**, which was read:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1738, Page 1, Section 9.010, Line 11, by inserting after all of said line the following:

"**9.142. January thirty-first of every year is hereby designated as "Constitution Day" in Missouri. Citizens of this state are encouraged to participate in appropriate events and activities in recognition of the enduring brilliance of our founding charter that established a system of checks and balances designed to preserve liberty, promote prosperity, and ensure the security of our beloved country.**"; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Beck offered **SA 6**, which was read:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1738, Page 12, Section 8, Line 4, by inserting after all of said line the following:

"**Section 9. March twenty-sixth of each year is hereby designated as "Epilepsy Awareness Day". The citizens of this state are encouraged to participate in appropriate activities and events to increase awareness of epilepsy and its related symptoms.**"; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Hoskins offered **SA 7**, which was read:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1738, Page 6, Section 9.362, Line 6, by inserting after all of said line the following:

"**9.366. The month of March is hereby designated as "Problem Gambling Awareness Month" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to increase public awareness of problem gambling and the availability of prevention, treatment, and recovery services.**"; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted, which motion prevailed.

Senator Roberts moved that **SS** for **SCS** for **HB 1738**, as amended, be adopted, which motion prevailed.

On motion of Senator Roberts, **SS** for **SCS** for **HB 1738**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senator Moon—1

Absent—Senators

Brattin Schupp—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Roberts, title to the bill was agreed to.

Senator Roberts moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

HB 2365, introduced by Representative Shields, entitled:

An Act to repeal section 161.217, RSMo, and to enact in lieu thereof one new section relating to the early learning quality assurance report program.

Was taken up by Senator Hegeman.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend House Bill No. 2365, Page 2, Section 161.217, Line 27, by striking the opening bracket "**[**" from said line; and further amend line 28, by striking "new"; and further amend line 29, by striking "three" and inserting in lieu thereof "**six**"; and further amend said line, by striking "2019" and inserting in lieu thereof the following: "**2022**"; and further amend line 35, by striking the closing bracket "**]**" from said line.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Hegeman, **HB 2365**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hough	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Washington	White	Williams—25			

NAYS—Senators

Brattin	Burlison	Eigel	Hoskins	Koenig	Moon	Onder—7

Absent—Senators

Thompson Rehder	Wieland—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Hegeman, title to the bill was agreed to.

Senator Hegeman moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS** for **SCS** for **SB 724**, as amended, and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 834**, entitled:

An Act to repeal sections 217.035, 217.650, 217.670, 217.703, 217.710, 217.720, 217.785, 217.810, 548.241, 559.036, and 559.115, RSMo, and to enact in lieu thereof nineteen new sections relating to department of corrections programs.

With House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2, House Amendment No. 3 to House Amendment No. 2, House Amendment No. 4 to House Amendment No. 2, House Amendment No. 5 to House Amendment No. 2, House Amendment No. 6 to House Amendment No. 2, House Amendment No. 7 to House Amendment No. 2, House Amendment No. 8 to House Amendment No. 2, House Amendment No. 10 to House Amendment No. 2, House Amendment No. 12 to House Amendment No. 2, House Amendment No. 13 to House Amendment No. 2, House Amendment No. 14 to House Amendment No. 2 and House Amendment No. 2, as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 1, In The Title, Line 4, by deleting the phrase "department of corrections programs" and inserting in lieu thereof the phrase "public safety"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 19, Line 36, by deleting said line and inserting in lieu thereof the following:

"and if such vehicle **[**is ten years of age or less and**] is model year 2012 or newer and** has less than one hundred fifty thousand miles on"; and

Further amend said amendment and page, Lines 46-47, by deleting the phrase "is ten years of age or less and" and inserting in lieu thereof the following:

"**[**is ten years of age or less and**] is model year 2012 or newer and**"; and

Further amend said amendment, Page 22, Line 43, by inserting after said line the following:

"307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:

(1) Motor vehicles having less than one hundred fifty thousand miles**[**, for the ten-year period following their model year of manufacture**] and of model year 2012 or newer**, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;

(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer may stop and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by

the United States Department of Transportation; and

(3) Historic motor vehicles registered pursuant to section 301.131;

(4) Vehicles registered in excess of twenty-four thousand pounds for a period of less than twelve months;

shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred; however, if a vehicle was purchased from a motor vehicle dealer and a valid inspection had been made within sixty days of the purchase date, the new owner shall be able to utilize an inspection performed within ninety days prior to the application for registration or transfer. Any vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.

2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.

3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.

4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 13, Line 19, by inserting all of said line the following:

"196.1170. 1. This section shall be known and may be cited as the "Kratom Consumer Protection Act".

2. As used in this section, the following terms mean:

(1) "Dealer", a person who sells, prepares, or maintains kratom products or advertises, represents, or holds oneself out as selling, preparing, or maintaining kratom products. Such person may include, but not be limited to, a manufacturer, wholesaler, store, restaurant, hotel, catering facility, camp, bakery, delicatessen, supermarket, grocery store, convenience store, nursing home, or food or drink company;

(2) "Department", the department of health and senior services;

(3) "Director", the director of the department or the director's designee;

(4) "Food", a food, food product, food ingredient, dietary ingredient, dietary supplement, or beverage for human consumption;

(5) "Kratom product", a food product or dietary ingredient containing any part of the leaf of the plant Mitragyna speciosa.

3. The general assembly hereby occupies and preempts the entire field of regulating kratom products to the complete exclusion of any order, ordinance, or regulation of any political subdivision of this state. Any political subdivision's existing or future orders, ordinances, or regulations relating to kratom products are hereby void.

4. (1) A dealer who prepares, distributes, sells, or exposes for sale a food that is represented to be a kratom product shall disclose on the product label the factual basis upon which that representation is made.

(2) A dealer shall not prepare, distribute, sell, or expose for sale a food represented to be a kratom product that does not conform to the disclosure requirement under subdivision (1) of this subsection.

5. A dealer shall not prepare, distribute, sell, or expose for sale any of the following:

(1) A kratom product that is adulterated with a dangerous non-kratom substance. A kratom product shall be considered to be adulterated with a dangerous non-kratom substance if the kratom product is mixed or packed with a non-kratom substance and that substance affects the quality or strength of the kratom product to such a degree as to render the kratom product injurious to a consumer;

(2) A kratom product that is contaminated with a dangerous non-kratom substance. A kratom product shall be considered to be contaminated with a dangerous non-kratom substance if the kratom product contains a poisonous or otherwise deleterious non-kratom ingredient including, but not limited to, any substance listed in section 195.017;

(3) A kratom product containing a level of 7-hydroxymitragynine in the alkaloid fraction that is greater than two percent of the alkaloid composition of the product;

(4) A kratom product containing any synthetic alkaloids, including synthetic mitragynine, synthetic 7-hydroxymitragynine, or any other synthetically derived compounds of the plant Mitragyna speciosa; or

(5) A kratom product that does not include on its package or label the amount of mitragynine and 7-hydroxymitragynine contained in the product.

6. A dealer shall not distribute, sell, or expose for sale a kratom product to an individual under eighteen years of age.

7. (1) If a dealer violates subdivision (1) of subsection 4 of this section, the director may, after notice and hearing, impose a fine on the dealer of no more than five hundred dollars for the first offense and no more than one thousand dollars for the second or subsequent offense.

(2) A dealer who violates subdivision (2) of subsection 4 of this section, subsection 5 of this section, or subsection 6 of this section is guilty of a class D misdemeanor.

(3) A person aggrieved by a violation of subdivision (2) of subsection 4 of this section or subsection 5 of this section may, in addition to and distinct from any other remedy at law or in equity, bring a private cause of action in a court of competent jurisdiction for damages resulting from that violation including, but not limited to, economic, noneconomic, and consequential damages.

(4) A dealer does not violate subdivision (2) of subsection 4 of this section or subsection 5 of this section if a preponderance of the evidence shows that the dealer relied in good faith upon the representations of a manufacturer, processor, packer, or distributor of food represented to be a kratom product.

8. The department shall promulgate rules to implement the provisions of this section including, but not limited to, the requirements for the format, size, and placement of the disclosure label required pursuant to subdivision (1) of subsection 4 of this section and for the information to be included in the disclosure label. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 77, Lines 34-37, by deleting said lines and inserting in lieu thereof the following:

"2. A judicial officer for purposes of this section shall be a **current or former:** judge **or commissioner of the state or federal court**, arbitrator, special master, juvenile officer, deputy juvenile officer, state prosecuting or circuit attorney, state assistant prosecuting or circuit attorney, [juvenile court commissioner,] state **or federal** probation or parole officer, **[**or**]** referee**, or the attorney general or his or her assistant attorneys**"; and

Further amend said amendment, Page 102, Line 10, by inserting after said line the following:

"**Section 3. A person commits the offense of tampering with a public official if, with the purpose to harass, intimidate, or influence a public official in the performance of such official's official duties, such person disseminates through any means, including by posting on the internet, the public official's family's personal information. For purposes of this section, "personal information" includes a home address, Social Security number, federal tax identification number, checking or savings account numbers, marital status, and identity of a child under eighteen years of age. For the purposes of this section, the term "public official" includes current or former members of the general assembly, statewide elected officials, first responders, children's division employees, and employees of the department of corrections. The offense of tampering with a public official shall be a class D felony. If a violation of this section results in death or bodily injury to a public official or a member of the public official's family, the offense shall be a class B felony.** "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 45, Lines 23-48, Page 46, Lines 1-49, Page 47, Lines 1-49, and Page 48, Lines 1-17, by deleting all of said lines and inserting in lieu thereof the following:

""559.036. 1. A term of probation commences on the day it is imposed. Multiple terms of Missouri probation, whether imposed at the same time or at different times, shall run concurrently. Terms of probation shall also run concurrently with any federal or other state jail, prison, probation or parole term for another offense to which the defendant is or becomes subject during the period**[**, unless otherwise specified by the Missouri court**]**.

2. The court may terminate a period of probation and discharge the defendant at any time before completion of the specific term fixed under section 559.016 if warranted by the conduct of the defendant and the ends of justice. The court may extend the term of the probation, but no more than one extension of any probation may be ordered except that the court may extend the term of probation by one additional year by order of the court if the defendant admits he or she has violated the conditions of probation or is found by the court to have violated the conditions of his or her probation. Total time on any probation term, including any extension shall not exceed the maximum term established in section 559.016. **Total time on any probation term shall not include time when the probation term is suspended under this section.** Procedures for termination, discharge and extension may be established by rule of court.

(1) The division of probation and parole shall file a notification of earned discharge from probation with the court for any defendant who has completed at least sixty percent of the probation term, rounded up to the nearest whole month, and is compliant with the terms of supervision as ordered by the court and division. If a defendant submits to the division of probation and parole verifiable documentation of employment of at least one hundred thirty wage-earning hours per month for a period of at least six consecutive months, then the division of probation and parole shall file a notification of earned discharge from probation with the court once the defendant has completed at least forty percent of the probation term, rounded up to the nearest whole month, and is compliant with the terms of supervision as ordered by the court and division. The division shall not file a notification of earned discharge for any defendant who has not paid ordered restitution in full, is on a term of probation for any class A or class B felony, or is subject to lifetime supervision under

sections 217.735 and 559.106. The division shall notify the prosecuting or circuit attorney when a notification of earned discharge is filed.

(2) The prosecuting or circuit attorney may request a hearing within thirty days of the filing of the notification of earned discharge from probation. If the state opposes the discharge of the defendant, the prosecuting or circuit attorney shall argue the earned discharge is not appropriate and the defendant should continue to serve the probation term.

(3) If a hearing is requested, the court shall hold the hearing and issue its order no later than sixty days after the filing of the notification of earned discharge from probation. If, after a hearing, the court finds by a preponderance of the evidence that the earned discharge is not appropriate, the court shall order the probation term to continue, may modify the conditions of probation as appropriate, and may order the continued supervision of the defendant by either the division of probation and parole or the court. If, after a hearing, the court finds that the earned discharge is appropriate, the court shall order the defendant discharged from probation.

(4) If the prosecuting or circuit attorney does not request a hearing, the court shall order the defendant discharged from probation within sixty days of the filing of the notification of earned discharge from probation but no earlier than thirty days from the filing of notification of earned discharge from probation.

3. If the defendant violates a condition of probation at any time prior to the expiration or termination of the probation term, the court may continue him or her on the existing conditions, with or without modifying or enlarging the conditions or extending the term.

4. (1) Unless the defendant consents to the revocation of probation, if a continuation, modification, enlargement or extension is not appropriate under this section, the court shall order placement of the offender in one of the department of corrections' one hundred twenty-day programs so long as:

(a) The underlying offense for the probation is a class D or E felony or an offense listed in chapter 579 or an offense previously listed in chapter 195; except that, the court may, upon its own motion or a motion of the prosecuting or circuit attorney, make a finding that an offender is not eligible if the underlying offense is involuntary manslaughter in the second degree, stalking in the first degree, assault in the second degree, sexual assault, rape in the second degree, domestic assault in the second degree, assault in the third degree when the victim is a special victim, statutory rape in the second degree, statutory sodomy in the second degree, deviate sexual assault, sodomy in the second degree, sexual misconduct involving a child, incest, endangering the welfare of a child in the first degree under subdivision (1) or (2) of subsection 1 of section 568.045, abuse of a child, invasion of privacy, any case in which the defendant is found guilty of a felony offense under chapter 571, or an offense of aggravated stalking or assault of a law enforcement officer in the second degree as such offenses existed prior to January 1, 2017;

(b) The probation violation is not the result of the defendant being an absconder or being found guilty of, pleading guilty to, or being arrested on suspicion of any felony, misdemeanor, or infraction. For purposes of this subsection, "absconder" shall mean an offender under supervision who has left such offender's place of residency without the permission of the offender's supervising officer for the purpose of avoiding supervision;

(c) The defendant has not violated any conditions of probation involving the possession or use of weapons, or a stay-away condition prohibiting the defendant from contacting a certain individual; and

(d) The defendant has not already been placed in one of the programs by the court for the same underlying offense or during the same probation term.

(2) Upon receiving the order, the department of corrections shall conduct an assessment of the offender and place such offender in the appropriate one hundred twenty-day program under subsection 3 of section 559.115.

(3) Notwithstanding any of the provisions of subsection 3 of section 559.115 to the contrary, once the defendant has successfully completed the program under this subsection, the court shall release the defendant to continue to serve the term of probation, which shall not be modified, enlarged, or extended based on the same incident of violation. Time served in the program shall be credited as time served on any sentence imposed for the underlying offense.

5. If the defendant consents to the revocation of probation or if the defendant is not eligible under subsection 4 of this section for placement in a program and a continuation, modification, enlargement, or extension of the term under this section is not appropriate, the court may revoke probation and order that any sentence previously imposed be executed. If imposition of sentence was suspended, the court may revoke probation and impose any sentence available under section 557.011. The court may mitigate any sentence of imprisonment by reducing the prison or jail term by all or part of the time the defendant was on probation. The court may, upon revocation of probation, place an offender on a second term of probation. Such probation shall be for a term of probation as provided by section 559.016, notwithstanding any amount of time served by the offender on the first term of probation.

6. Probation shall not be revoked without giving the probationer notice and an opportunity to be heard on the issues of whether such probationer violated a condition of probation and, if a condition was violated, whether revocation is warranted under all the circumstances. Not less than five business days prior to the date set for a hearing on the violation, except for a good cause shown, the judge shall inform the probationer that he or she may have the right to request the appointment of counsel if the probationer is unable to retain counsel. If the probationer requests counsel, the judge shall determine whether counsel is necessary to protect the probationer's due process rights. If the judge determines that counsel is not necessary, the judge shall state the grounds for the decision in the record.

7. The prosecuting or circuit attorney may file a motion to revoke probation or at any time during the term of probation, the court may issue a notice to the probationer to appear to answer a charge of a violation, and the court may issue a warrant of arrest for the violation. Such notice shall be personally served upon the probationer. The warrant shall authorize the return of the probationer to the custody of the court or to any suitable detention facility designated by the court. Upon the filing of the prosecutor's or circuit attorney's motion or on the court's own motion, the court may immediately enter an order suspending the period of probation and may order a warrant for the defendant's arrest. The probation shall remain suspended until the court rules on the prosecutor's or circuit attorney's motion, or until the court otherwise orders the probation reinstated.

8. The power of the court to revoke probation shall extend for the duration of the term of probation designated by the court and for any further period which is reasonably necessary for the adjudication of matters arising before its expiration, provided that some affirmative manifestation of an intent to conduct a revocation hearing occurs prior to the expiration of the period and that every reasonable effort is made to notify the probationer and to conduct the hearing prior to the expiration of the period.

9. A defendant who was sentenced prior to January 1, 2017 to an offense that was eligible at the time

of sentencing under paragraph (a) of subdivision (1) of subsection 4 of this section for the court ordered detention sanction shall continue to remain eligible for the sanction so long as the defendant meets all the other requirements provided under subsection 4 of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 2, Line 10, by inserting after all of the said line the following:

"57.280. 1. Sheriffs shall receive a charge for service of any summons, writ or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est return or a nulla bona return, the sum of twenty dollars for each item to be served, except that a sheriff shall receive a charge for service of any subpoena, and making a return on the same, the sum of ten dollars; however, no such charge shall be collected in any proceeding when court costs are to be paid by the state, county or municipality. In addition to such charge, the sheriff shall be entitled to receive for each mile actually traveled in serving any summons, writ, subpoena or other order of court the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to this section shall be collected by the court clerk as court costs and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge. A sheriff may refuse to perform any service in any action or proceeding, other than when court costs are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his agent or attorney. The party at whose application any writ, execution, subpoena or other process has issued from the court shall pay the sheriff's costs for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, going and returning from the courthouse of the county in which he resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. The sheriff upon the receipt of the charge herein provided for shall pay into the treasury of the county any and all charges received pursuant to the provisions of this section. The funds collected pursuant to this section, not to exceed fifty thousand dollars in any calendar year, shall be held in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's

set duties. Any such funds in excess of fifty thousand dollars in any calendar year shall be placed to the credit of the general revenue fund of the county. Moneys in the fund shall be used only for the procurement of services and equipment to support the operation of the sheriff's office. Moneys in the fund established pursuant to this subsection shall not lapse to the county general revenue fund at the end of any county budget or fiscal year.

4. Notwithstanding the provisions of subsection 3 of this section to the contrary, the sheriff**[**, or any other person specially appointed to serve in a county that receives funds under section 57.278,**]** shall receive ten dollars for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section, in addition to the charge for such service that each sheriff receives under subsection 1 of this section. The money received by the sheriff**[**, or any other person specially appointed to serve in a county that receives funds under section 57.278,**]** under this subsection shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.

5. Notwithstanding the provisions of subsection 3 of this section, the court clerk shall collect ten dollars as a court cost for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section if any person other than a sheriff is specially appointed to serve in a county that receives funds under section 57.278. The moneys received by the court clerk under this subsection shall be paid into the county treasury and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278. Any other person specially appointed to serve in a county shall execute and deliver to the circuit clerk along with the confirmation of service, a signed and notarized affidavit of confirmation, made under penalty of perjury, that includes the amount, check number, and date of payment to evidence payment was made to the sheriff for the deputy sheriff salary supplemental fund as required by this subsection.

[5.**]** **6.** Sheriffs shall receive up to fifty dollars for service of any summons, writ, or other order of the court in connection with any eviction proceeding, in addition to the charge for such service that each sheriff receives under this section. All of such charges shall be received by the sheriff who is requested to perform the service and shall be paid to the county treasurer in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's set duties. All charges shall be payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge."; and

Further amened said amendment, Page 33, Line 18, by inserting after all of the said line the following:

"488.435. 1. Sheriffs shall receive a charge, as provided in section 57.280, for service of any summons, writ or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est return or a nulla bona return, the sum of twenty dollars for each item to be served, as provided in section 57.280, except that a sheriff shall receive a charge for service of any subpoena, and making a return on the same, the sum of ten dollars, as provided in section 57.280; however, no such charge shall be collected in any proceeding when court costs are to be paid by the state, county or municipality. In addition to such charge, the sheriff shall be entitled, as provided in section 57.280, to receive for each mile actually traveled in serving any summons, writ, subpoena or other order of court, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed

as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to section 57.280 shall be collected by the court clerk as court costs and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of such charge. A sheriff may refuse to perform any service in any action or proceeding, other than when court costs are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall, as provided in section 57.280, receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his or her agent or attorney. The party at whose application any writ, execution, subpoena or other process has issued from the court shall pay the sheriff's costs, as provided in section 57.280, for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, as provided in section 57.280, going and returning from the courthouse of the county in which he or she resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. As provided in subsection 4 of section 57.280, the sheriff shall receive ten dollars for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of section 57.280, in addition to the charge for such service that each sheriff receives under subsection 1 of section 57.280. The money received by the sheriff under subsection 4 of section 57.280 shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.

4. As provided in subsection 5 of section 57.280, the court clerk shall collect ten dollars as a court cost for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section if any person other than a sheriff is specially appointed to serve in a county that receives funds under section 57.278. The moneys received by the clerk under this subsection shall be paid into the county treasury and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 13, Line 19, by inserting after all of said line the following:

"**195.825. 1. "Entity", the same meaning as in Article XIV, Section 1, of the Missouri Constitution.**

2. Records identifying entities licensed under Article XIV, Section 1, of the Missouri Constitution; the ownership structure of such entities; or the individual owners or others with financial or controlling interest in such entities shall not be considered closed records under Article XIV, Section 1, Subsection 3(5) of the Missouri Constitution or under chapter 610, RSMo.

3. The department of health and senior services shall be required to provide the general assembly, or a committee thereof, with access to such records for the purpose of allowing the legislature to determine the following:

(1) Whether the department has adequately exercised the authority granted to it in Article XIV, Section 1, Subsection 3(1)(a) of the Missouri Constitution to grant or refuse state licenses;

(2) Whether patient access has been unreasonably restricted, as provided in Article XIV, Section 1, Subsection 3(1)(b) of the Missouri Constitution;

(3) Whether scoring of license applications has been limited to the criteria provided in Article XIV, Section 1, Subsection 3(1)(h) of the Missouri Constitution;

(4) Whether any entities have received more licenses than allowed under Article XIV, Section 1, Subsection 3(8)-(10); or

(5) Whether there is need for the department to lift or ease any limit on the number of licensees or certificate holders in order to meet the demand for marijuana for medical use by qualifying patients, as provided under Article XIV, Section 1, Subsection 3(1) of the Missouri Constitution.

4. The provisions of Section 3 of this section shall be considered purposes under which release of reports or other information obtained by a license applicant or licensee is authorized under Article XIV, Section 1, Subsection 3(5) of the Missouri Constitution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 102, Line 10, by inserting after all of the said line the following:

"**Section 3. 1. A person commits the offense of tampering with an election official if, with the purpose to harass or intimidate an election official in the performance of such official's official duties, such person:**

1) Threatens or causes harm to such election official or members of such election official's family;

(2) Uses force, threats, or deception against or toward such election official or members of such election official's family;

(3) Attempts to induce, influence, or pressure an election official or members of an election official's family to violate state law or the Constitution;

(4) Engages in conduct reasonably calculated to harass or alarm such election official or such election official's family, including stalking pursuant to section 565.225 or 565.227;

(5) Disseminates through any means, including by posting on the internet, the personal information of an election official or any member of an election official's family. For purposes of this section, "personal information" includes a Social Security number, federal tax identification number, checking and savings account numbers, credit card numbers, marital status, or identity of a child under eighteen years of age.

2. For the purposes of this section, the term "election official" includes election judges, challengers, watchers, and other volunteers or employees of an election authority. The offense of tampering with an election official shall be a class D felony. If a violation of this section results in death or bodily injury to an election official or a member of the official's family, the offense shall be a class B felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 45, Lines 2 and 4, by deleting each occurrence of the word "**discharge**" and inserting in lieu thereof the word "**release**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 12 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 3, Line 5, by inserting after said line the following:

"70.441. 1. As used in this section, the following terms have the following meanings:

(1) "Agency", the bi-state development agency created by compact under section 70.370;

(2) "Conveyance" includes bus, paratransit vehicle, rapid transit car or train, locomotive, or other vehicle used or held for use by the agency as a means of transportation of passengers;

(3) "Facilities" includes all property and equipment, including, without limitation, rights-of-way and related trackage, rails, signals, power, fuel, communication and ventilation systems, power plants, stations, terminals, signage, storage yards, depots, repair and maintenance shops, yards, offices, parking lots and other real estate or personal property used or held for or incidental to the operation, rehabilitation or improvement of any public mass transportation system of the agency;

(4) "Person", any individual, firm, copartnership, corporation, association or company; and

(5) "Sound production device" includes, but is not limited to, any radio receiver, phonograph, television receiver, musical instrument, tape recorder, cassette player, speaker device and any sound amplifier.

2. In interpreting or applying this section, the following provisions shall apply:

(1) Any act otherwise prohibited by this section is lawful if specifically authorized by agreement, permit, license or other writing duly signed by an authorized officer of the agency or if performed by an officer, employee or designated agent of the agency acting within the scope of his or her employment or agency;

(2) Rules shall apply with equal force to any person assisting, aiding or abetting another, including a minor, in any of the acts prohibited by the rules or assisting, aiding or abetting another in the avoidance of any of the requirements of the rules; and

(3) The singular shall mean and include the plural; the masculine gender shall mean the feminine and the neuter genders; and vice versa.

3. (1) No person shall use or enter upon the light rail conveyances of the agency without payment of the fare or other lawful charges established by the agency. Any person on any such conveyance must have properly validated fare media in his possession. This ticket must be valid to or from the station the passenger is using, and must have been used for entry for the trip then being taken;

(2) No person shall use any token, pass, badge, ticket, document, transfer, card or fare media to gain entry to the facilities or conveyances of, or make use of the services of, the agency, except as provided, authorized or sold by the agency and in accordance with any restriction on the use thereof imposed by the agency;

(3) No person shall enter upon parking lots designated by the agency as requiring payment to enter, either by electronic gate or parking meters, where the cost of such parking fee is visibly displayed at each location, without payment of such fees or other lawful charges established by the agency;

(4) Except for employees of the agency acting within the scope of their employment, no person shall sell, provide, copy, reproduce or produce, or create any version of any token, pass, badge, ticket, document, transfer, card or any other fare media or otherwise authorize access to or use of the facilities, conveyances or services of the agency without the written permission of an authorized representative of the agency;

(5) No person shall put or attempt to put any paper, article, instrument or item, other than a token, ticket, badge, coin, fare card, pass, transfer or other access authorization or other fare media issued by the agency and valid for the place, time and manner in which used, into any fare box, pass reader, ticket vending machine, parking meter, parking gate or other fare collection instrument, receptacle, device, machine or location;

(6) Tokens, tickets, fare cards, badges, passes, transfers or other fare media that have been forged, counterfeited, imitated, altered or improperly transferred or that have been used in a manner inconsistent with this section shall be confiscated;

(7) No person may perform any act which would interfere with the provision of transit service or obstruct the flow of traffic on facilities or conveyances or which would in any way interfere or tend to interfere with the safe and efficient operation of the facilities or conveyances of the agency;

(8) All persons on or in any facility or conveyance of the agency shall:

(a) Comply with all lawful orders and directives of any agency employee acting within the scope of his employment;

(b) Obey any instructions on notices or signs duly posted on any agency facility or conveyance; and

(c) Provide accurate, complete and true information or documents requested by agency personnel acting within the scope of their employment and otherwise in accordance with law;

(9) No person shall falsely represent himself or herself as an agent, employee or representative of the agency;

(10) No person on or in any facility or conveyance shall:

(a) Litter, dump garbage, liquids or other matter, or create a nuisance, hazard or **[**unsanitary**]** **insanitary** condition, including, but not limited to, spitting and urinating, except in facilities provided;

(b) Drink any alcoholic beverage or possess any opened or unsealed container of alcoholic beverage, except on premises duly licensed for the sale of alcoholic beverages, such as bars and restaurants;

(c) Enter or remain in any facility or conveyance while his ability to function safely in the environment of the agency transit system is impaired by the consumption of alcohol or by the taking of any drug;

(d) Loiter or stay on any facility of the agency;

(e) Consume foods or liquids of any kind, except in those areas specifically authorized by the agency;

(f) Smoke or carry an open flame or lighted match, cigar, cigarette, pipe or torch, except in those areas or locations specifically authorized by the agency; or

(g) Throw or cause to be propelled any stone, projectile or other article at, from, upon or in a facility or conveyance;

(11) **Except as otherwise provided under section 571.107,** no weapon or other instrument intended for use as a weapon may be carried in or on any facility or conveyance, except for law enforcement personnel. For the purposes hereof, a weapon shall include, but not be limited to, a firearm, switchblade knife, sword, or any instrument of any kind known as blackjack, billy club, club, sandbag, metal knuckles, leather bands studded with metal, wood impregnated with metal filings or razor blades; except that this subdivision shall not apply to a rifle or shotgun which is unloaded and carried in any enclosed case, box or other container which completely conceals the item from view and identification as a weapon;

(12) No explosives, flammable liquids, acids, fireworks or other highly combustible materials or radioactive materials may be carried on or in any facility or conveyance, except as authorized by the agency;

(13) No person, except as specifically authorized by the agency, shall enter or attempt to enter into any area not open to the public, including, but not limited to, motorman's cabs, conductor's cabs, bus operator's seat location, closed-off areas, mechanical or equipment rooms, concession stands, storage areas, interior rooms, tracks, roadbeds, tunnels, plants, shops, barns, train yards, garages, depots or any area marked with a sign restricting access or indicating a dangerous environment;

(14) No person may ride on the roof, the platform between rapid transit cars, or on any other area outside any rapid transit car or bus or other conveyance operated by the agency;

(15) No person shall extend his hand, arm, leg, head or other part of his or her person or extend any item, article or other substance outside of the window or door of a moving rapid transit car, bus or other conveyance operated by the agency;

(16) No person shall enter or leave a rapid transit car, bus or other conveyance operated by the agency except through the entrances and exits provided for that purpose;

(17) No animals may be taken on or into any conveyance or facility except the following:

(a) An animal enclosed in a container, accompanied by the passenger and carried in a manner which does not annoy other passengers; and

(b) Working dogs for law enforcement agencies, agency dogs on duty, dogs properly harnessed and accompanying blind or hearing-impaired persons to aid such persons, or dogs accompanying trainers carrying a certificate of identification issued by a dog school;

(18) No vehicle shall be operated carelessly, or negligently, or in disregard of the rights or safety of others or without due caution and circumspection, or at a speed in such a manner as to be likely to endanger persons or property on facilities of the agency. The speed limit on parking lots and access roads shall be posted as fifteen miles per hour unless otherwise designated.

4. (1) Unless a greater penalty is otherwise provided by the laws of the state, any violation of this section shall constitute a misdemeanor, and any person committing a violation thereof shall be subject to arrest and, upon conviction in a court of competent jurisdiction, shall pay a fine in an amount not less than twenty-five dollars and no greater than two hundred fifty dollars per violation, in addition to court costs. Any default in the payment of a fine imposed pursuant to this section without good cause shall result in imprisonment for not more than thirty days;

(2) Unless a greater penalty is provided by the laws of the state, any person convicted a second or subsequent time for the same offense under this section shall be guilty of a misdemeanor and sentenced to pay a fine of not less than fifty dollars nor more than five hundred dollars in addition to court costs, or to undergo imprisonment for up to sixty days, or both such fine and imprisonment;

(3) Any person failing to pay the proper fare, fee or other charge for use of the facilities and conveyances of the agency shall be subject to payment of such charge as part of the judgment against the violator. All proceeds from judgments for unpaid fares or charges shall be directed to the appropriate agency official;

(4) All juvenile offenders violating the provisions of this section shall be subject to the jurisdiction of the juvenile court as provided in chapter 211;

(5) As used in this section, the term "conviction" shall include all pleas of guilty and findings of guilt.

5. Any person who is convicted, pleads guilty, or pleads nolo contendere for failing to pay the proper fare, fee, or other charge for the use of the facilities and conveyances of the bi-state development agency, as described in subdivision (3) of subsection 4 of this section, may, in addition to the unpaid fares or charges and any fines, penalties, or sentences imposed by law, be required to reimburse the reasonable costs attributable to the enforcement, investigation, and prosecution of such offense by the bi-state development agency. The court shall direct the reimbursement proceeds to the appropriate agency official.

6. (1) Stalled or disabled vehicles may be removed from the roadways of the agency property by the agency and parked or stored elsewhere at the risk and expense of the owner;

(2) Motor vehicles which are left unattended or abandoned on the property of the agency for a period of over seventy-two hours may be removed as provided for in section 304.155, except that the removal may be authorized by personnel designated by the agency under section 70.378."; and

Further amend said amendment, Page 61, Line 38, by inserting after said line the following:

"571.020. 1. A person commits an offense if such person knowingly possesses, manufactures, transports, repairs, or sells:

(1) An explosive weapon;

(2) An explosive, incendiary or poison substance or material with the purpose to possess, manufacture or sell an explosive weapon;

(3) A gas gun;

(4) A bullet or projectile which explodes or detonates upon impact because of an independent explosive charge after having been shot from a firearm; or

(5) **[**Knuckles; or

(6)**]** Any of the following in violation of federal law:

(a) A machine gun; **or**

(b) A short-barreled rifle or shotgun**[**;

(c) A firearm silencer; or

(d) A switchblade knife.

2. A person does not commit an offense pursuant to this section if his or her conduct involved any of the items in subdivisions (1) to **[**(5)**] (4)** of subsection 1, the item was possessed in conformity with any applicable federal law, and the conduct:

(1) Was incident to the performance of official duty by the Armed Forces, National Guard, a governmental law enforcement agency, or a penal institution; or

(2) Was incident to engaging in a lawful commercial or business transaction with an organization enumerated in subdivision (1) of this **[**section**] subsection**; or

(3) Was incident to using an explosive weapon in a manner reasonably related to a lawful industrial or commercial enterprise; or

(4) Was incident to displaying the weapon in a public museum or exhibition; or

(5) Was incident to using the weapon in a manner reasonably related to a lawful dramatic performance.

3. An offense pursuant to subdivision (1), (2), (3) or **[**(6)**] (5)** of subsection 1 of this section is a class D felony; a crime pursuant to subdivision (4) **[**or (5)**]** of subsection 1 of this section is a class A misdemeanor.

571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121 **and sections 571.205 to 571.230**, if he or she knowingly:

(1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107; or

(2) Sets a spring gun; or

(3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for the assembling of people; or

(4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or

(5) Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she

is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or

(6) Discharges a firearm within one hundred yards of any occupied schoolhouse, courthouse, or church building; or

(7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or

(8) Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the federal government, state government, or political subdivision thereof; or

(9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

(10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of section 579.015.

2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the persons described in this subsection, regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties except as otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply to or affect any of the following persons, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties, except as otherwise provided in this subsection:

(1) All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in subsection 12 of this section, and who carry the identification defined in subsection 13 of this section, or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;

(3) Members of the Armed Forces or National Guard while performing their official duty;

(4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;

(5) Any person whose bona fide duty is to execute process, civil or criminal;

(6) Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within the law enforcement agency's jurisdiction;

(7) Any state probation or parole officer, including supervisors and members of the parole board;

(8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the department of public safety under section 590.750;

(9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

(10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111;

(11) Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties; and

(12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties.

3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision (1) of subsection 1 of this section does not apply to any person nineteen years of age or older or eighteen years of age or older and a member of the United States Armed Forces, or honorably discharged from the United States Armed Forces, transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which the actor has possession, authority or control, or is traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event or club event.

4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121 **or sections 571.205 to 571.230**, a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.

5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

6. Notwithstanding any provision of this section to the contrary, the state shall not prohibit any state

employee from having a firearm in the employee's vehicle on the state's property provided that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state as an employer when the state employee's vehicle is on property owned or leased by the state and the state employee is conducting activities within the scope of his or her employment. For the purposes of this subsection, "state employee" means an employee of the executive, legislative, or judicial branch of the government of the state of Missouri.

7. Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

8. A person who commits the crime of unlawful use of weapons under:

(1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E felony;

(2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B misdemeanor, except when a concealed weapon is carried onto any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of section 571.107 shall apply;

(3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

(4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to another person, it is a class A felony.

9. Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

(1) For the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony;

(2) For any violation by a prior offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation or conditional release for a term of ten years;

(3) For any violation by a persistent offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release;

(4) For any violation which results in injury or death to another person, a person shall be sentenced to an authorized disposition for a class A felony.

10. Any person knowingly aiding or abetting any other person in the violation of subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed by this section for violations by other persons.

11. Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of sentence if such

person has previously received a suspended imposition of sentence for any other firearms- or weapons-related felony offense.

12. As used in this section "qualified retired peace officer" means an individual who:

(1) Retired in good standing from service with a public agency as a peace officer, other than for reasons of mental instability;

(2) Before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(3) Before such retirement, was regularly employed as a peace officer for an aggregate of fifteen years or more, or retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;

(4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a plan is available;

(5) During the most recent twelve-month period, has met, at the expense of the individual, the standards for training and qualification for active peace officers to carry firearms;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Is not prohibited by federal law from receiving a firearm.

13. The identification required by subdivision (1) of subsection 2 of this section is:

(1) A photographic identification issued by the agency from which the individual retired from service as a peace officer that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the standards established by the agency for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm; or

(2) A photographic identification issued by the agency from which the individual retired from service as a peace officer; and

(3) A certification issued by the state in which the individual resides that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the state to meet the standards established by the state for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm.": and

Further amend said amendment, Page 68, Line 1, by inserting after said line the following:

"571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121 **or sections 571.205 to 571.230**, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121 **or sections 571.205 to 571.230**, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms **or knuckles** into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons

violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) **[**Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15)**]** Any private property whose owner has posted the premises as being off-limits to concealed

firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

[(16)**] (15)** Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

[(17)**] (16)** Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm **or knuckles** in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121 **or sections 571.205 to 571.230**, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing.

3. Notwithstanding any provision of this chapter or chapter 70, 577, or 578 to the contrary, a person carrying a firearm concealed on or about his or her person who is lawfully in possession of a

valid concealed carry permit or endorsement shall not be prohibited or impeded from accessing or using any publicly funded transportation system and shall not be harassed or detained for carrying a concealed firearm on the property, vehicles, or conveyances owned, contracted, or leased by such systems that are accessible to the public. For purposes of this subsection, "publicly funded transportation system" means the property, equipment, rights-of-way, or buildings, whether publicly or privately owned and operated, of an entity that receives public funds and holds itself out to the general public for the transportation of persons. This includes portions of a public transportation system provided through a contract with a private entity but excludes any corporation that provides intercity passenger train service on railroads throughout the United States or any private partnership in which the corporation engages.

571.111. 1. An applicant for a concealed carry permit shall demonstrate knowledge of firearms safety training. This requirement shall be fully satisfied if the applicant for a concealed carry permit:

(1) Submits a photocopy of a certificate of firearms safety training course completion, as defined in subsection **[**2**] 3** of this section, signed by a qualified firearms safety instructor as defined in subsection **[**6**] 7** of this section; or

(2) Submits a photocopy of a certificate that shows the applicant completed a firearms safety course given by or under the supervision of any state, county, municipal, or federal law enforcement agency; or

(3) Is a qualified firearms safety instructor as defined in subsection **[**6**] 7** of this section; or

(4) Submits proof that the applicant currently holds any type of valid peace officer license issued under the requirements of chapter 590; or

(5) Submits proof that the applicant is currently allowed to carry firearms in accordance with the certification requirements of section 217.710; or

(6) Submits proof that the applicant is currently certified as any class of corrections officer by the Missouri department of corrections and has passed at least one eight-hour firearms training course, approved by the director of the Missouri department of corrections under the authority granted to him or her, that includes instruction on the justifiable use of force as prescribed in chapter 563; or

(7) Submits a photocopy of a certificate of firearms safety training course completion that was issued on August 27, 2011, or earlier so long as the certificate met the requirements of subsection **[**2**] 3** of this section that were in effect on the date it was issued.

2. **An applicant serving as an active duty member in the Armed Forces and who submits proof of receipt of a pistol marksmanship award shall be exempt from the requirements of subdivisions (2), (3), (9), and (10) of subsection 3 of this section.**

3. A certificate of firearms safety training course completion may be issued to any applicant by any qualified firearms safety instructor. On the certificate of course completion the qualified firearms safety instructor shall affirm that the individual receiving instruction has taken and passed a firearms safety course of at least eight hours in length taught by the instructor that included:

(1) Handgun safety in the classroom, at home, on the firing range and while carrying the firearm;

(2) A physical demonstration performed by the applicant that demonstrated his or her ability to safely load and unload either a revolver or a semiautomatic pistol and demonstrated his or her marksmanship with

either firearm;

(3) The basic principles of marksmanship;

(4) Care and cleaning of concealable firearms;

(5) Safe storage of firearms at home;

(6) The requirements of this state for obtaining a concealed carry permit from the sheriff of the individual's county of residence;

(7) The laws relating to firearms as prescribed in this chapter;

(8) The laws relating to the justifiable use of force as prescribed in chapter 563;

(9) A live firing exercise of sufficient duration for each applicant to fire either a revolver or a semiautomatic pistol, from a standing position or its equivalent, a minimum of twenty rounds from the handgun at a distance of seven yards from a B-27 silhouette target or an equivalent target;

(10) A live-fire test administered to the applicant while the instructor was present of twenty rounds from either a revolver or a semiautomatic pistol from a standing position or its equivalent at a distance from a B-27 silhouette target, or an equivalent target, of seven yards.

[3.**]** **4.** A certificate of firearms safety training course completion may also be issued to an applicant who presents proof to a qualified firearms safety instructor that the applicant has passed a regular or online course on firearm safety conducted by an instructor certified by the National Rifle Association that is at least one hour in length and who also passes the requirements of subdivisions (1), (2), (6), (7), (8), (9), and (10) of subsection **[**2**]** **3** of this section in a course, not restricted by a period of hours, that is taught by a qualified firearms safety instructor.

[4.**]** **5.** A qualified firearms safety instructor shall not give a grade of passing to an applicant for a concealed carry permit who:

(1) Does not follow the orders of the qualified firearms instructor or cognizant range officer; or

(2) Handles a firearm in a manner that, in the judgment of the qualified firearm safety instructor, poses a danger to the applicant or to others; or

(3) During the live-fire testing portion of the course fails to hit the silhouette portion of the targets with at least fifteen rounds.

[5.**]** **6.** Qualified firearms safety instructors who provide firearms safety instruction to any person who applies for a concealed carry permit shall:

(1) Make the applicant's course records available upon request to the sheriff of the county in which the applicant resides;

(2) Maintain all course records on students for a period of no less than four years from course completion date; and

(3) Not have more than forty students per certified instructor in the classroom portion of the course or more than five students per range officer engaged in range firing.

[6.**]** **7.** A firearms safety instructor shall be considered to be a qualified firearms safety instructor by any

sheriff issuing a concealed carry permit pursuant to sections 571.101 to 571.121 if the instructor:

(1) Is a valid firearms safety instructor certified by the National Rifle Association holding a rating as a personal protection instructor or pistol marksmanship instructor; or

(2) Submits a photocopy of a notarized certificate from a firearms safety instructor's course offered by a local, state, or federal governmental agency; or

(3) Submits a photocopy of a notarized certificate from a firearms safety instructor course approved by the department of public safety; or

(4) Has successfully completed a firearms safety instructor course given by or under the supervision of any state, county, municipal, or federal law enforcement agency; or

(5) Is a certified police officer firearms safety instructor.

[7.**]** **8.** Any firearms safety instructor qualified under subsection **[**6**]** **7** of this section may submit a copy of a training instructor certificate, course outline bearing the notarized signature of the instructor, and a recent photograph of the instructor to the sheriff of the county in which the instructor resides. The sheriff shall review the training instructor certificate along with the course outline and verify the firearms safety instructor is qualified and the course meets the requirements provided under this section. If the sheriff verifies the firearms safety instructor is qualified and the course meets the requirements provided under this section, the sheriff shall collect an annual registration fee of ten dollars from each qualified instructor who chooses to submit such information and submit the registration to the Missouri sheriff methamphetamine relief taskforce. The Missouri sheriff methamphetamine relief taskforce, or its designated agent, shall create and maintain a statewide database of qualified instructors. This information shall be a closed record except for access by any sheriff. Firearms safety instructors may register annually and the registration is only effective for the calendar year in which the instructor registered. Any sheriff may access the statewide database maintained by the Missouri sheriff methamphetamine relief taskforce to verify the firearms safety instructor is qualified and the course offered by the instructor meets the requirements provided under this section. Unless a sheriff has reason to believe otherwise, a sheriff shall presume a firearms safety instructor is qualified to provide firearms safety instruction in counties throughout the state under this section if the instructor is registered on the statewide database of qualified instructors.

[8.**]** **9.** Any firearms safety instructor who knowingly provides any sheriff with any false information concerning an applicant's performance on any portion of the required training and qualification shall be guilty of a class C misdemeanor. A violation of the provisions of this section shall result in the person being prohibited from instructing concealed carry permit classes and issuing certificates."; and

Further amend said amendment, Page 73, Line 2, by inserting after said line the following:

"571.215. 1. A Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 shall authorize the person in whose name the permit is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No Missouri lifetime or extended concealed carry permit shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries, or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule under subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule under subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government, or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid Missouri lifetime or extended concealed carry permit from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid Missouri lifetime or extended concealed carry permit, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county, or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit holders in that portion of a building owned, leased, or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule, or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule, or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule, or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule, or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a Missouri lifetime or extended concealed carry permit to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the Missouri lifetime or extended concealed carry permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a Missouri lifetime or extended concealed carry permit;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager under rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

[(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15)] Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a Missouri lifetime or extended concealed carry permit from carrying

concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a Missouri lifetime or extended concealed carry permit from carrying a concealed firearm in vehicles owned by the employer;

[(16)] **(15)** Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

[(17)] **(16)** Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a Missouri lifetime or extended concealed carry permit shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her Missouri lifetime or extended concealed carry permit revoked and such person shall not be eligible for a Missouri lifetime or extended concealed carry permit or a concealed carry permit issued under sections 571.101 to 571.121 for a period of three years. Upon conviction of charges arising from a citation issued under this subsection, the court shall notify the sheriff of the county which issued the Missouri lifetime or extended concealed carry permit. The sheriff shall suspend or revoke the Missouri lifetime or extended concealed carry permit.”; and

Further amend said amendment, Page 81, Line 38, by inserting after said line the following:

“577.703. 1. A person commits the offense of bus hijacking if he or she seizes or exercises control, by force or violence or threat of force or violence, of any bus. The offense of bus hijacking is a class B felony.

2. The offense of “assault with the intent to commit bus hijacking” is defined as an intimidation, threat, assault or battery toward any driver, attendant or guard of a bus so as to interfere with the performance of duties by such person. Assault to commit bus hijacking is a class D felony.

3. Any person, who, in the commission of such intimidation, threat, assault or battery with the intent to commit bus hijacking, employs a dangerous or deadly weapon or other means capable of inflicting serious bodily injury shall, upon conviction, be guilty of a class A felony.

4. **Except as otherwise provided under section 571.107,** any passenger who boards a bus with a dangerous or deadly weapon or other means capable of inflicting serious bodily injury concealed upon his or her person or effects is guilty of the felony of “possession and concealment of a dangerous or deadly weapon” upon a bus. Possession and concealment of a dangerous and deadly weapon by a passenger upon

a bus is a class D felony. The provisions of this subsection shall not apply to**:**

(1) Duly elected or appointed law enforcement officers or commercial security personnel who are in possession of weapons used within the course and scope of their employment; **[**nor shall the provisions of this subsection apply to**]**

(2) Persons who are in possession of weapons or other means of inflicting serious bodily injury with the consent of the owner of such bus, his or her agent, or the lessee or bailee of such bus**; or**

(3) Persons carrying a concealed firearm who lawfully possess a valid concealed carry permit or endorsement in accordance with sections 571.101 to 571.126 or sections 571.205 to 571.230.

577.712. 1. In order to provide for the safety, comfort, and well-being of passengers and others having a bona fide business interest in any terminal, a bus transportation company may refuse admission to terminals to any person not having bona fide business within the terminal. Any such refusal shall not be inconsistent or contrary to state or federal laws, regulations pursuant thereto, or to any ordinance of the political subdivision in which such terminal is located. A duly authorized company representative may ask any person in a terminal or on the premises of a terminal to identify himself or herself and state his or her business. Failure to comply with such request or failure to state an acceptable business purpose shall be grounds for the company representative to request that such person leave the terminal. Refusal to comply with such request shall constitute disorderly conduct. Disorderly conduct shall be a class C misdemeanor.

2. **Except as otherwise provided by section 571.107,** it is unlawful for any person to carry a deadly or dangerous weapon or any explosives or hazardous material into a terminal or aboard a bus. Possession of a deadly or dangerous weapon, explosive or hazardous material shall be a class D felony. Upon the discovery of any such item or material, the company may obtain possession and retain custody of such item or material until it is transferred to the custody of law enforcement officers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 13 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 26, Line 40, by inserting after said line the following:

"407.300. 1. Every purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property who obtains items for resale or profit shall keep a register containing a written or electronic record for each purchase or **[**trade in which**] trade-in of** each type of material subject to the provisions of this section **[**is**]** obtained for value. There shall be a separate record for each transaction involving any:

(1) Copper, brass, or bronze;

(2) Aluminum wire, cable, pipe, tubing, bar, ingot, rod, fitting, or fastener;

(3) Material containing copper or aluminum that is knowingly used for farming purposes as farming is defined in section 350.010; whatever may be the condition or length of such metal;

(4) Detached catalytic converter; or

(5) Motor vehicle, heavy equipment, or tractor battery.

2. The record required by this section shall contain the following data:

(1) A copy of the driver's license**,** or **other** photo identification issued by the state or by the United States government or agency thereof**,** of the person from whom the material is obtained;

(2) The current address, gender, birth date, and a color photograph of the person from whom the material is obtained if not included or are different from the identification required in subdivision (1) of this subsection;

(3) The date, time, and place of the transaction;

(4) The license plate number of the vehicle used by the seller during the transaction; **[**and**]**

(5) A full description of the material, including the weight and purchase price**; and**

(6) If the purchase or trade-in includes a detached catalytic converter:

(a) Either proof the seller is a bona fide automobile repair shop or an affidavit that attests the detached catalytic converter was acquired lawfully; and

(b) The make, model, year, and vehicle identification number of the vehicle from which the detached catalytic converter originated.

3. **(1)** The records required under this section shall be maintained **in order of transaction date** for a minimum of **[**thirty-six months**] four years** from when such material is obtained and shall be available for inspection by any law enforcement officer.

(2) The department of public safety shall create and make available on the department website a standardized form for recording the records required under this section.

(3) At least monthly, a purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property shall submit to a local law enforcement agency with jurisdiction over the purchaser's, collector's, or dealer's primary place of business the records required under this section on the department of public safety's form, with copies of the purchaser's, collector's, or dealer's other records, if any, attached. The submission may be in either a paper or electronic format. A law enforcement agency may prescribe the format of forms submitted electronically.

4. No transaction that includes a detached catalytic converter shall occur at any location other than the fixed place of business of the purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property. No detached catalytic converter shall be altered, modified, disassembled, or destroyed until it has been in the purchaser's, collector's, or dealer's possession for five business days.

5. Anyone **[**licensed under section 301.218 who knowingly purchases a stolen detached catalytic converter shall be subject to the following penalties:

(1) For a first violation, a fine in the amount of five thousand dollars;

(2) For a second violation, a fine in the amount of ten thousand dollars; and

(3) For a third violation, revocation of the**] convicted of violating this section shall be guilty of a class B misdemeanor and shall be subject to having any** license for a business described under section 301.218 **revoked**.

6. This section shall not apply to **[**either of**]** the following transactions:

(1) Any transaction for which the seller has an existing business relationship with the scrap metal dealer

and is known to the scrap metal dealer making the purchase to be an established business or political subdivision that operates a business with a fixed location that can be reasonably expected to generate regulated scrap metal and can be reasonably identified as such a business, and for which the seller is paid by check or by electronic funds transfer, or the seller produces an acceptable identification, which shall be a copy of the driver's license or photo identification issued by the state or by the United States government or agency thereof, and a copy is retained by the purchaser; or

(2) Any transaction for which the type of metal subject to subsection 1 of this section is a minor part of a larger item, except **[**for**]** **that minor parts of** heating and cooling equipment or **of** equipment used in the generation and transmission of electrical power or telecommunications**, including any catalytic converter of such equipment, shall remain subject to this section**."; and

Further amend said amendment, Page 59, Lines 3-4, by deleting said lines and inserting in lieu thereof the following:

"(3) For the purpose of depriving the owner of a lawful interest therein, receives, retains or disposes of property of another **[**knowing**]** **and knows** that it has been stolen, **[**or believing**]** **believes** that it has been stolen**, or reasonably should suspect that it has been stolen**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 14 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 22, Line 43, by inserting after said line the following:

"**304.287. 1. Beginning August 28, 2022, no county, city, town, village, municipality, state agency, or other political subdivision of this state shall enact, adopt, or enforce any law, ordinance, regulation, order, or other provision that authorizes the use of an automated traffic enforcement system or systems to establish evidence that a motor vehicle or its operator is not in compliance with traffic signals, traffic speeds, or other traffic laws, ordinances, rules, or regulations on any public street, road, or highway within this state, or to impose or collect any civil or criminal fine, fee, or penalty for any such noncompliance, except as permitted under subsection 2 of this section.**

2. Any county, city, town, village, municipality, state agency, or other political subdivision of this state that has an automated traffic enforcement system installation or maintenance contract with a company or entity on August 28, 2022, shall arrange to complete or terminate the contract by September 1, 2023. The provisions of subsection 1 of this section shall apply to the county, city, town, village, municipality, state agency, or other political subdivision after the termination or completion of such installation or maintenance contracts.

3. As used in this section, the term "automated traffic enforcement system" means a camera or optical device designed to record images that depict the motor vehicle, the motor vehicle operator, the license plate of the motor vehicle or other images to establish evidence that the motor vehicle or its operator is not in compliance with the traffic laws of this state or any of the state's political subdivisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 1, Section A, Line 5, by inserting after said section and line the following:

"**43.253. 1. Notwithstanding any other provision of law to the contrary, a minimum fee of five dollars may be charged by the Missouri state highway patrol for a records request for a Missouri Uniform Crash Report or Marine Accident Investigation Report where there are allowable fees of less than five dollars under this chapter or chapter 610. Such five-dollar fee shall be in place of any allowable fee of less than five dollars.**

2. The superintendent of the Missouri state highway patrol may increase the minimum fee described in this section by no more than one dollar every other year beginning August 28, 2022; however, the minimum fee described in this section shall not exceed ten dollars.

43.650. 1. The patrol shall, subject to appropriation, maintain a web page on the internet which shall be open to the public and shall include a registered sexual offender **and registered violent offender** search capability.

2. Except as provided in subsections 4 and 5 of this section, the registered sexual offender **and registered violent offender** search shall make it possible for any person using the internet to search for and find the information specified in subsection 4 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425 **or section 589.437**.

3. The registered sexual offender **and registered violent offender** search shall include the capability to search for sexual offenders by name, **by** zip code, and by typing in an address and specifying a search within a certain number of miles radius from that address. **The search shall also have the capability to filter results by sexual offenders or violent offenders.**

4. Only the information listed in this subsection shall be provided to the public in the registered sexual offender **and registered violent offender** search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register, including the tier level assigned to the offender under sections 589.400 to 589.425;

(8) The date on which the offender was released from the department of mental health, prison, or jail**[**,**]** or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the **sexual or violent** offender with the provisions of **[**section**]** **sections** 589.400

to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction.

57.317. 1. (1) **Except in a noncharter county of the first classification with more than one hundred fifty thousand and less than two hundred thousand inhabitants,** the county sheriff in any county of the first or second classification shall receive an annual salary equal to eighty percent of the compensation of an associate circuit judge of the county.

(2) The county sheriff in any county of the third or fourth classification shall receive an annual salary computed as the following percentages of the compensation of an associate circuit judge of the county. If there is an increase in salary of less than ten thousand dollars, the increase shall take effect on January 1, 2022. If there is an increase of ten thousand dollars or more, the increase shall be paid over a period of five years in twenty percent increments per year. The assessed valuation factor shall be the amount thereof as shown for the year next preceding the computation. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of sheriff from the prior year.

Assessed Valuation			Percentage
$18,000,000	to	99,999,999	45%
100,000,000	to	249,999,999	50%
250,000,000	to	449,999,999	55%
450,000,000	to	899,999,999	60%
900,000,000		and over	65%

2. Two thousand dollars of the salary authorized in this section shall be payable to the sheriff only if the sheriff has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the sheriff's office when approved by a professional association of the county sheriffs of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each sheriff who completes the training program and shall send a list of certified sheriffs to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county sheriff in the same manner as other expenses as may be appropriated for that purpose.

3. The county sheriff in any county other than a charter county shall not receive an annual compensation less than the compensation described under this section.

67.145. 1. No political subdivision of this state shall prohibit any first responder from engaging in any political activity while off duty and not in uniform, being a candidate for elected or appointed public office, or holding such office unless such political activity or candidacy is otherwise prohibited by state or federal law.

2. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to,

emergency first responders, **telecommunicator first responders,** police officers, sheriffs, deputy sheriffs, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, mobile emergency medical technicians, emergency medical technician-paramedics, registered nurses, or physicians.

70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover **[**emergency telecommunicators**]** **telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of **[**emergency telecommunicators**]** **telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no **[**emergency**]** telecommunicator **first responder**, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.

2. If an employer elects to cover **[**emergency telecommunicators**]** **telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.

3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section.

4. The provisions of this section shall only apply to counties of the third classification and any county of the first classification with more than seventy thousand but fewer than eighty-three thousand inhabitants and with a city of the fourth classification with more than thirteen thousand five hundred but fewer than sixteen thousand inhabitants as the county seat, and any political subdivisions located, in whole or in part, within such counties.

84.480. The board of police commissioners shall appoint a chief of police who shall be the chief police administrative and law enforcement officer of such cities. The chief of police shall be chosen by the board solely on the basis of his or her executive and administrative qualifications and his or her demonstrated knowledge of police science and administration with special reference to his or her actual experience in law enforcement leadership and the provisions of section 84.420. At the time of the appointment, the chief shall not be more than sixty years of age, shall have had at least five years' executive experience in a governmental police agency and shall be certified by a surgeon or physician to be in a good physical condition, and shall be a citizen of the United States and shall either be or become a citizen of the state of Missouri and resident of the city in which he or she is appointed as chief of police. **[**In order to secure and retain the highest type of police leadership within the departments of such cities, the chief shall receive a salary of not less than eighty thousand two hundred eleven dollars, nor more than one hundred eighty-nine thousand seven hundred twenty-six dollars per annum.**]**

105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under subsection 4 of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency, unless consented to by an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri ethics commission or the Missouri state highway patrol as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri state highway patrol or the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

(4) Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

(5) Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal information absent a specific finding of good cause;

(6) Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made public by state law; or

(7) Any request from a public agency for a list of the directors and officers of an entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor.

170.310. 1. For school year 2017-18 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received thirty minutes of cardiopulmonary resuscitation instruction and training in the proper performance of the Heimlich maneuver or other first aid for choking given any time during a pupil's four years of high school.

2. Beginning in school year 2017-18, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in cardiopulmonary resuscitation. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the American Heart Association or the American Red Cross, or through a nationally recognized program based on the most current national evidence-based emergency cardiovascular care guidelines, and psychomotor skills development shall be incorporated into the instruction. For purposes of this section, "psychomotor skills" means the use of hands-on practicing and skills testing to support cognitive learning.

3. The teacher of the cardiopulmonary resuscitation course or unit shall not be required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not designed to result in certification of students. Instruction that is designed to result in certification being earned shall be required to be taught by an authorized cardiopulmonary instructor. Schools may develop agreements with any local chapter of a voluntary organization of first responders to provide the required hands-on practice and skills testing. **For purposes of this subsection, first responders shall include telecommunicator first responders as defined in section 650.320.**

4. The department of elementary and secondary education may promulgate rules to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

190.091. 1. As used in this section, the following terms mean:

(1) "Bioterrorism", the intentional use of any microorganism, virus, infectious substance, or biological product that may be engineered as a result of biotechnology or any naturally occurring or bioengineered component of any microorganism, virus, infectious substance, or biological product to cause death, disease, or other biological malfunction in a human, an animal, a plant, or any other living organism to influence the conduct of government or to intimidate or coerce a civilian population;

(2) "Department", the Missouri department of health and senior services;

(3) "Director", the director of the department of health and senior services;

(4) "Disaster locations", any geographical location where a bioterrorism attack, terrorist attack, catastrophic or natural disaster, or emergency occurs;

(5) "First responders", state and local law enforcement personnel, **telecommunicator first responders,** fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies**;**

(6) "Missouri state highway patrol telecommunicator", any authorized Missouri state highway patrol communications division personnel whose primary responsibility includes directly responding to emergency communications and who meet the training requirements pursuant to section 650.340.

2. The department shall offer a vaccination program for first responders **and Missouri state highway patrol telecommunicators** who may be exposed to infectious diseases when deployed to disaster locations as a result of a bioterrorism event or a suspected bioterrorism event. The vaccinations shall include, but are not limited to, smallpox, anthrax, and other vaccinations when recommended by the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices.

3. Participation in the vaccination program shall be voluntary by the first responders **and Missouri state highway patrol telecommunicators**, except for first responders **or Missouri state highway patrol telecommunicators** who, as determined by their employer, cannot safely perform emergency responsibilities when responding to a bioterrorism event or suspected bioterrorism event without being vaccinated. The recommendations of the Centers for Disease Control and Prevention's Advisory Committee

on Immunization Practices shall be followed when providing appropriate screening for contraindications to vaccination for first responders **and Missouri state highway patrol telecommunicators**. A first responder **and Missouri state highway patrol telecommunicator** shall be exempt from vaccinations when a written statement from a licensed physician is presented to their employer indicating that a vaccine is medically contraindicated for such person.

4. If a shortage of the vaccines referred to in subsection 2 of this section exists following a bioterrorism event or suspected bioterrorism event, the director, in consultation with the governor and the federal Centers for Disease Control and Prevention, shall give priority for such vaccinations to persons exposed to the disease and to first responders **or Missouri state highway patrol telecommunicators** who are deployed to the disaster location.

5. The department shall notify first responders **and Missouri state highway patrol telecommunicators** concerning the availability of the vaccination program described in subsection 2 of this section and shall provide education to such first responders **[**and**],** their employers**, and Missouri state highway patrol telecommunicators** concerning the vaccinations offered and the associated diseases.

6. The department may contract for the administration of the vaccination program described in subsection 2 of this section with health care providers, including but not limited to local public health agencies, hospitals, federally qualified health centers, and physicians.

7. The provisions of this section shall become effective upon receipt of federal funding or federal grants which designate that the funding is required to implement vaccinations for first responders **and Missouri state highway patrol telecommunicators** in accordance with the recommendations of the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices. Upon receipt of such funding, the department shall make available the vaccines to first responders **and Missouri state highway patrol telecommunicators** as provided in this section.

190.100. As used in sections 190.001 to 190.245, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course**[**, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245**] and any ongoing training requirements under section 650.340**;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention

and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(18) "Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

(19) "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

(21) "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

(22) "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

(24) "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

(25) "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service**, dispatch agency,** or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

(27) "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) "Physician", a person licensed as a physician pursuant to chapter 334;

(31) "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) "Protocol", a predetermined, written medical care guideline, which may include standing orders;

(35) "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

(39) "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and

as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

(44) "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) "Stroke center", a hospital that is currently designated as such by the department;

(46) "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

(47) "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

(48) "Trauma center", a hospital that is currently designated as such by the department.

191.905. 1. No health care provider shall knowingly make or cause to be made a false statement or false representation of a material fact in order to receive a health care payment, including but not limited to:

(1) Knowingly presenting to a health care payer a claim for a health care payment that falsely represents that the health care for which the health care payment is claimed was medically necessary, if in fact it was not;

(2) Knowingly concealing the occurrence of any event affecting an initial or continued right under a medical assistance program to have a health care payment made by a health care payer for providing health care;

(3) Knowingly concealing or failing to disclose any information with the intent to obtain a health care payment to which the health care provider or any other health care provider is not entitled, or to obtain a health care payment in an amount greater than that which the health care provider or any other health care provider is entitled;

(4) Knowingly presenting a claim to a health care payer that falsely indicates that any particular health care was provided to a person or persons, if in fact health care of lesser value than that described in the claim was provided.

2. No person shall knowingly solicit or receive any remuneration, including any kickback, bribe, or rebate, directly or indirectly, overtly or covertly, in cash or in kind in return for:

(1) Referring another person to a health care provider for the furnishing or arranging for the furnishing of any health care; or

(2) Purchasing, leasing, ordering or arranging for or recommending purchasing, leasing or ordering any

health care.

3. No person shall knowingly offer or pay any remuneration, including any kickback, bribe, or rebate, directly or indirectly, overtly or covertly, in cash or in kind, to any person to induce such person to refer another person to a health care provider for the furnishing or arranging for the furnishing of any health care.

4. Subsections 2 and 3 of this section shall not apply to a discount or other reduction in price obtained by a health care provider if the reduction in price is properly disclosed and appropriately reflected in the claim made by the health care provider to the health care payer, or any amount paid by an employer to an employee for employment in the provision of health care.

5. Exceptions to the provisions of subsections 2 and 3 of this section shall be provided for as authorized in 42 U.S.C. Section 1320a-7b(3)(E), as may be from time to time amended, and regulations promulgated pursuant thereto.

6. No person shall knowingly abuse **or neglect** a person receiving health care.

7. A person who violates subsections 1 to 3 of this section is guilty of a class D felony upon his or her first conviction, and shall be guilty of a class B felony upon his or her second and subsequent convictions. Any person who has been convicted of such violations shall be referred to the Office of Inspector General within the United States Department of Health and Human Services. The person so referred shall be subject to the penalties provided for under 42 U.S.C. Chapter 7, Subchapter XI, Section 1320a-7. A prior conviction shall be pleaded and proven as provided by section 558.021. A person who violates subsection 6 of this section shall be guilty of a class D felony, unless the act involves no physical, sexual or emotional harm or injury and the value of the property involved is less than five hundred dollars, in which event a violation of subsection 6 of this section is a class A misdemeanor.

8. Any natural person who willfully prevents, obstructs, misleads, delays, or attempts to prevent, obstruct, mislead, or delay the communication of information or records relating to a violation of sections 191.900 to 191.910 is guilty of a class E felony.

9. Each separate false statement or false representation of a material fact proscribed by subsection 1 of this section or act proscribed by subsection 2 or 3 of this section shall constitute a separate offense and a separate violation of this section, whether or not made at the same or different times, as part of the same or separate episodes, as part of the same scheme or course of conduct, or as part of the same claim.

10. In a prosecution pursuant to subsection 1 of this section, circumstantial evidence may be presented to demonstrate that a false statement or claim was knowingly made. Such evidence of knowledge may include but shall not be limited to the following:

(1) A claim for a health care payment submitted with the health care provider's actual, facsimile, stamped, typewritten or similar signature on the claim for health care payment;

(2) A claim for a health care payment submitted by means of computer billing tapes or other electronic means;

(3) A course of conduct involving other false claims submitted to this or any other health care payer.

11. Any person convicted of a violation of this section, in addition to any fines, penalties or sentences imposed by law, shall be required to make restitution to the federal and state governments, in an amount at least equal to that unlawfully paid to or by the person, and shall be required to reimburse the reasonable

costs attributable to the investigation and prosecution pursuant to sections 191.900 to 191.910. All of such restitution shall be paid and deposited to the credit of the "MO HealthNet Fraud Reimbursement Fund", which is hereby established in the state treasury. Moneys in the MO HealthNet fraud reimbursement fund shall be divided and appropriated to the federal government and affected state agencies in order to refund moneys falsely obtained from the federal and state governments. All of such cost reimbursements attributable to the investigation and prosecution shall be paid and deposited to the credit of the "MO HealthNet Fraud Prosecution Revolving Fund", which is hereby established in the state treasury. Moneys in the MO HealthNet fraud prosecution revolving fund may be appropriated to the attorney general, or to any prosecuting or circuit attorney who has successfully prosecuted an action for a violation of sections 191.900 to 191.910 and been awarded such costs of prosecution, in order to defray the costs of the attorney general and any such prosecuting or circuit attorney in connection with their duties provided by sections 191.900 to 191.910. No moneys shall be paid into the MO HealthNet fraud protection revolving fund pursuant to this subsection unless the attorney general or appropriate prosecuting or circuit attorney shall have commenced a prosecution pursuant to this section, and the court finds in its discretion that payment of attorneys' fees and investigative costs is appropriate under all the circumstances, and the attorney general and prosecuting or circuit attorney shall prove to the court those expenses which were reasonable and necessary to the investigation and prosecution of such case, and the court approves such expenses as being reasonable and necessary. Any moneys remaining in the MO HealthNet fraud reimbursement fund after division and appropriation to the federal government and affected state agencies shall be used to increase MO HealthNet provider reimbursement until it is at least one hundred percent of the Medicare provider reimbursement rate for comparable services. The provisions of section 33.080 notwithstanding, moneys in the MO HealthNet fraud prosecution revolving fund shall not lapse at the end of the biennium.

12. A person who violates subsections 1 to 3 of this section shall be liable for a civil penalty of not less than five thousand dollars and not more than ten thousand dollars for each separate act in violation of such subsections, plus three times the amount of damages which the state and federal government sustained because of the act of that person, except that the court may assess not more than two times the amount of damages which the state and federal government sustained because of the act of the person, if the court finds:

(1) The person committing the violation of this section furnished personnel employed by the attorney general and responsible for investigating violations of sections 191.900 to 191.910 with all information known to such person about the violation within thirty days after the date on which the defendant first obtained the information;

(2) Such person fully cooperated with any government investigation of such violation; and

(3) At the time such person furnished the personnel of the attorney general with the information about the violation, no criminal prosecution, civil action, or administrative action had commenced with respect to such violation, and the person did not have actual knowledge of the existence of an investigation into such violation.

13. Upon conviction pursuant to this section, the prosecution authority shall provide written notification of the conviction to all regulatory or disciplinary agencies with authority over the conduct of the defendant health care provider.

14. The attorney general may bring a civil action against any person who shall receive a health care payment as a result of a false statement or false representation of a material fact made or caused to be made

by that person. The person shall be liable for up to double the amount of all payments received by that person based upon the false statement or false representation of a material fact, and the reasonable costs attributable to the prosecution of the civil action. All such restitution shall be paid and deposited to the credit of the MO HealthNet fraud reimbursement fund, and all such cost reimbursements shall be paid and deposited to the credit of the MO HealthNet fraud prosecution revolving fund. No reimbursement of such costs attributable to the prosecution of the civil action shall be made or allowed except with the approval of the court having jurisdiction of the civil action. No civil action provided by this subsection shall be brought if restitution and civil penalties provided by subsections 11 and 12 of this section have been previously ordered against the person for the same cause of action.

15. Any person who discovers a violation by himself or herself or such person's organization and who reports such information voluntarily before such information is public or known to the attorney general shall not be prosecuted for a criminal violation.

195.815. 1. The department of health and senior services shall require all **[**officers, managers, contractors, employees, and other support staff of licensed or certified**]** **employees, contractors, owners, and volunteers of** medical marijuana facilities**[**, and all owners of such medical marijuana facilities who will have access to the facilities or to the facilities' medical marijuana,**]** to submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check.

2. The department may require that such fingerprint submissions be made as part of a medical marijuana facility application **[**for licensure or certification**]**, a medical marijuana facility **renewal** application **[**for renewal of licensure or certification**]**, and an individual's application for **licensure and issuance of** an identification card authorizing that individual to be an **employee, contractor,** owner, **[**officer, manager, contractor, employee, or other support staff**]** **or volunteer** of a medical marijuana facility.

3. Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120 to the contrary, all records related to any criminal history information discovered shall be accessible and available to the department.

4. As used in this section, the following words shall mean:

(1) **"Contractor", a person performing work or service of any kind for a medical marijuana facility in accordance with a contract with that facility;**

(2) "Employee", **[**any**]** **a** person performing work or service of any kind or character for hire in a medical marijuana facility;

[(2)**]** **(3)** "Medical marijuana facility", an entity licensed or certified by the department of health and senior services**[**, or its successor agency,**]** to acquire, cultivate, process, manufacture, test, store, sell, transport, or deliver medical marijuana**[**;

(3) "Other support staff", any person performing work or service of any kind or character, other than employees, on behalf of a medical marijuana facility if such a person would have access to the medical marijuana facility or its medical marijuana or related equipment or supplies**]**.

210.1500. 1. When a child is located by a police officer or law enforcement official and there is reasonable cause to suspect the child may be a victim of sex trafficking or severe forms of trafficking as those terms are defined under 22 U.S.C. Section 7102, the police officer or law enforcement official shall immediately cause a report to be made to the children's division in accordance with section 210.115. Upon receipt of a report by the children's division and if the children's division determines that the report merits an investigation, the reporting official and the children's division shall ensure the immediate safety of the child and shall coinvestigate the complaint to its conclusion.

2. If the police officer or law enforcement official has reasonable cause to believe that the child is in imminent danger of suffering serious physical harm or a threat to life as a result of abuse or neglect due to sex trafficking or sexual exploitation and such officer or official has reasonable cause to believe the harm or threat to life may occur before a juvenile court is able to issue a temporary protective custody order or before a juvenile officer is able to take the child into protective custody, the police officer or law enforcement official may take or retain temporary protective custody of the child without the consent of the child's parent or parents, guardian, or any other person legally responsible for the child's care, as provided under section 210.125.

3. If the child is already under the jurisdiction of the court under paragraph (a) of subdivision (1) of subsection 1 of section 211.031 and in the legal custody of the children's division, the police officer or law enforcement official, along with the children's division, shall secure placement for the child in the least restrictive setting in order to ensure the safety of the child from further sex trafficking or severe forms of trafficking.

4. The children's division and the reporting officer or official shall ensure a referral is made to the child advocacy center for a forensic interview and an evaluation, as necessary to ensure the medical safety of the child, by a SAFE CARE provider as defined under section 334.950. The child shall be assessed utilizing a validated screening tool specific to sex trafficking to ensure the appropriate resources are secured for the treatment of the child.

5. For purposes of this section, multidisciplinary teams shall be used when conducting an investigation. Multidisciplinary teams shall be used in providing protective or preventive social services, including the services of law enforcement upon the request by the department of social services, a liaison of the local public school, the juvenile officer, the juvenile court, and other agencies, both public and private, to secure appropriate services to meet the needs of the child.

210.1505. 1. There is hereby created the "Statewide Council on Sex Trafficking and Sexual Exploitation of Children" to consist of the following members:

(1) The following four members of the general assembly:

(a) Two members of the senate, with one member to be appointed by the president pro tempore of the senate and one member to be appointed by the minority floor leader of the senate; and

(b) Two members of the house of representatives, with one member to be appointed by the speaker of the house of representatives and one member to be appointed by the minority floor leader of the house of representatives;

(2) The director of the children's division or his or her designee;

(3) The director of the department of public safety or his or her designee;

(4) The director of the department of mental health or his or her designee;

(5) The director of the office of prosecution services or his or her designee;

(6) The superintendent of the Missouri state highway patrol or his or her designee;

(7) The executive director of the statewide network of child advocacy organizations specializing in the prevention of child abuse or neglect or his or her designee;

(8) The executive director of the statewide coalition against domestic and sexual violence or his or her designee;

(9) The executive director of the Missouri Juvenile Justice Association or his or her designee;

(10) The director of the attorney general's human trafficking task force or his or her designee;

(11) Two representatives from agencies providing services to victims of child sex trafficking and sexual exploitation who reflect the geographic diversity of the state and who shall be appointed by the director of the department of social services; and

(12) A member of the judiciary, who shall be appointed by the supreme court.

2. A majority of the members of the council shall constitute a quorum. The council shall hold its first meeting within thirty days after the council's creation and organize by selecting a chair and a vice chair. The council shall meet at the call of the chair.

3. The council shall:

(1) Collect and analyze data relating to sex trafficking and sexual exploitation of children, including the number of reports made to the children's division under section 210.115, any information obtained from phone calls to the national sex trafficking hotline, the number of reports made to law enforcement, arrests, prosecution rates, and any other data important for any recommendations of the council. State departments and council members shall provide relevant data as requested by the council to fulfill the council's duties; and

(2) Collect feedback from stakeholders, practitioners, and leadership throughout the state in order to develop best practices and procedures regarding the response to sex trafficking and sexual exploitation of children, including identification and assessment of victims; response and treatment coordination and collaboration across systems; trauma-informed, culturally competent victim-centered services; training for professionals in all systems; and investigating and prosecuting perpetrators.

4. The department of social services shall provide administrative support to the council.

5. On or before December 31, 2023, the council shall submit a report of the council's activities to the governor and general assembly and the joint committee on child abuse and neglect under section 21.771. The report shall include recommendations for priority needs and actions, including statutory or regulatory changes relating to the response to sex trafficking and sexual exploitation of children and services for child victims.

6. The council shall expire on December 31, 2023.

211.031. 1. Except as otherwise provided in this chapter, the juvenile court or the family court in circuits

that have a family court as provided in **[**sections 487.010 to 487.190**]** **chapter 487** shall have exclusive original jurisdiction in proceedings:

(1) Involving any child who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The parents, or other persons legally responsible for the care and support of the child, neglect or refuse to provide proper support, education which is required by law, medical, surgical or other care necessary for his or her well-being; except that reliance by a parent, guardian or custodian upon remedial treatment other than medical or surgical treatment for a child shall not be construed as neglect when the treatment is recognized or permitted pursuant to the laws of this state;

(b) The child is otherwise without proper care, custody or support;

(c) The child was living in a room, building or other structure at the time such dwelling was found by a court of competent jurisdiction to be a public nuisance pursuant to section 195.130; or

(d) The child is in need of mental health services and the parent, guardian or custodian is unable to afford or access appropriate mental health treatment or care for the child;

(2) Involving any child who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The child while subject to compulsory school attendance is repeatedly and without justification absent from school;

(b) The child disobeys the reasonable and lawful directions of his or her parents or other custodian and is beyond their control;

(c) The child is habitually absent from his or her home without sufficient cause, permission, or justification;

(d) The behavior or associations of the child are otherwise injurious to his or her welfare or to the welfare of others; or

(e) The child is charged with an offense not classified as criminal, or with an offense applicable only to children; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, or any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(3) Involving any child who is alleged to have violated a state law or municipal ordinance, or any person who is alleged to have violated a state law or municipal ordinance prior to attaining the age of eighteen years, in which cases jurisdiction may be taken by the court of the circuit in which the child or person resides or may be found or in which the violation is alleged to have occurred; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, and except that the juvenile court shall have concurrent jurisdiction with the municipal court over any child who is alleged to have violated a municipal curfew ordinance, and except that the juvenile court shall have concurrent jurisdiction with the circuit court on any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(4) For the adoption of a person;

(5) For the commitment of a child to the guardianship of the department of social services as provided by law; **[**and**]**

(6) Involving an order of protection pursuant to chapter 455 when the respondent is less than eighteen years of age**; and**

(7) Involving a child who has been a victim of sex trafficking or sexual exploitation.

2. Transfer of a matter, proceeding, jurisdiction or supervision for a child who resides in a county of this state shall be made as follows:

(1) Prior to the filing of a petition and upon request of any party or at the discretion of the juvenile officer, the matter in the interest of a child may be transferred by the juvenile officer, with the prior consent of the juvenile officer of the receiving court, to the county of the child's residence or the residence of the person eighteen years of age for future action;

(2) Upon the motion of any party or on its own motion prior to final disposition on the pending matter, the court in which a proceeding is commenced may transfer the proceeding of a child to the court located in the county of the child's residence, or the county in which the offense pursuant to subdivision (3) of subsection 1 of this section is alleged to have occurred for further action;

(3) Upon motion of any party or on its own motion, the court in which jurisdiction has been taken pursuant to subsection 1 of this section may at any time thereafter transfer jurisdiction of a child to the court located in the county of the child's residence for further action with the prior consent of the receiving court;

(4) Upon motion of any party or upon its own motion at any time following a judgment of disposition or treatment pursuant to section 211.181, the court having jurisdiction of the cause may place the child under the supervision of another juvenile court within or without the state pursuant to section 210.570 with the consent of the receiving court;

(5) Upon motion of any child or his or her parent, the court having jurisdiction shall grant one change of judge pursuant to Missouri supreme court rules;

(6) Upon the transfer of any matter, proceeding, jurisdiction or supervision of a child, certified copies of all legal and social documents and records pertaining to the case on file with the clerk of the transferring juvenile court shall accompany the transfer.

3. In any proceeding involving any child taken into custody in a county other than the county of the child's residence, the juvenile court of the county of the child's residence shall be notified of such taking into custody within seventy-two hours.

4. When an investigation by a juvenile officer pursuant to this section reveals that the only basis for action involves an alleged violation of section 167.031 involving a child who alleges to be home schooled, the juvenile officer shall contact a parent or parents of such child to verify that the child is being home schooled and not in violation of section 167.031 before making a report of such a violation. Any report of a violation of section 167.031 made by a juvenile officer regarding a child who is being home schooled shall be made to the prosecuting attorney of the county where the child legally resides.

5. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care or for the removal of custody of a child from the parent without a specific showing that

there is a causal relation between the disability or disease and harm to the child."; and

Further amend said bill, Page 2, Section 217.035, Line 21, by inserting after said section and line the following:

"217.541. 1. The department shall by rule establish a program of house arrest. The director or his or her designee may extend the limits of confinement of offenders serving sentences for class D or E felonies who have one year or less remaining prior to release on parole**[**, conditional release,**]** or discharge to participate in the house arrest program.

2. The offender referred to the house arrest program shall remain in the custody of the department and shall be subject to rules and regulations of the department pertaining to offenders of the department until released on parole **[**or conditional release**]** by the state parole board.

3. The department shall require the offender to participate in work or educational or vocational programs and other activities that may be necessary to the supervision and treatment of the offender.

4. An offender released to house arrest shall be authorized to leave his or her place of residence only for the purpose and time necessary to participate in the program and activities authorized in subsection 3 of this section.

5. The division of probation and parole shall supervise every offender released to the house arrest program and shall verify compliance with the requirements of this section and such other rules and regulations that the department shall promulgate and may do so by remote electronic surveillance. If any probation/parole officer has probable cause to believe that an offender under house arrest has violated a condition of the house arrest agreement, the probation/parole officer may issue a warrant for the arrest of the offender. The probation/parole officer may effect the arrest or may deputize any officer with the power of arrest to do so by giving the officer a copy of the warrant which shall outline the circumstances of the alleged violation. The warrant delivered with the offender by the arresting officer to the official in charge of any jail or other detention facility to which the offender is brought shall be sufficient legal authority for detaining the offender. An offender arrested under this section shall remain in custody or incarcerated without consideration of bail. The director or his or her designee, upon recommendation of the probation and parole officer, may direct the return of any offender from house arrest to a correctional facility of the department for reclassification.

6. Each offender who is released to house arrest shall pay a percentage of his or her wages, established by department rules, to a maximum of the per capita cost of the house arrest program. The money received from the offender shall be deposited in the inmate fund and shall be expended to support the house arrest program."; and

Further amend said bill, Page 6, Section 217.703, Line 104, by inserting after said section and line the following:

"217.705. 1. The director of the division of probation and parole shall appoint probation and parole officers and institutional parole officers as deemed necessary to carry out the purposes of the board.

2. Probation and parole officers shall investigate all persons referred to them for investigation by the board or by any court as provided by sections 217.750 and 217.760. They shall furnish to each offender released under their supervision a written statement of the conditions of probation**[**,**]** **or** parole **[**or conditional release**]** and shall instruct the offender regarding these conditions. They shall keep informed of

the offender's conduct and condition and use all suitable methods to aid and encourage the offender to bring about improvement in the offender's conduct and conditions.

3. The probation and parole officer may recommend and, by order duly entered, the court may impose and may at any time modify any conditions of probation. The court shall cause a copy of any such order to be delivered to the probation and parole officer and the offender.

4. Probation and parole officers shall keep detailed records of their work and shall make such reports in writing and perform such other duties as may be incidental to those enumerated that the board may require. In the event a parolee is transferred to another probation and parole officer, the written record of the former probation and parole officer shall be given to the new probation and parole officer.

5. Institutional parole officers shall investigate all offenders referred to them for investigation by the board and shall provide the board such other reports the board may require. They shall furnish the offender prior to release on parole **[**or conditional release**]** a written statement of the conditions of parole **[**or conditional release**]** and shall instruct the offender regarding these conditions.

6. The department shall furnish probation and parole officers and institutional parole officers, including supervisors, with credentials and a special badge which such officers and supervisors shall carry on their person at all times while on duty."; and

Further amend said bill, Page 7, Section 217.710, Line 34, by inserting after said section and line the following:

"217.718. 1. As an alternative to the revocation proceedings provided under sections 217.720, 217.722, and 559.036, and if the court has not otherwise required detention to be a condition of probation under section 559.026, a probation or parole officer may order an offender to submit to a period of detention in the county jail, or other appropriate institution, upon a determination by a probation or parole officer that the offender has violated a condition of continued probation or parole.

2. The period of detention may not exceed forty-eight hours the first time it is imposed against an offender during a term of probation or parole. Subsequent periods may exceed forty-eight hours, but the total number of hours an offender spends in detention under this section shall not exceed three hundred sixty in any calendar year.

3. The officer shall present the offender with a written report detailing in what manner the offender has violated the conditions of parole, probation, or conditional release and advise the offender of the right to a hearing before the court or board prior to the period of detention. The division shall file a copy of the violation report with the sentencing court or board after the imposition of the period of detention and within a reasonable period of time that is consistent with existing division procedures.

4. Any offender detained under this section in a county of the first class or second class or in any city with a population of five hundred thousand or more and detained as herein provided shall be subject to all the provisions of section 221.170, even though the offender was not convicted and sentenced to a jail or workhouse.

5. If parole**[**,**]** **or** probation**[**, or conditional release**]** is revoked and a term of imprisonment is served by reason thereof, the time spent in a jail, halfway house, honor center, workhouse, or other institution as a detention condition of parole**[**,**]** **or** probation**[**, or conditional release**]** shall be credited against the prison or jail term served for the offense in connection with which the detention was imposed.

6. The division shall reimburse the county jail or other institution for the costs of detention under this section at a rate determined by the department of corrections, which shall be at least thirty dollars per day per offender and subject to appropriation of funds by the general assembly. Prior to ordering the offender to submit to the period of detention under subsection 1 of this section, the probation and parole officer shall certify to the county jail or institution that the division has sufficient funds to provide reimbursement for the costs of the period of detention. A jail or other institution may refuse to detain an offender under this section if funds are not available to provide reimbursement or if there is inadequate space in the facility for the offender.

7. Upon successful completion of the period of detention under this section, the court or board may not revoke the term of parole**[**,**]** **or** probation**[**, or conditional release**]** or impose additional periods of detention for the same incident unless new or additional information is discovered that was unknown to the division when the period of detention was imposed and indicates that the offender was involved in the commission of a crime. If the offender fails to complete the period of detention or new or additional information is discovered that the incident involved a crime, the offender may be arrested under sections 217.720 and 217.722."; and

Further amend said bill, Page 8, Section 217.720, Line 57, by inserting after said section and line the following:

"217.730. 1. The period served on parole, except for judicial parole granted or revoked pursuant to section 559.100, shall be deemed service of the term of imprisonment and, subject to the provisions of section 217.720 relating to an offender who is or has been a fugitive from justice, the total time served may not exceed the maximum term or sentence.

2. When an offender on parole **[**or conditional release**]**, before the expiration of the term for which the offender was sentenced, has performed the obligation of his parole for such time as satisfies the board that his final release is not incompatible with the best interest of society and the welfare of the individual, the board may make a final order of discharge and issue a certificate of discharge to the offender. No such order of discharge shall be made in any case less than three years after the date on which the offender was paroled **[**or conditionally released**]** except where the sentence expires earlier.

3. Upon final discharge, persons shall be informed in writing on the process and procedure to register to vote."; and

Further amend said bill, Page 12, Section 217.947, Line 9, by inserting after said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is ten years of age or less and has less than one hundred fifty thousand miles on the odometer, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of ten years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, autocycle, bus, or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is ten years of age or less and has less than one hundred fifty thousand miles on the odometer, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of ten years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify

the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class **[**B**]** **C** misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

9. An applicant for registration may make a donation of one dollar to the Missouri medal of honor recipients fund. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the Missouri medal of honor recipients fund as established in section 226.925. Moneys in the medal of honor recipients fund shall be used solely for the purposes established in section 226.925, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the highway and thereupon stop and remain in such position until such emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:

(1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle; or

(2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

3. The motorman of every streetcar shall immediately stop such car clear of any intersection and keep it in such position until the emergency vehicle has passed, except as otherwise directed by a police or traffic officer.

4. An "emergency vehicle" is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri capitol police, a conservation agent, or a state**, county, or municipal** park ranger, those vehicles operated by enforcement personnel of the state highways and transportation commission, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer, coroner, medical examiner, or forensic investigator of the county medical examiner's office, or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of chapter 44;

(7) Any vehicle operated by an authorized employee of the department of corrections who, as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;

(8) Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of sections 260.500 to 260.550;

(9) Any vehicle owned by the state highways and transportation commission and operated by an authorized employee of the department of transportation that is marked as a department of transportation emergency response or motorist assistance vehicle; or

(10) Any vehicle owned and operated by the civil support team of the Missouri National Guard while

in response to or during operations involving chemical, biological, or radioactive materials or in support of official requests from the state of Missouri involving unknown substances, hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the governor.

5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.

(2) The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

(b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(c) Exceed the prima facie speed limit so long as the driver does not endanger life or property;

(d) Disregard regulations governing direction of movement or turning in specified directions.

(3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this subsection shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

6. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.

7. Violation of this section shall be deemed a class A misdemeanor.

313.800. 1. As used in sections 313.800 to 313.850, unless the context clearly requires otherwise, the following terms mean:

(1) "Adjusted gross receipts", the gross receipts from licensed gambling games and devices less winnings paid to wagerers;

(2) "Applicant", any person applying for a license authorized under the provisions of sections 313.800 to 313.850;

(3) "Bank", the elevations of ground which confine the waters of the Mississippi or Missouri Rivers at the ordinary high water mark as defined by common law;

(4) "Capital, cultural, and special law enforcement purpose expenditures" shall include any disbursement, including disbursements for principal, interest, and costs of issuance and trustee administration related to any indebtedness, for the acquisition of land, land improvements, buildings and building improvements, vehicles, machinery, equipment, works of art, intersections, signing, signalization, parking lot, bus stop, station, garage, terminal, hanger, shelter, dock, wharf, rest area, river port, airport, light rail, railroad, other mass transit, pedestrian shopping malls and plazas, parks, lawns, trees, and other landscape, convention center, roads, traffic control devices, sidewalks, alleys, ramps, tunnels, overpasses and underpasses, utilities, streetscape, lighting, trash receptacles, marquees, paintings, murals, fountains, sculptures, water and sewer systems, dams, drainage systems, creek bank restoration, any asset with a useful

life greater than one year, cultural events, and any expenditure related to a law enforcement officer deployed as horse-mounted patrol, school resource or drug awareness resistance education (D.A.R.E) officer;

(5) "Cheat", to alter the selection of criteria which determine the result of a gambling game or the amount or frequency of payment in a gambling game;

(6) "Commission", the Missouri gaming commission;

(7) "Credit instrument", a written check, negotiable instrument, automatic bank draft or other authorization from a qualified person to an excursion gambling boat licensee or any of its affiliated companies licensed by the commission authorizing the licensee to withdraw the amount of credit extended by the licensee to such person from the qualified person's banking account in an amount determined under section 313.817 on or after a date certain of not more than thirty days from the date the credit was extended, and includes any such writing taken in consolidation, redemption or payment of a previous credit instrument, but does not include any interest-bearing installment loan or other extension of credit secured by collateral;

(8) "Dock", the location in a city or county authorized under subsection 10 of section 313.812 which contains any natural or artificial space, inlet, hollow, or basin, in or adjacent to a bank of the Mississippi or Missouri Rivers, next to a wharf or landing devoted to the embarking of passengers on and disembarking of passengers from a gambling excursion but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(9) "Excursion gambling boat", a boat, ferry, other floating facility, or any nonfloating facility licensed by the commission on **or inside of** which gambling games are allowed;

(10) "Fiscal year", the fiscal year of a home dock city or county;

(11) "Floating facility", any facility built or originally built as a boat, ferry or barge licensed by the commission on which gambling games are allowed;

(12) "Gambling excursion", the time during which gambling games may be operated on an excursion gambling boat whether docked or during a cruise;

(13) "Gambling game" includes, but is not limited to, games of skill or games of chance on an excursion gambling boat but does not include gambling on sporting events; provided such games of chance are approved by amendment to the Missouri Constitution;

(14) "Games of chance", any gambling game in which the player's expected return is not favorably increased by the player's reason, foresight, dexterity, sagacity, design, information or strategy;

(15) "Games of skill", any gambling game in which there is an opportunity for the player to use the player's reason, foresight, dexterity, sagacity, design, information or strategy to favorably increase the player's expected return; including, but not limited to, the gambling games known as "poker", "blackjack" (twenty-one), "craps", "Caribbean stud", "pai gow poker", "Texas hold'em", "double down stud", and any video representation of such games;

(16) "Gross receipts", the total sums wagered by patrons of licensed gambling games;

(17) "Holder of occupational license", a person licensed by the commission to perform an occupation within excursion gambling boat operations which the commission has identified as requiring a license;

(18) "Licensee", any person licensed under sections 313.800 to 313.850;

(19) "Mississippi River" and "Missouri River", the water, bed and banks of those rivers, including any space filled wholly or partially by the water of those rivers in a manner approved by the commission but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(20) "Nonfloating facility", any structure within one thousand feet **from the closest edge of the main channel** of the Missouri or Mississippi River**, as established by the United States Army Corps of Engineers,** that contains at least two thousand gallons of water beneath or inside the facility either by an enclosed space containing such water or in rigid or semirigid storage containers**, tanks,** or structures;

(21) "Supplier", a person who sells or leases gambling equipment and gambling supplies to any licensee.

2. (1) In addition to the games of skill defined in this section, the commission may approve other games of skill upon receiving a petition requesting approval of a gambling game from any applicant or licensee. The commission may set the matter for hearing by serving the applicant or licensee with written notice of the time and place of the hearing not less than five days prior to the date of the hearing and posting a public notice at each commission office. The commission shall require the applicant or licensee to pay the cost of placing a notice in a newspaper of general circulation in the applicant's or licensee's home dock city or county. The burden of proof that the gambling game is a game of skill is at all times on the petitioner. The petitioner shall have the affirmative responsibility of establishing the petitioner's case by a preponderance of evidence including:

(a) Is it in the best interest of gaming to allow the game; and

(b) Is the gambling game a game of chance or a game of skill?

(2) All testimony shall be given under oath or affirmation. Any citizen of this state shall have the opportunity to testify on the merits of the petition. The commission may subpoena witnesses to offer expert testimony. Upon conclusion of the hearing, the commission shall evaluate the record of the hearing and issue written findings of fact that shall be based exclusively on the evidence and on matters officially noticed. The commission shall then render a written decision on the merits which shall contain findings of fact, conclusions of law and a final commission order. The final commission order shall be within thirty days of the hearing. Copies of the final commission order shall be served on the petitioner by certified or overnight express mail, postage prepaid, or by personal delivery.

313.805. The commission shall have full jurisdiction over and shall supervise all gambling operations governed by sections 313.800 to 313.850. The commission shall have the following powers and shall promulgate rules and regulations to implement sections 313.800 to 313.850:

(1) To investigate applicants and determine the priority and eligibility of applicants for a license and to select among competing applicants for a license the applicant which best serves the interests of the citizens of Missouri;

(2) To license the operators of excursion gambling boats and operators of gambling games within such boats, to identify occupations within the excursion gambling boat operations which require licensing, and adopt standards for licensing the occupations including establishing fees for the occupational licenses and to license suppliers;

(3) To adopt standards under which all excursion gambling boat operations shall be held and standards for the facilities within which the gambling operations are to be held. Notwithstanding the provisions of chapter 311 to the contrary, the commission may authorize the operation of gambling games on an excursion gambling boat which is also licensed to sell or serve alcoholic beverages, wine, or beer. The commission shall regulate the wagering structure for gambling excursions, provided that the commission shall not establish any regulations or policies that limit the amount of wagers, losses, or buy-in amounts;

(4) To enter the premises of excursion gambling boats, facilities, or other places of business of a licensee within this state to determine compliance with sections 313.800 to 313.850;

(5) To investigate alleged violations of sections 313.800 to 313.850 or the commission rules, orders, or final decisions;

(6) To assess any appropriate administrative penalty against a licensee, including, but not limited to, suspension, revocation, and penalties of an amount as determined by the commission up to three times the highest daily amount of gross receipts derived from wagering on the gambling games, whether unauthorized or authorized, conducted during the previous twelve months as well as confiscation and forfeiture of all gambling game equipment used in the conduct of unauthorized gambling games. Forfeitures pursuant to this section shall be enforced as provided in sections 513.600 to 513.645;

(7) To require a licensee, an employee of a licensee or holder of an occupational license to remove a person violating a provision of sections 313.800 to 313.850 or the commission rules, orders, or final orders, or other person deemed to be undesirable from the excursion gambling boat or adjacent facilities;

(8) To require the removal from the premises of a licensee, an employee of a licensee, or a holder of an occupational license for a violation of sections 313.800 to 313.850 or a commission rule or engaging in a fraudulent practice;

(9) To require all licensees to file all financial reports required by rules and regulations of the commission;

(10) To issue subpoenas for the attendance of witnesses and subpoenas duces tecum for the production of books, records, and other pertinent documents, and to administer oaths and affirmations to the witnesses, when, in the judgment of the commission, it is necessary to enforce sections 313.800 to 313.850 or the commission rules;

(11) To keep accurate and complete records of its proceedings and to certify the records as may be appropriate;

(12) To ensure that the gambling games are conducted fairly. No gambling device shall be set to pay out less than eighty percent of all wagers;

(13) To require all licensees of gambling game operations to use a cashless wagering system whereby all players' money is converted to physical or electronic tokens, electronic cards, or chips which only can be used on the excursion gambling boat;

(14) To require excursion gambling boat licensees to develop a system, approved by the commission, that allows patrons the option to prohibit the excursion gambling boat licensee from using identifying information for marketing purposes. The provisions of this subdivision shall apply only to patrons giving identifying information for the first time. Such system shall be submitted to the commission by October 1, 2000, and approved by the commission by January 1, 2001. The excursion gambling boat licensee shall use

identifying information obtained from patrons who have elected to have marketing blocked under the provisions of this section only for the purposes of enforcing the requirements contained in sections 313.800 to 313.850. This section shall not prohibit the commission from accessing identifying information for the purposes of enforcing section 313.004 and sections 313.800 to 313.850;

(15) To determine which of the authorized gambling games will be permitted on any licensed excursion gambling boat;

(16) The commission shall base its decision to license excursion gambling boats on any of the following criteria: the docking location or the excursion cruise could cause danger to the boat's passengers, violate federal law or the law of another state, or cause disruption of interstate commerce or possible interference with railway or barge transportation. The commission shall consider economic feasibility or impact that would benefit land-based development and permanent job creation. The commission shall not discriminate among applicants for excursion gambling boats that are similarly situated with respect to the criteria set forth in this section;

(17) The commission shall render a finding **or findings** concerning the transition from a boat, barge, or floating facility to a nonfloating facility within thirty days after a hearing on any request from an applicant or **existing** licensee. Such hearing may be held prior to any final action on licensing to assist an applicant and any city or county in the finalizing of their economic development plan;

(18) To require any applicant for a license or renewal of a license to operate an excursion gambling boat to provide an affirmative action plan which has as its goal the use of best efforts to achieve maximum employment of African-Americans and other minorities and maximum participation in the procurement of contractual purchases of goods and services. This provision shall be administered in accordance with all federal and state employment laws, including Title VII of the Civil Rights Act of 1964, as amended by the Civil Rights Act of 1991. At license renewal, the licensee will report on the effectiveness of the plan. The commission shall include the licensee's reported information in its annual report to the joint committee on gaming and wagering;

(19) To take any other action as may be reasonable or appropriate to enforce sections 313.800 to 313.850 and the commission rules.

320.210. The state fire marshal shall appoint one assistant director and such other investigators and employees as the needs of the office require within the limits of the appropriation made for such purpose. **[**Supervising investigators shall be at least twenty-five years of age and shall have either a minimum of five years' experience in fire risk inspection, prevention, or investigation work, or a degree in fire protection engineering from a recognized college or university of engineering.**]** No person shall be appointed as an investigator or other employee who has been convicted of a felony or other crime involving moral turpitude. Any person appointed as an investigator shall be of good character, shall be a citizen of the United States, **[**shall have been a taxpaying resident of this state for at least three years immediately preceding his appointment, and**]** shall be a graduate of an accredited four-year high school or, in lieu thereof, shall have obtained a certificate of equivalency from the state department of elementary and secondary education, and shall **[**possess ordinary physical strength and be able to pass such physical and mental examinations as the state fire marshal may prescribe**] be a resident of Missouri at the time of appointment**. An investigator or employee shall not hold any other commission or office, elective or appointive, or accept any other employment **that would pose a conflict of interest** while he **or she** is an investigator or employee. An investigator or employee shall not accept any compensation, reward, or gift other than his **or her** regular

salary and expenses for the performance of his **or her** official duties.

407.1700. 1. For the purposes of this section, the following terms shall mean:

(1) "Consumer product", any tangible personal property that is distributed in commerce and that is normally used for personal, family, or household purposes, including any such property intended to be attached to or installed in any real property without regard to whether the personal property is so attached or installed;

(2) "High-volume third-party seller", a participant in an online marketplace who is a third-party seller and who, in any continuous twelve-month period during the previous twenty-four months, has entered into two hundred or more discrete sales or transactions of new or unused consumer products with an aggregate total of five thousand dollars or more in gross revenue. For purposes of calculating the number of discrete sales or transactions or the aggregate gross revenues under this subdivision, an online marketplace shall be required to count only sales or transactions made through the online marketplace and for which payment was processed by the online marketplace, either directly or through its payment processor;

(3) "Online marketplace", any person or entity that operates a consumer-directed, electronically-based or accessed platform that:

(a) Includes features that allow for, facilitate, or enable third-party sellers to engage in the sale, purchase, payment, storage, shipping, or delivery of a consumer product in the United States;

(b) Is used by one or more third-party sellers for such purposes; and

(c) Has a contractual or similar relationship with consumers governing its use of the platform to purchase consumer products;

(4) "Seller", a person who sells, offers to sell, or contracts to sell a consumer product through an online marketplace's platform;

(5) "Third-party seller", any seller, independent of an online marketplace, who sells, offers to sell, or contracts to sell a consumer product through an online marketplace. This term shall not include a seller who:

(a) Operates the online marketplace's platform; or

(b) Is a business entity that has:

a. Made available to the general public the entity's name, business address, and working contact information;

b. An ongoing contractual relationship with the online marketplace to provide the online marketplace with the manufacture, distribution, wholesaling, or fulfillment of shipments of consumer products; and

c. Provided to the online marketplace identifying information, as described in subparagraph a. of this paragraph, that has been verified under subsection 2 of this section;

(6) "Verify", to confirm information provided to an online marketplace under this section, which may include the use of one or more methods that enable the online marketplace to reliably determine that any information and documents provided are valid; corresponding to the seller or an individual

acting on the seller's behalf; not misappropriated; and not falsified.

2. An online marketplace shall require any high-volume third-party seller on the online marketplace to provide, no later than ten days after qualifying as a high-volume third-party seller, the following information:

(1) Bank account information, including a bank account number or, if such seller does not have a bank account, the name of the payee for payments issued by the online marketplace to such seller. The bank account or payee information required under this subdivision may be provided by the seller in the following ways:

(a) To the online marketplace; or

(b) To a payment processor or other third-party contracted by the online marketplace to maintain such information, provided that the online marketplace ensures that it may obtain such information on demand from such payment processor or other third-party;

(2) Contact information for such seller, including the following:

(a) With respect to a high-volume third-party seller who is an individual, the individual's name; or

(b) With respect to a high-volume third-party seller who is not an individual, one of the following forms of contact information:

a. A copy of a valid government-issued identification for an individual acting on behalf of such seller that includes the individual's name; or

b. A copy of a valid government-issued record or tax document that includes the business name and physical address of such seller;

(3) A current working email address and phone number for such seller; and

(4) A business tax identification number or, if such seller does not have a business tax identification number, a taxpayer identification number.

3. An online marketplace shall:

(1) Periodically, but no less than annually, notify any high-volume third-party seller on such online marketplace's platform of the requirement to keep any information collected under subsection 2 of this section current; and

(2) Require any high-volume third-party seller on such online marketplace's platform to, no later than ten days after receiving the notice under subdivision (1) of this subsection, electronically certify that:

(a) The seller has provided any changes to such information to the online marketplace if any such changes have occurred;

(b) There have been no changes to such seller's information; or

(c) Such seller has provided any changes to such information to the online marketplace.

4. In the event that a high-volume third-party seller does not provide the information or

certification required under subsections 2 and 3 of this section, the online marketplace shall, after providing the seller with written or electronic notice and an opportunity to provide such information or certification no later than ten days after the issuance of such notice, suspend any future sales activity of such seller until such seller provides such information or certification.

5. (1) An online marketplace shall:

(a) Verify the information collected in subsection 2 of this section no later than ten days after such collection; and

(b) Verify any change to such information no later than ten days after being notified of such change by a high-volume third-party seller under subsection 3 of this section.

(2) In the case of a high-volume third-party seller who provides a copy of a valid government-issued tax document, any information contained in such tax document shall be presumed to be verified as of the date of issuance of such document.

(3) Data collected to comply solely with the requirements of this section shall not be used for any other purpose unless required by law.

(4) An online marketplace shall implement and maintain reasonable security procedures and practices, including administrative, physical, and technical safeguards, appropriate to the nature of the data and the purposes for which the data will be used, to protect the data collected to comply with the requirements of this section from unauthorized use, disclosure, access, destruction, or modification.

6. (1) An online marketplace shall:

(a) Require any high-volume third-party seller with an aggregate total of twenty thousand dollars or more in annual gross revenues on such online marketplace, and that uses such online marketplace's platform, to provide the information described in subdivision (2) of this subsection to the online marketplace; and

(b) Disclose the information described in subdivision (2) of this subsection to consumers in a clear and conspicuous manner in the order confirmation message or other document or communication made to a consumer after a purchase is finalized and in the consumer's account transaction history.

(2) The information required shall be the following:

(a) Subject to subdivision (3) of this subsection, the identity of the high-volume third-party seller, including:

a. The full name of the seller, which may include the seller's name or seller's company name, or the name by which the seller or company operates on the online marketplace;

b. The physical address of the seller; and

c. Contact information for the seller, to allow for the direct, unhindered communication with high-volume third-party sellers by users of the online marketplace, including:

(i) A current working phone number;

(ii) A current working email address; or

(iii) Other means of direct electronic messaging, which may be provided to such seller by the online marketplace; and

(b) Whether the high-volume third-party seller used a different seller to supply the consumer product to the consumer upon purchase and, upon the request of an authenticated purchaser, the information described in paragraph (a) of this subdivision relating to any such seller who supplied the consumer product to the purchaser if such seller is different than the high-volume third-party seller listed on the product listing prior to purchase.

(3) Subject to subdivision (2) of this subsection, upon the request of a high-volume third-party seller, an online marketplace may provide for partial disclosure of the identity information required under paragraph (a) of subdivision (2) of this subsection in the following situations:

(a) If such seller certifies to the online marketplace that the seller does not have a business address and only has a residential street address, or has a combined business and residential address, the online marketplace may:

a. Disclose only the country and, if applicable, the state in which such seller resides; and

b. Inform consumers that there is no business address available for the seller and that consumer inquiries should be submitted to the seller by phone, email, or other means of electronic messaging provided to such seller by the online marketplace;

(b) If such seller certifies to the online marketplace that the seller is a business that has a physical address for product returns, the online marketplace may disclose the seller's physical address for product returns; and

(c) If such seller certifies to the online marketplace that the seller does not have a phone number other than a personal phone number, the online marketplace shall inform consumers that there is no phone number available for the seller and that consumer inquiries should be submitted to the seller's email address or other means of electronic messaging provided to such seller by the online marketplace.

(4) If an online marketplace becomes aware that a high-volume third-party seller has made a false representation to the online marketplace in order to justify the provision of a partial disclosure under subdivision (1) of this subsection or that a high-volume third-party seller who has requested and received a provision for a partial disclosure under subdivision (1) of this subsection has not provided responsive answers within a reasonable time frame to consumer inquiries submitted to the seller by phone, email, or other means of electronic messaging provided to such seller by the online marketplace, the online marketplace shall, after providing the seller with written or electronic notice and an opportunity to respond no later than ten days after the issuance of such notice, suspend any future sales activity of such seller unless such seller consents to the disclosure of the identity information required under paragraph (a) of subdivision (2) of this subsection.

(5) An online marketplace shall disclose to consumers in a clear and conspicuous manner on the product listing of any high-volume third-party seller a reporting mechanism that allows for electronic and telephonic reporting of suspicious marketplace activity to the online marketplace.

(6) If a high-volume third-party seller does not comply with the requirements to provide and disclose information under this subsection, the online marketplace shall, after providing the seller

with written or electronic notice and an opportunity to provide or disclose such information no later than ten days after the issuance of such notice, suspend any future sales activity of such seller until the seller complies with such requirements.

7. (1) A violation of the provisions of this section shall be treated as a violation of sections 407.010 to 407.130 and shall be enforced solely by the attorney general. Nothing in this section shall be construed as providing the basis for, or subjecting a party to, a private civil action.

(2) The attorney general may promulgate rules and regulations with respect to collecting, verifying, and disclosing information under this section, provided that such rules and regulations are limited to what is necessary to collect, verify, or disclose such information. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

455.073. 1. By July 1, 1996, the supreme court of the state of Missouri shall:

(1) Develop and adopt uniform forms for petitions and orders of protection; and

(2) Provide the forms to each circuit clerk.

2. The following statements shall be printed in bold faced type or in capital letters on the order of protection:

(1) "Violation of this order may be punished by confinement in jail for as long as five years and by a fine of as much as five thousand dollars"; and

(2) "If so ordered by the court, the respondent is forbidden to enter or stay at the petitioner's residence".

3. The form prescribed by the supreme court for the notice of hearing required by subsection 2 of section 455.040 shall list all potential relief that can be granted by the court in any proceeding pursuant to sections 455.010 to 455.085 as described in section 455.050, and shall advise the respondent that such relief may be granted if the court finds for the petitioner, or if the respondent defaults to the petition.

4. **If a full order of protection is granted, all temporary orders shall continue in the full order of protection and shall remain in full force and effect unless otherwise ordered by the court.**

5. All orders of protection shall be issued on the form adopted pursuant to subsection 1 of this section.

455.075. The court may order a party to pay a reasonable amount to the other party for attorney's fees incurred prior to the commencement of the proceeding **[**or**], throughout the proceeding, and** after entry of judgment. The court shall consider all relevant factors, including the financial resources of both parties, and may order that the amount be paid directly to the attorney, who may enforce the order in his name.

455.085. 1. When a law enforcement officer has probable cause to believe a party has committed a violation of law amounting to domestic violence, as defined in section 455.010, against a family or household member, the officer may arrest the offending party whether or not the violation occurred in the presence of the arresting officer. When the officer declines to make arrest pursuant to this subsection, the

officer shall make a written report of the incident completely describing the offending party, giving the victim's name, time, address, reason why no arrest was made and any other pertinent information. Any law enforcement officer subsequently called to the same address within a twelve-hour period, who shall find probable cause to believe the same offender has again committed a violation as stated in this subsection against the same or any other family or household member, shall arrest the offending party for this subsequent offense. The primary report of nonarrest in the preceding twelve-hour period may be considered as evidence of the defendant's intent in the violation for which arrest occurred. The refusal of the victim to sign an official complaint against the violator shall not prevent an arrest under this subsection.

2. When a law enforcement officer has probable cause to believe that a party, against whom a protective order has been entered and who has notice of such order entered, has committed an act of abuse in violation of such order, the officer shall arrest the offending party-respondent whether or not the violation occurred in the presence of the arresting officer. Refusal of the victim to sign an official complaint against the violator shall not prevent an arrest under this subsection.

3. When an officer makes an arrest, the officer is not required to arrest two parties involved in an assault when both parties claim to have been assaulted. The arresting officer shall attempt to identify and shall arrest the party the officer believes is the primary physical aggressor. The term "primary physical aggressor" is defined as the most significant, rather than the first, aggressor. The law enforcement officer shall consider any or all of the following in determining the primary physical aggressor:

(1) The intent of the law to protect victims from continuing domestic violence;

(2) The comparative extent of injuries inflicted or serious threats creating fear of physical injury;

(3) The history of domestic violence between the persons involved.

No law enforcement officer investigating an incident of domestic violence shall threaten the arrest of all parties for the purpose of discouraging requests or law enforcement intervention by any party. Where complaints are received from two or more opposing parties, the officer shall evaluate each complaint separately to determine whether the officer should seek a warrant for an arrest.

4. In an arrest in which a law enforcement officer acted in good faith reliance on this section, the arresting and assisting law enforcement officers and their employing entities and superiors shall be immune from liability in any civil action alleging false arrest, false imprisonment or malicious prosecution.

5. When a person against whom an order of protection has been entered fails to surrender custody of minor children to the person to whom custody was awarded in an order of protection, the law enforcement officer shall arrest the respondent, and shall turn the minor children over to the care and custody of the party to whom such care and custody was awarded.

6. The same procedures, including those designed to protect constitutional rights, shall be applied to the respondent as those applied to any individual detained in police custody.

7. A violation of the terms and conditions, with regard to domestic violence, stalking, sexual assault, child custody, communication initiated by the respondent or entrance upon the premises of the petitioner's dwelling unit or place of employment or school, or being within a certain distance of the petitioner or a child of the petitioner, of an ex parte order of protection of which the respondent has notice, shall be a class A misdemeanor unless the respondent has previously pleaded guilty to or has been found guilty in any division of the circuit court of violating an ex parte order of protection or a full order of protection within five years

of the date of the subsequent violation, in which case the subsequent violation shall be a class E felony. Evidence of prior pleas of guilty or findings of guilt shall be heard by the court out of the presence of the jury prior to submission of the case to the jury. If the court finds the existence of such prior pleas of guilty or finding of guilt beyond a reasonable doubt, the court shall decide the extent or duration of sentence or other disposition and shall not instruct the jury as to the range of punishment or allow the jury to assess and declare the punishment as a part of its verdict.

8. A violation of the terms and conditions, with regard to domestic violence, stalking, sexual assault, child custody, communication initiated by the respondent or entrance upon the premises of the petitioner's dwelling unit or place of employment or school, or being within a certain distance of the petitioner or a child of the petitioner, of a full order of protection shall be a class A misdemeanor, unless the respondent has previously pleaded guilty to or has been found guilty in any division of the circuit court of violating an ex parte order of protection or a full order of protection within five years of the date of the subsequent violation, in which case the subsequent violation shall be a class E felony. Evidence of prior pleas of guilty or findings of guilt shall be heard by the court out of the presence of the jury prior to submission of the case to the jury. If the court finds the existence of such prior plea of guilty or finding of guilt beyond a reasonable doubt, the court shall decide the extent or duration of the sentence or other disposition and shall not instruct the jury as to the range of punishment or allow the jury to assess and declare the punishment as a part of its verdict. For the purposes of this subsection, in addition to the notice provided by actual service of the order, a party is deemed to have notice of an order of protection if**:**

(1) The law enforcement officer responding to a call of a reported incident of domestic violence, stalking, sexual assault, or violation of an order of protection presented a copy of the order of protection to the respondent**; or**

(2) Notice is given by actual communication to the respondent in a manner reasonably likely to advise the respondent.

9. Good faith attempts to effect a reconciliation of a marriage shall not be deemed tampering with a witness or victim tampering under section 575.270.

10. Nothing in this section shall be interpreted as creating a private cause of action for damages to enforce the provisions set forth herein.

476.055. 1. There is hereby established in the state treasury the "Statewide Court Automation Fund". All moneys collected pursuant to section 488.027, as well as gifts, contributions, devises, bequests, and grants received relating to automation of judicial record keeping, and moneys received by the judicial system for the dissemination of information and sales of publications developed relating to automation of judicial record keeping, shall be credited to the fund. Moneys credited to this fund may only be used for the purposes set forth in this section and as appropriated by the general assembly. Any unexpended balance remaining in the statewide court automation fund at the end of each biennium shall not be subject to the provisions of section 33.080 requiring the transfer of such unexpended balance to general revenue; except that, any unexpended balance remaining in the fund on September 1, **[**2023**]** **2028**, shall be transferred to general revenue.

2. The statewide court automation fund shall be administered by a court automation committee consisting of the following: the chief justice of the supreme court, a judge from the court of appeals, four circuit judges, four associate circuit judges, four employees of the circuit court, the commissioner of administration, two members of the house of representatives appointed by the speaker of the house, two

members of the senate appointed by the president pro tem of the senate, the executive director of the Missouri office of prosecution services, the director of the state public defender system, and two members of the Missouri Bar. The judge members and employee members shall be appointed by the chief justice. The commissioner of administration shall serve ex officio. The members of the Missouri Bar shall be appointed by the board of governors of the Missouri Bar. Any member of the committee may designate another person to serve on the committee in place of the committee member.

3. The committee shall develop and implement a plan for a statewide court automation system. The committee shall have the authority to hire consultants, review systems in other jurisdictions and purchase goods and services to administer the provisions of this section. The committee may implement one or more pilot projects in the state for the purposes of determining the feasibility of developing and implementing such plan. The members of the committee shall be reimbursed from the court automation fund for their actual expenses in performing their official duties on the committee.

4. Any purchase of computer software or computer hardware that exceeds five thousand dollars shall be made pursuant to the requirements of the office of administration for lowest and best bid. Such bids shall be subject to acceptance by the office of administration. The court automation committee shall determine the specifications for such bids.

5. The court automation committee shall not require any circuit court to change any operating system in such court, unless the committee provides all necessary personnel, funds and equipment necessary to effectuate the required changes. No judicial circuit or county may be reimbursed for any costs incurred pursuant to this subsection unless such judicial circuit or county has the approval of the court automation committee prior to incurring the specific cost.

6. Any court automation system, including any pilot project, shall be implemented, operated and maintained in accordance with strict standards for the security and privacy of confidential judicial records. Any person who knowingly releases information from a confidential judicial record is guilty of a class B misdemeanor. Any person who, knowing that a judicial record is confidential, uses information from such confidential record for financial gain is guilty of a class E felony.

7. On the first day of February, May, August and November of each year, the court automation committee shall file a report on the progress of the statewide automation system with:

(1) The chair of the house budget committee;

(2) The chair of the senate appropriations committee;

(3) The chair of the house judiciary committee; and

(4) The chair of the senate judiciary committee.

8. Section 488.027 shall expire on September 1, **[**2023**]** **2028**. The court automation committee established pursuant to this section may continue to function until completion of its duties prescribed by this section**[**, but shall complete its duties prior to September 1, 2025.

9. This section shall expire on September 1, 2025**]**.

490.800. 1. Notwithstanding the sovereign immunity of the state, any individual who was found guilty of a felony in a Missouri court and was later determined to be actually innocent of such offense by admissible evidence may be paid restitution. Any individual who receives restitution under this

section shall not also receive restitution under section 650.058 for the same offense for which the individual was determined to be actually innocent. The individual shall receive an amount of one hundred dollars per day for each day of postconviction incarceration for the offense for which the individual is determined to be actually innocent under this section. The petition for the payment of such restitution shall be filed with the sentencing court. For the purposes of this section, the term "actually innocent" shall mean:

(1) The individual was convicted of a felony for which a final order of release was entered based on an order setting aside the judgment of conviction by the sentencing court pursuant to section 547.031, based on a finding of actual innocence entered by the sentencing court pursuant to section 547.031, or by writ otherwise authorized by law;

(2) All appeals of the order of release have been exhausted; and

(3) The individual was not serving any term of a sentence for any other offense concurrently with the sentence for which he or she is determined to be actually innocent, unless such individual was serving another concurrent sentence because his or her parole was revoked by a court or the parole board in connection with the offense for which the person has been exonerated. Regardless of whether any other basis may exist for the revocation of the person's probation or parole at the time of conviction for the offense for which the person is later determined to be actually innocent, when the court's or the parole board's sole stated reason for the revocation in its order is the conviction for the offense for which the person is later determined to be actually innocent, such order shall, for purposes of this section only, be conclusive evidence that the person's probation or parole was revoked in connection with the offense for which the person has been exonerated.

Any individual who receives restitution under this section shall not also receive restitution under section 650.058 for the same offense the person was determined to be actually innocent and shall be prohibited from seeking any civil redress from the state, its departments and agencies, or any employee thereof, or any political subdivision or its employees. This section shall not be construed as a waiver of sovereign immunity for any purposes other than the restitution provided for herein. The department of corrections shall determine the aggregate amount of restitution owed during a fiscal year. If insufficient moneys are appropriated each fiscal year to pay restitution to such persons, the department shall pay each individual who has received an order awarding restitution a pro rata share of the amount appropriated. Provided sufficient moneys are appropriated to the department, the amounts owed to such individual shall be paid on June thirtieth of each subsequent fiscal year, until such time as the restitution to the individual has been paid in full. No individual awarded restitution under this subsection shall receive more than thirty-six thousand five hundred dollars during each fiscal year. No interest on unpaid restitution shall be awarded to the individual. No individual who has been determined by the court to be actually innocent shall be responsible for the costs of care under section 217.831.

2. A petition for payment of restitution under this section may be filed only by the individual determined to be actually innocent or the individual's legal guardian. No claim or petition for restitution under this section may be filed by the individual's heirs or assigns. An individual's right to receive restitution under this section is not assignable or otherwise transferrable. The state's obligation to pay restitution under this section shall cease upon the individual's death. Any beneficiary designation that purports to bequeath, assign, or otherwise convey the right to receive such restitution shall be void and unenforceable.

3. An individual who is determined to be actually innocent of an offense under this section shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records all recordations of his or her arrest, plea, trial, or conviction. Upon the court's granting the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and available only to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea, or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction, or expungement in response to any inquiry made of him or her for any purpose whatsoever, and no such inquiry shall be made for information relating to an expungement under this section.

491.015. 1. In prosecutions under chapter 566 or prosecutions related to sexual conduct under chapter 568, opinion and reputation evidence of **[**the complaining**] a victim's or** witness' prior sexual conduct**, acts, or practices** is inadmissible **at any trial, hearing, or court proceeding and not a subject for inquiry during a deposition or discovery**; evidence of specific instances of **[**the complaining**] a victim's or** witness' prior sexual conduct**, acts, or practices** or the absence of such instances or conduct is inadmissible **at any trial, hearing, or any other court proceeding, and not a subject for inquiry during a deposition or discovery**, except where such specific instances are:

(1) Evidence of the sexual conduct of **[**the complaining**] a victim or** witness with the defendant to prove consent where consent is a defense to the alleged crime and the evidence is reasonably contemporaneous with the date of the alleged crime; or

(2) Evidence of specific instances of sexual activity showing alternative source or origin of semen, pregnancy or disease;

(3) Evidence of immediate surrounding circumstances of the alleged crime; or

(4) Evidence relating to the previous chastity of **[**the complaining**] a victim or** witness witness in cases, where, by statute, previously chaste character is required to be proved by the prosecution.

2. Evidence of the sexual conduct**, acts, or practices** of **[**the complaining**] a victim or** witness offered under this section is admissible to the extent that the court finds the evidence relevant to a material fact or issue.

3. If the defendant proposes to offer evidence of the sexual conduct**, acts, or practices** of **[**the complaining**] a victim or** witness under this section, he **or she** shall file with the court a written motion accompanied by an offer of proof or make an offer of proof on the record outside the hearing of the jury. The court shall hold an in camera hearing to determine the sufficiency of the offer of proof and may at that hearing hear evidence if the court deems it necessary to determine the sufficiency of the offer of proof. If the court finds any of the evidence offered admissible under this section the court shall make an order stating the scope of the evidence which may be introduced. Objections to any decision of the court under this section may be made by either the prosecution or the defendant in the manner provided by law. The in camera hearing shall be recorded and the court shall set forth its reasons for its ruling. The record of the in camera hearing shall be sealed for delivery to the parties and to the appellate court in the event of an appeal or other post trial proceeding.

537.529. 1. This section shall be known and may be cited as the "Uniform Public Expression Protection Act".

2. As used in this section, the following terms shall mean:

(1) "Goods or services", shall not include a dramatic, literary, musical, political, journalistic, or artistic work;

(2) "Governmental unit", any city, county, or other political subdivision of this state, or any department, division, board, or other agency of any political subdivision of this state;

(3) "Person", an individual, estate, trust, partnership, business or nonprofit entity, governmental unit, or other legal entity.

3. Except as otherwise provided in subsection 4 of this section, this section applies to a cause of action asserted in a civil action against a person based on the person's:

(1) Communication in a legislative, executive, judicial, administrative, or other governmental proceeding;

(2) Communication on an issue under consideration or review in a legislative, executive, judicial, administrative, or other governmental proceeding; or

(3) Exercise of the right of freedom of speech or of the press, the right to assemble or petition, or the right of association, guaranteed by the Constitution of the United States or the Constitution of the state of Missouri, on a matter of public concern.

4. This section does not apply to a cause of action asserted:

(1) Against a governmental unit or an employee or agent of a governmental unit acting or purporting to act in an official capacity;

(2) By a governmental unit or an employee or agent of a governmental unit acting in an official capacity to enforce a law to protect against an imminent threat to public health or safety; or

(3) Against a person primarily engaged in the business of selling or leasing goods or services if the cause of action arises out of a communication related to the person's sale or lease of the goods or services.

5. No later than sixty days after a party is served with a complaint, cross-claim, counterclaim, third-party claim, or other pleading that asserts a cause of action to which this section applies, or at a later time on a showing of good cause, a party may file a special motion to dismiss the cause of action or part of the cause of action.

6. (1) Except as otherwise provided in this subsection:

(a) All other proceedings between the moving party and responding party in an action, including discovery and a pending hearing or motion, are stayed on the filing of a motion under subsection 5 of this section; and

(b) On motion by the moving party, the court may stay:

a. A hearing or motion involving another party if the ruling on the hearing or motion would adjudicate a legal or factual issue that is material to the motion under subsection 5 of this section; or

b. Discovery by another party if the discovery relates to a legal or factual issue that is material to the motion under subsection 5 of this section.

(2) A stay under subdivision (1) of this subsection remains in effect until entry of an order ruling on the motion filed under subsection 5 of this section and the expiration of the time to appeal the order.

(3) If a party appeals from an order ruling on a motion under subsection 5 of this section, all proceedings between all parties in an action are stayed. The stay remains in effect until the conclusion of the appeal.

(4) During a stay under subdivision (1) of this subsection, the court may allow limited discovery if a party shows that specific information is necessary to establish whether a party has satisfied or failed to satisfy a burden imposed by subdivision (1) of subsection 9 of this section and is not reasonably available without discovery.

(5) A motion for costs and expenses under subsection 12 of this section shall not be subject to a stay under this section.

(6) A stay under this subsection does not affect a party's ability to voluntarily dismiss a cause of action or part of a cause of action or move to sever a cause of action.

(7) During a stay under this section, the court for good cause may hear and rule on:

(a) A motion unrelated to the motion under subsection 5 of this section; and

(b) A motion seeking a special or preliminary injunction to protect against an imminent threat to public health or safety.

7. (1) The court shall hear a motion under subsection 5 of this section no later than sixty days after filing of the motion, unless the court orders a later hearing:

(a) To allow discovery under subdivision (4) of subsection 6 of this section; or

(b) For other good cause.

(2) If the court orders a later hearing under paragraph (a) of subdivision (1) of this subsection, the court shall hear the motion under subsection 5 of this section no later than sixty days after the court order allowing the discovery, subject to paragraph (b) of subdivision (1) of this subsection.

8. In ruling on a motion under subsection 5 of this section, the court shall consider the parties' pleadings, the motion, any replies and responses to the motion, and any evidence that could be considered in ruling on a motion for summary judgment.

9. (1) In ruling on a motion under subsection 5 of this section, the court shall dismiss with prejudice a cause of action or part of a cause of action if:

(a) The moving party establishes under subsection 3 of this section that this section applies;

(b) The responding party fails to establish under subsection 4 of this section that this section does not apply; and

(c) Either:

a. The responding party fails to establish a prima facie case as to each essential element of the cause of action; or

b. The moving party establishes that:

(i) The responding party failed to state a cause of action upon which relief can be granted; or

(ii) There is no genuine issue as to any material fact and the party is entitled to judgment as a matter of law on the cause of action or part of the cause of action.

(2) A voluntary dismissal without prejudice of a responding party's cause of action, or part of a cause of action, that is the subject of a motion under subsection 5 of this section does not affect a moving party's right to obtain a ruling on the motion and seek costs, reasonable attorney's fees, and reasonable litigation expenses under subsection 12 of this section.

(3) A voluntary dismissal with prejudice of a responding party's cause of action, or part of a cause of action, that is the subject of a motion under subsection 5 of this section establishes for the purpose of subsection 12 of this section that the moving party prevailed on the motion.

10. The court shall rule on a motion under subsection 5 of this section no later than sixty days after the hearing under subsection 7 of this section.

11. A moving party may appeal within twenty-one days as a matter of right from an order denying, in whole or in part, a motion under subsection 5 of this section.

12. On a motion under subsection 5 of this section, the court shall award costs, reasonable attorney's fees, and reasonable litigation expenses related to the motion:

(1) To the moving party if the moving party prevails on the motion; or

(2) To the responding party if the responding party prevails on the motion and the court finds that the motion was frivolous or filed solely with intent to delay the proceeding.

13. This section shall be broadly construed and applied to protect the exercise of the right of freedom of speech and of the press, the right to assemble and petition, and the right of association, guaranteed by the Constitution of the United States or the Constitution of the state of Missouri.

14. In applying and construing this section, consideration shall be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

15. This section applies to a civil action filed or cause of action asserted in a civil action on or after August 28, 2022.

544.453. Notwithstanding any provision of the law or court rule to the contrary, a judge or judicial officer, when setting bail or conditions of release in all courts in Missouri for any offense charged, shall consider, in addition to any factor required by law, whether:

(1) A defendant poses a danger to a victim of crime, the community, any witness to the crime, or to any other person;

(2) A defendant is a flight risk;

(3) A defendant has committed a violent misdemeanor offense, sexual offense, or felony offense in this state or any other state in the last five years; and

(4) A defendant has failed to appear in court as a required condition of probation or parole for a violent misdemeanor or felony within the last three years.

545.473. 1. Notwithstanding Missouri supreme court rule 32.03, a defendant with a case filed in a county **[**with department of corrections centers with a total average yearly offender population in excess of two thousand persons**] having seventy-five thousand or fewer inhabitants** shall follow the procedure listed in subsections 2 to 5 of this section in order to obtain a change of venue for misdemeanors or felonies.

2. Upon written application of the defendant, a change of venue may be ordered in any criminal proceeding for the following reasons:

(1) That the inhabitants of the county are prejudiced against the defendant; or

(2) That the state has an undue influence over the inhabitants of the county.

3. In felony **and misdemeanor** cases, the application must be filed not later than **[**thirty**] ten** days after **[**arraignment. In misdemeanor cases, the application must be filed not later than ten days before the date set for trial**] the initial plea is entered**.

4. A copy of the application and a notice of the time when it will be presented to the court shall be served on all parties.

5. The application shall set forth the reason or reasons for change of venue. It need not be verified and shall be signed by the defendant or his attorney.

6. The state may, within five days after the filing of the application for a change of venue, file a denial of the existence of the reason or reasons alleged in the application. Such denial need not be verified. If a denial is filed, the court shall hear evidence and determine the issues. If the issues are determined in favor of the defendant, or if the truth of the grounds alleged is within the knowledge of the court, or if no denial is filed, a change of venue shall be ordered to some other county convenient to the parties and where the reason or reasons do not exist.

546.262. A court shall not compel a victim or member of the victim's family testifying in a criminal proceeding for a violation of sections 565.072 to 565.076 to disclose a residential address or place of employment on the record in open court unless the court finds that disclosure of the address or place of employment is necessary.

546.263. 1. A person may testify by video conference at a civil trial involving an offense under sections 565.072 to 565.076 if the person testifying is the victim of the offense. The circuit and associate circuit court judges for each circuit shall develop local rules and instructions for appearances by video conference permitted under this subsection, which shall be posted on the circuit court's internet website.

2. The circuit and associate circuit court judges for each circuit shall provide, and post on the circuit court's internet website, a telephone number for the public to call for assistance regarding appearances by video conference."; and

Further amend said bill and page, Section 548.241, Line 10, by inserting after said section and line the following:

"556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, attempted sodomy in the first

degree, attempted forcible sodomy, **sexual abuse in the first degree, attempted sexual abuse in the first degree, incest, and attempted incest** or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

(1) For any felony, three years, except as provided in subdivision (4) of this subsection;

(2) For any misdemeanor, one year;

(3) For any infraction, six months;

(4) For any violation of section 569.040, when classified as a class B felony, or any violation of section 569.050 or 569.055, five years.

3. If the period prescribed in subsection 2 of this section has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction pursuant to section 407.553, for purposes of offenses committed pursuant to sections 407.511 to 407.556; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the person is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years; and

(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the person's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced for a misdemeanor or infraction when the information is filed and for a felony when the complaint or indictment is filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years;

(2) During any time when the accused is concealing himself or herself from justice either within or without this state;

(3) During any time when a prosecution against the accused for the offense is pending in this state;

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020; or

(5) During any period of time after which a DNA profile is developed from evidence collected in relation to the commission of a crime and included in a published laboratory report until the date upon which the accused is identified by name based upon a match between that DNA evidence profile and the known DNA profile of the accused. For purposes of this section, the term "DNA profile" means the collective results of the DNA analysis of an evidence sample.

556.046. 1. A person may be convicted of an offense included in an offense charged in the indictment or information. An offense is so included when:

(1) It is established by proof of the same or less than all the facts required to establish the commission of the offense charged; or

(2) It is specifically denominated by statute as a lesser degree of the offense charged; or

(3) It consists of an attempt to commit the offense charged or to commit an offense otherwise included therein.

2. The court shall not be obligated to charge the jury with respect to an included offense unless there is a **rational** basis for a verdict acquitting the person of the offense charged and convicting him **or her** of the included offense. An offense is charged for purposes of this section if:

(1) It is in an indictment or information; or

(2) It is an offense submitted to the jury because there is a **rational** basis for a verdict acquitting the person of the offense charged and convicting the person of the included offense.

3. The court shall be obligated to instruct the jury with respect to a particular included offense only if **the instruction is requested and** there is a **rational** basis in the evidence for acquitting the person of the immediately higher included offense and **[**there is a basis in the evidence for**]** convicting the person of that particular included offense.

558.011. 1. The authorized terms of imprisonment, including both prison and conditional release terms, are:

(1) For a class A felony, a term of years not less than ten years and not to exceed thirty years, or life imprisonment;

(2) For a class B felony, a term of years not less than five years and not to exceed fifteen years;

(3) For a class C felony, a term of years not less than three years and not to exceed ten years;

(4) For a class D felony, a term of years not to exceed seven years;

(5) For a class E felony, a term of years not to exceed four years;

(6) For a class A misdemeanor, a term not to exceed one year;

(7) For a class B misdemeanor, a term not to exceed six months;

(8) For a class C misdemeanor, a term not to exceed fifteen days.

2. In cases of class D and E felonies, the court shall have discretion to imprison for a special term not to exceed one year in the county jail or other authorized penal institution, and the place of confinement shall be fixed by the court. If the court imposes a sentence of imprisonment for a term longer than one year upon

a person convicted of a class D or E felony, it shall commit the person to the custody of the department of corrections.

3. (1) When a regular sentence of imprisonment for a felony is imposed, the court shall commit the person to the custody of the department of corrections for the term imposed under section 557.036, or until released under procedures established elsewhere by law.

(2) A sentence of imprisonment for a misdemeanor shall be for a definite term and the court shall commit the person to the county jail or other authorized penal institution for the term of his or her sentence or until released under procedure established elsewhere by law.

4. (1) Except as otherwise provided, a sentence of imprisonment for a term of years for felonies other than dangerous felonies as defined in section 556.061, and other than sentences of imprisonment which involve the individual's fourth or subsequent remand to the department of corrections shall consist of a prison term and a conditional release term **when the offense occurred before August 28, 2022**. The conditional release term of any term imposed under section 557.036 shall be:

(a) One-third for terms of nine years or less;

(b) Three years for terms between nine and fifteen years;

(c) Five years for terms more than fifteen years; and the prison term shall be the remainder of such term. The prison term may be extended by the parole board pursuant to subsection 5 of this section.

(2) "Conditional release" means the conditional discharge of an offender by the parole board, subject to conditions of release that the parole board deems reasonable to assist the offender to lead a law-abiding life, and subject to the supervision under the division of probation and parole. The conditions of release shall include avoidance by the offender of any other offense, federal or state, and other conditions that the parole board in its discretion deems reasonably necessary to assist the releasee in avoiding further violation of the law.

5. The date of conditional release from the prison term may be extended up to a maximum of the entire sentence of imprisonment by the parole board. The director of any division of the department of corrections except the division of probation and parole may file with the parole board a petition to extend the conditional release date when an offender fails to follow the rules and regulations of the division or commits an act in violation of such rules. Within ten working days of receipt of the petition to extend the conditional release date, the parole board shall convene a hearing on the petition. The offender shall be present and may call witnesses in his or her behalf and cross-examine witnesses appearing against the offender. The hearing shall be conducted as provided in section 217.670. If the violation occurs in close proximity to the conditional release date, the conditional release may be held for a maximum of fifteen working days to permit necessary time for the division director to file a petition for an extension with the parole board and for the parole board to conduct a hearing, provided some affirmative manifestation of an intent to extend the conditional release has occurred prior to the conditional release date. If at the end of a fifteen-working-day period a parole board decision has not been reached, the offender shall be released conditionally. The decision of the parole board shall be final.

6. For offenses occurring on or after August 28, 2022, a sentence of imprisonment shall consist only of a prison term without eligibility for conditional release.

558.016. 1. The court may sentence a person who has been found guilty of an offense to a term of

imprisonment as authorized by section 558.011 or to a term of imprisonment authorized by a statute governing the offense if it finds the defendant is a prior offender or a persistent misdemeanor offender. The court may sentence a person to an extended term of imprisonment if:

(1) The defendant is a persistent offender or a dangerous offender, and the person is sentenced under subsection 7 of this section;

(2) The statute under which the person was found guilty contains a sentencing enhancement provision that is based on a prior finding of guilt or a finding of prior criminal conduct and the person is sentenced according to the statute; or

(3) A more specific sentencing enhancement provision applies that is based on a prior finding of guilt or a finding of prior criminal conduct.

2. A "prior offender" is one who has been found guilty of one felony.

3. A "persistent offender" is one who has been found guilty of two or more felonies committed at different times.

4. A "dangerous offender" is one who:

(1) Is being sentenced for a felony during the commission of which he knowingly murdered or endangered or threatened the life of another person or knowingly inflicted or attempted or threatened to inflict serious physical injury on another person; **[**and**]** **or**

(2) Has been found guilty of a class A or B felony or a dangerous felony **as defined by section 556.061**.

5. A "persistent misdemeanor offender" is one who has been found guilty of two or more offenses, committed at different times that are classified as A or B misdemeanors under the laws of this state.

6. The findings of guilt shall be prior to the date of commission of the present offense.

7. The court shall sentence a person, who has been found to be a persistent offender or a dangerous offender, and is found guilty of a class B, C, D, or E felony to the authorized term of imprisonment for the offense that is one class higher than the offense for which the person is found guilty.

558.019. 1. This section shall not be construed to affect the powers of the governor under Article IV, Section 7, of the Missouri Constitution. This statute shall not affect those provisions of section 565.020**[**,**]** **or** section 566.125, **[**or section 571.015,**]** which set minimum terms of sentences, or the provisions of section 559.115, relating to probation.

2. The provisions of subsections 2 to 5 of this section shall only be applicable to the offenses contained in sections 565.021, 565.023, 565.024, 565.027, 565.050, 565.052, 565.054, 565.072, 565.073, 565.074, 565.090, 565.110, 565.115, 565.120, 565.153, 565.156, 565.225, 565.300, 566.030, 566.031, 566.032, 566.034, 566.060, 566.061, 566.062, 566.064, 566.067, 566.068, 566.069, 566.071, 566.083, 566.086, 566.100, 566.101, 566.103, 566.111, 566.115, 566.145, 566.151, 566.153, 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, 568.030, 568.045, 568.060, 568.065, 568.175, 569.040, 569.160, 570.023, 570.025, 570.030 when punished as a class A, B, or C felony, 570.145 when punished as a class A or B felony, 570.223 when punished as a class B or C felony, 571.020, 571.030, 571.070, 573.023, 573.025, 573.035, 573.037, 573.200, 573.205, 574.070, 574.080, 574.115, 575.030, 575.150, 575.153, 575.155, 575.157, 575.200 when punished as a class A felony, 575.210, 575.230 when punished as a class B felony, 575.240 when punished as a class B felony, 576.070, 576.080, 577.010, 577.013, 577.078, 577.703,

577.706, 579.065, and 579.068 when punished as a class A or B felony. For the purposes of this section, "prison commitment" means and is the receipt by the department of corrections of an offender after sentencing. For purposes of this section, prior prison commitments to the department of corrections shall not include an offender's first incarceration prior to release on probation under section 217.362 or 559.115. Other provisions of the law to the contrary notwithstanding, any offender who has been found guilty of a felony other than a dangerous felony as defined in section 556.061 and is committed to the department of corrections shall be required to serve the following minimum prison terms:

(1) If the offender has one previous prison commitment to the department of corrections for a felony offense, the minimum prison term which the offender must serve shall be forty percent of his or her sentence or until the offender attains seventy years of age, and has served at least thirty percent of the sentence imposed, whichever occurs first;

(2) If the offender has two previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the offender must serve shall be fifty percent of his or her sentence or until the offender attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first;

(3) If the offender has three or more previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the offender must serve shall be eighty percent of his or her sentence or until the offender attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

3. Other provisions of the law to the contrary notwithstanding, any offender who has been found guilty of a dangerous felony as defined in section 556.061 and is committed to the department of corrections shall be required to serve a minimum prison term of eighty-five percent of the sentence imposed by the court or until the offender attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

4. For the purpose of determining the minimum prison term to be served, the following calculations shall apply:

(1) A sentence of life shall be calculated to be thirty years;

(2) Any sentence either alone or in the aggregate with other consecutive sentences for offenses committed at or near the same time which is over seventy-five years shall be calculated to be seventy-five years.

5. For purposes of this section, the term "minimum prison term" shall mean time required to be served by the offender before he or she is eligible for parole, conditional release or other early release by the department of corrections.

6. An offender who was convicted of, or pled guilty to, a felony offense other than those offenses listed in subsection 2 of this section prior to August 28, 2019, shall no longer be subject to the minimum prison term provisions under subsection 2 of this section, and shall be eligible for parole, conditional release, or other early release by the department of corrections according to the rules and regulations of the department.

7. (1) A sentencing advisory commission is hereby created to consist of eleven members. One member shall be appointed by the speaker of the house. One member shall be appointed by the president pro tem of the senate. One member shall be the director of the department of corrections. Six members shall be

appointed by and serve at the pleasure of the governor from among the following: the public defender commission; private citizens; a private member of the Missouri Bar; the board of probation and parole; and a prosecutor. Two members shall be appointed by the supreme court, one from a metropolitan area and one from a rural area. All members shall be appointed to a four-year term. All members of the sentencing commission appointed prior to August 28, 1994, shall continue to serve on the sentencing advisory commission at the pleasure of the governor.

(2) The commission shall study sentencing practices in the circuit courts throughout the state for the purpose of determining whether and to what extent disparities exist among the various circuit courts with respect to the length of sentences imposed and the use of probation for offenders convicted of the same or similar offenses and with similar criminal histories. The commission shall also study and examine whether and to what extent sentencing disparity among economic and social classes exists in relation to the sentence of death and if so, the reasons therefor, if sentences are comparable to other states, if the length of the sentence is appropriate, and the rate of rehabilitation based on sentence. It shall compile statistics, examine cases, draw conclusions, and perform other duties relevant to the research and investigation of disparities in death penalty sentencing among economic and social classes.

(3) The commission shall study alternative sentences, prison work programs, work release, home-based incarceration, probation and parole options, and any other programs and report the feasibility of these options in Missouri.

(4) The governor shall select a chairperson who shall call meetings of the commission as required or permitted pursuant to the purpose of the sentencing commission.

(5) The members of the commission shall not receive compensation for their duties on the commission, but shall be reimbursed for actual and necessary expenses incurred in the performance of these duties and for which they are not reimbursed by reason of their other paid positions.

(6) The circuit and associate circuit courts of this state, the office of the state courts administrator, the department of public safety, and the department of corrections shall cooperate with the commission by providing information or access to information needed by the commission. The office of the state courts administrator will provide needed staffing resources.

8. Courts shall retain discretion to lower or exceed the sentence recommended by the commission as otherwise allowable by law, and to order restorative justice methods, when applicable.

9. If the imposition or execution of a sentence is suspended, the court may order any or all of the following restorative justice methods, or any other method that the court finds just or appropriate:

(1) Restitution to any victim or a statutorily created fund for costs incurred as a result of the offender's actions;

(2) Offender treatment programs;

(3) Mandatory community service;

(4) Work release programs in local facilities; and

(5) Community-based residential and nonresidential programs.

10. Pursuant to subdivision (1) of subsection 9 of this section, the court may order the assessment and payment of a designated amount of restitution to a county law enforcement restitution fund established by

the county commission pursuant to section 50.565. Such contribution shall not exceed three hundred dollars for any charged offense. Any restitution moneys deposited into the county law enforcement restitution fund pursuant to this section shall only be expended pursuant to the provisions of section 50.565.

11. A judge may order payment to a restitution fund only if such fund had been created by ordinance or resolution of a county of the state of Missouri prior to sentencing. A judge shall not have any direct supervisory authority or administrative control over any fund to which the judge is ordering a person to make payment.

12. A person who fails to make a payment to a county law enforcement restitution fund may not have his or her probation revoked solely for failing to make such payment unless the judge, after evidentiary hearing, makes a finding supported by a preponderance of the evidence that the person either willfully refused to make the payment or that the person willfully, intentionally, and purposefully failed to make sufficient bona fide efforts to acquire the resources to pay.

13. Nothing in this section shall be construed to allow the sentencing advisory commission to issue recommended sentences in specific cases pending in the courts of this state.

558.026. 1. Multiple sentences of imprisonment shall run concurrently unless the court specifies that they shall run consecutively; except in the case of multiple sentences of imprisonment imposed for any offense committed during or at the same time as, or multiple offenses of, the following felonies:

(1) Rape in the first degree, forcible rape, or rape;

(2) Statutory rape in the first degree;

(3) Sodomy in the first degree, forcible sodomy, or sodomy;

(4) Statutory sodomy in the first degree; or

(5) An attempt to commit any of the felonies listed in this subsection. In such case, the sentence of imprisonment imposed for any felony listed in this subsection or an attempt to commit any of the aforesaid shall run consecutively to the other sentences. The sentences imposed for any other offense may run concurrently.

2. If a person who is on probation**[**,**]** **or** parole **[**or conditional release**]** is sentenced to a term of imprisonment for an offense committed after the granting of probation or parole **[**or after the start of his or her conditional release term**]**, the court shall direct the manner in which the sentence or sentences imposed by the court shall run with respect to any resulting probation**[**,**]** **or** parole **[**or conditional release**]** revocation term or terms. If the subsequent sentence to imprisonment is in another jurisdiction, the court shall specify how any resulting probation**[**,**]** **or** parole **[**or conditional release**]** revocation term or terms shall run with respect to the foreign sentence of imprisonment.

3. A court may cause any sentence it imposes to run concurrently with a sentence an individual is serving or is to serve in another state or in a federal correctional center. If the Missouri sentence is served in another state or in a federal correctional center, subsection 4 of section 558.011 and section 217.690 shall apply as if the individual were serving his or her sentence within the department of corrections of the state of Missouri, except that a personal hearing before the parole board shall not be required for parole consideration.

558.041. 1. Any offender committed to the department of corrections, except those persons committed

pursuant to subsection 7 of section 558.016, or subsection 3 of section 566.125, [may] **shall** receive additional credit in terms of days spent in confinement upon recommendation for such credit by the offender's institutional superintendent when the offender meets the requirements for such credit as provided in subsections 3 and [4] **5** of this section. Good time credit may be rescinded by the director or his or her designee pursuant to the divisional policy issued pursuant to subsection 3 of this section.

2. Any credit extended to an offender shall only apply to the sentence which the offender is currently serving.

3. The director of the department of corrections shall issue a policy for awarding credit[.] **as follows:**

(1) The policy **[**may**] shall** reward an **[**inmate**] offender** who has served his or her sentence in an orderly and peaceable manner and has taken advantage of the rehabilitation programs available to him or her[.]**;**

(2) Any violation of **major** institutional rules **[**or**],** the laws of this state**, or the accumulation of minor violations exceeding six within a calendar year** may result in the loss of all or a portion of any credit earned by the **[**inmate**] offender** pursuant to this section**; except that, credit accrued in previous years shall not be lost;**

(3) The policy shall specify the programs or activities for which credit may be earned under this section, the criteria for determining productive participation in, or completion of, the programs or activities, and the criteria for awarding credit.

4. [The department shall cause the policy to be published in the code of state regulations] **No person committed to the department who is sentenced to death or life without probation or parole shall be eligible for good time credit**.

5. [No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024] **Each offender shall receive a deduction of sixty days from his or her sentence by being awarded the following specified monthly credits:**

(1) For the offender's successful completion of high school, or for the offender who has obtained his or her diploma or equivalent general education diploma;

(2) For the offender's successful completion of an alcohol or drug abuse treatment program as provided and as defined by the department, except for alcohol and drug abuse treatment programs ordered by the court or parole board;

(3) For the offender's completion of one thousand hours of restorative justice;

(4) The offender's completion of other programs as provided and as defined by the department's policy.

6. Nothing in this section shall be construed to entitle any offender to early discharge and the parole board shall retain discretion pursuant to section 217.690 on all decisions regarding discharge under this section.

558.046. The sentencing court may, upon petition, reduce any term of sentence or probation pronounced by the court **[**or a term of conditional release**]** or parole pronounced by the parole board if the court determines that:

(1) The convicted person was:

(a) Convicted of an offense that did not involve violence or the threat of violence; and

(b) Convicted of an offense that involved alcohol or illegal drugs; and

(2) Since the commission of such offense, the convicted person has successfully completed a detoxification and rehabilitation program; and

(3) The convicted person is not:

(a) A prior offender, a persistent offender, a dangerous offender or a persistent misdemeanor offender as defined by section 558.016; or

(b) A persistent sexual offender as defined in section 566.125; or

(c) A prior offender, a persistent offender or a class X offender as defined in section 558.019.": and

Further amend said bill, Pages 12-15, Section 559.036, Lines 1-125, by deleting said lines and inserting in lieu thereof the following:

"559.036. 1. A term of probation commences on the day it is imposed. Multiple terms of Missouri probation, whether imposed at the same time or at different times, shall run concurrently. Terms of probation shall also run concurrently with any federal or other state jail, prison, probation or parole term for another offense to which the defendant is or becomes subject during the period**[**, unless otherwise specified by the Missouri court**]**.

2. The court may terminate a period of probation and discharge the defendant at any time before completion of the specific term fixed under section 559.016 if warranted by the conduct of the defendant and the ends of justice. The court may extend the term of the probation, but no more than one extension of any probation may be ordered except that the court may extend the term of probation by one additional year by order of the court if the defendant admits he or she has violated the conditions of probation or is found by the court to have violated the conditions of his or her probation. Total time on any probation term, including any extension shall not exceed the maximum term established in section 559.016. **Total time on any probation term shall not include time when the probation term is suspended under this section.** Procedures for termination, discharge and extension may be established by rule of court.

3. **This subsection shall be known and may be cited as the "Earning Safe Reentry Through Work Act".**

(1) The division of probation and parole shall file a notification of earned discharge from probation with the court for any defendant who has completed at least twenty-four months of the probation term and is compliant with the terms of supervision as ordered by the court and division. The division shall not file a notification of earned discharge for any defendant who has not paid ordered restitution in full, is on a term of probation for any class A or class B felony, or is subject to lifetime supervision under sections 217.735 and 559.106. The division shall notify the prosecuting or circuit attorney when a notification of earned discharge is filed.

(2) The prosecuting or circuit attorney may request a hearing within thirty days of the filing of the notification of earned discharge from probation. If the state opposes the discharge of the defendant, the prosecuting or circuit attorney shall argue the earned discharge is not appropriate and the defendant should continue to serve the probation term.

(3) If a hearing is requested, the court shall hold the hearing and issue its order no later than sixty days after the filing of the notification of earned discharge from probation. If, after a hearing, the court finds by a preponderance of the evidence that the earned discharge is not appropriate, the court shall order the probation term to continue, may modify the conditions of probation as appropriate, and may order the continued supervision of the defendant by either the division of probation and parole or the court. If, after a hearing, the court finds that the earned discharge is appropriate, the court shall order the defendant discharged from probation.

(4) If the prosecuting or circuit attorney does not request a hearing, the court shall order the defendant discharged from probation within sixty days of the filing of the notification of earned discharge from probation but no earlier than thirty days from the filing of notification of earned discharge from probation.

4. If the defendant violates a condition of probation at any time prior to the expiration or termination of the probation term, the court may continue him or her on the existing conditions, with or without modifying or enlarging the conditions or extending the term.

[4.**] 5.** (1) Unless the defendant consents to the revocation of probation, if a continuation, modification, enlargement or extension is not appropriate under this section, the court shall order placement of the offender in **[**one of the**] a** department of corrections' one hundred twenty-day **[**programs**] program** so long as:

(a) The underlying offense for the probation is a class D or E felony or an offense listed in chapter 579 or an offense previously listed in chapter 195; except that, the court may, upon its own motion or a motion of the prosecuting or circuit attorney, make a finding that an offender is not eligible if the underlying offense is involuntary manslaughter in the second degree, stalking in the first degree, assault in the second degree, sexual assault, rape in the second degree, domestic assault in the second degree, assault in the third degree when the victim is a special victim, statutory rape in the second degree, statutory sodomy in the second degree, deviate sexual assault, sodomy in the second degree, sexual misconduct involving a child, incest, endangering the welfare of a child in the first degree under subdivision (1) or (2) of subsection 1 of section 568.045, abuse of a child, invasion of privacy, any case in which the defendant is found guilty of a felony offense under chapter 571, or an offense of aggravated stalking or assault of a law enforcement officer in the second degree as such offenses existed prior to January 1, 2017;

(b) The probation violation is not the result of the defendant being an absconder or being found guilty of, pleading guilty to, or being arrested on suspicion of any felony, misdemeanor, or infraction. For purposes of this subsection, "absconder" shall mean an offender under supervision who has left such offender's place of residency without the permission of the offender's supervising officer for the purpose of avoiding supervision;

(c) The defendant has not violated any conditions of probation involving the possession or use of weapons, or a stay-away condition prohibiting the defendant from contacting a certain individual; and

(d) The defendant has not already been placed in one of the programs by the court for the same underlying offense or during the same probation term.

(2) Upon receiving the order, the department of corrections shall conduct an assessment of the offender and place such offender in **either** the **[**appropriate**]** one hundred twenty-day **structured cognitive behavioral intervention** program **[**under subsection 3 of section 559.115**] or the one hundred twenty-day**

institutional treatment program. The placement of the offender in the structured cognitive behavioral intervention program or institutional treatment program shall be at the sole discretion of the department based on the assessment of the offender. The program shall begin upon receipt of the offender by the department. The time between the court's order and receipt of the offender by the department shall not apply toward the program.

(3) **[**Notwithstanding any of the provisions of subsection 3 of section 559.115 to the contrary, once the defendant has successfully completed the program under this subsection, the court shall release the defendant to continue to serve the term of probation, which shall not be modified, enlarged, or extended based on the same incident of violation.**] Upon successful completion of a program under this subsection, as determined by the department, the division of probation and parole shall advise the sentencing court of the defendant's probationary release date thirty days prior to release. Once the defendant has successfully completed a program under this subsection, the court shall release the defendant to continue to serve the term of probation, which shall not be modified, enlarged, or extended based on the same incident of violation.**

(4) If the department determines the defendant has not successfully completed a one hundred twenty-day program under this section, the division of probation and parole shall advise the prosecuting attorney and the sentencing court of the defendant's unsuccessful program exit and the defendant shall be removed from the program. The defendant shall be released from the department within fifteen working days after the court is notified of the unsuccessful program exit, unless the court has issued a warrant in response to the unsuccessful program exit to facilitate the return of the defendant to the county of jurisdiction for further court proceedings. If a defendant is discharged as unsuccessful from a one hundred twenty-day program, the sentencing court may modify, enlarge, or revoke the defendant's probation based on the same incident of the violation.

(5) Time served in the program shall be credited as time served on any sentence imposed for the underlying offense.

[5.**] 6.** If the defendant consents to the revocation of probation or if the defendant is not eligible under subsection **[**4**] 5** of this section for placement in a program and a continuation, modification, enlargement, or extension of the term under this section is not appropriate, the court may revoke probation and order that any sentence previously imposed be executed. If imposition of sentence was suspended, the court may revoke probation and impose any sentence available under section 557.011. The court may mitigate any sentence of imprisonment by reducing the prison or jail term by all or part of the time the defendant was on probation. The court may, upon revocation of probation, place an offender on a second term of probation. Such probation shall be for a term of probation as provided by section 559.016, notwithstanding any amount of time served by the offender on the first term of probation.

[6.**] 7.** Probation shall not be revoked without giving the probationer notice and an opportunity to be heard on the issues of whether such probationer violated a condition of probation and, if a condition was violated, whether revocation is warranted under all the circumstances. Not less than five business days prior to the date set for a hearing on the violation, except for a good cause shown, the judge shall inform the probationer that he or she may have the right to request the appointment of counsel if the probationer is unable to retain counsel. If the probationer requests counsel, the judge shall determine whether counsel is necessary to protect the probationer's due process rights. If the judge determines that counsel is not necessary, the judge shall state the grounds for the decision in the record.

[7.**]** **8.** The prosecuting or circuit attorney may file a motion to revoke probation or at any time during the term of probation, the court may issue a notice to the probationer to appear to answer a charge of a violation, and the court may issue a warrant of arrest for the violation. Such notice shall be personally served upon the probationer. The warrant shall authorize the return of the probationer to the custody of the court or to any suitable detention facility designated by the court. Upon the filing of the prosecutor's or circuit attorney's motion or on the court's own motion, the court may immediately enter an order suspending the period of probation and may order a warrant for the defendant's arrest. The probation shall remain suspended until the court rules on the prosecutor's or circuit attorney's motion, or until the court otherwise orders the probation reinstated. **Notwithstanding any other provision of the law to the contrary, the probation term shall be tolled during the time period when the probation is suspended under this section. The court may grant the probationer credit on the probation term for any of the tolled period when reinstating the probation term.**

[8.**]** **9.** The power of the court to revoke probation shall extend for the duration of the term of probation designated by the court and for any further period which is reasonably necessary for the adjudication of matters arising before its expiration, provided that some affirmative manifestation of an intent to conduct a revocation hearing occurs prior to the expiration of the period and that every reasonable effort is made to notify the probationer and to conduct the hearing prior to the expiration of the period. **If the delay of the hearing is attributable to the probationer's actions or the probationer otherwise consents or acquiesces to the delay, the court shall have been found to have made every reasonable effort to conduct the hearing within the probation term.**

[9.**]** **10.** A defendant who was sentenced prior to January 1, 2017 to an offense that was eligible at the time of sentencing under paragraph (a) of subdivision (1) of subsection **[**4**]** **5** of this section for the court ordered detention sanction shall continue to remain eligible for the sanction so long as the defendant meets all the other requirements provided under subsection [4] **5** of this section."; and

Further amend said bill, Page 18, Section 559.115, Line 77, by inserting after said section and line the following:

"565.184. 1. A person commits the offense of abuse of an elderly person, a person with a disability, or a vulnerable person if he or she:

(1) Purposely engages in conduct involving more than one incident that causes emotional distress to an elderly person, a person with a disability, or a vulnerable person. The course of conduct shall be such as would cause a reasonable elderly person, person with a disability, or vulnerable person to suffer substantial emotional distress; or

(2) Intentionally fails to provide care, goods or services to an elderly person, a person with a disability, or a vulnerable person. The result of the conduct shall be such as would cause a reasonable elderly person, person with a disability, or vulnerable person to suffer physical or emotional distress; or

(3) Knowingly acts or knowingly fails to act in a manner which results in a substantial risk to the life, body or health of an elderly person, a person with a disability, or a vulnerable person.

2. The offense of abuse of an elderly person, a person with a disability, or a vulnerable person is a class **[**A misdemeanor**]** **D felony**. Nothing in this section shall be construed to mean that an elderly person, a person with a disability, or a vulnerable person is abused solely because such person chooses to rely on spiritual means through prayer, in lieu of medical care, for his or her health care, as evidence by such

person's explicit consent, advance directive for health care, or practice.

566.010. As used in this chapter and chapter 568, the following terms mean:

(1) "Aggravated sexual offense", any sexual offense, in the course of which, the actor:

(a) Inflicts serious physical injury on the victim;

(b) Displays a deadly weapon or dangerous instrument in a threatening manner;

(c) Subjects the victim to sexual intercourse or deviate sexual intercourse with more than one person;

(d) Had previously been found guilty of an offense under this chapter or under section 573.200, child used in sexual performance; section 573.205, promoting sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography; or section 573.040, furnishing pornographic materials to minors; or has previously been found guilty of an offense in another jurisdiction which would constitute an offense under this chapter or said sections;

(e) Commits the offense as part of an act or series of acts performed by two or more persons as part of an established or prescribed pattern of activity; or

(f) Engages in the act that constitutes the offense with a person the actor knows to be, without regard to legitimacy, the actor's:

a. Ancestor or descendant by blood or adoption;

b. Stepchild while the marriage creating that relationship exists;

c. Brother or sister of the whole or half blood; or

d. Uncle, aunt, nephew, or niece of the whole blood;

(2) "Commercial sex act", any sex act on account of which anything of value is given to or received by any person;

(3) "Deviate sexual intercourse", any act involving the genitals of one person and the hand, mouth, tongue, or anus of another person or a sexual act involving the penetration, however slight, of the penis, female genitalia, or the anus by a finger, instrument or object done for the purpose of arousing or gratifying the sexual desire of any person or for the purpose of terrorizing the victim;

(4) "Forced labor", a condition of servitude induced by means of:

(a) Any scheme, plan, or pattern of behavior intended to cause a person to believe that, if the person does not enter into or continue the servitude, such person or another person will suffer substantial bodily harm or physical restraint; or

(b) The abuse or threatened abuse of the legal process;

(5) "Sexual conduct", sexual intercourse, deviate sexual intercourse or sexual contact;

(6) "Sexual contact", any touching of another person with the genitals or any touching of the genitals or anus of another person, or the breast of a female person, or such touching through the clothing, **or causing semen, seminal fluid, or other ejaculate to come into contact with another person,** for the

purpose of arousing or gratifying the sexual desire of any person or for the purpose of terrorizing the victim;

(7) "Sexual intercourse", any penetration, however slight, of the female genitalia by the penis.

566.086. 1. A person commits the offense of sexual contact with a student if he or she has sexual contact with a student of the school and is:

(1) A teacher, as that term is defined in subdivisions (4), (5), and (7) of section 168.104;

(2) A student teacher; **[**or**]**

(3) An employee of the school; **[**or**]**

(4) A volunteer of the school or of an organization working with the school on a project or program who is not a student at the school; **[**or**]**

(5) An elected or appointed official of the school district; **[**or**]**

(6) A person employed by an entity that contracts with the school or school district to provide services**; or**

(7) A coach, assistant coach, director, or other adult with a school-aged team, club, or ensemble, regardless of whether such team, club, or ensemble is connected to a school or scholastic association. For purposes of this subdivision, "school-aged team, club, or ensemble" means any group consisting of any child or children under the age of eighteen organized for individual or group competition for the performance of sports activities or any group organized for individual or group presentation for fine or performing arts.

2. For the purposes of this section, "school" shall mean any public or private school in this state serving kindergarten through grade twelve or any school bus used by the school district.

3. The offense of sexual contact with a student is a class E felony.

4. It is not a defense to prosecution for a violation of this section that the student consented to the sexual contact.

566.149. 1. Any person who has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual performance; section 568.090 as it existed prior to January 1, 2017, or section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; **section 573.037, possession of child pornography;** section 573.025, promoting child pornography; or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not be present in or loiter within five hundred feet of any school building, on real property comprising any school, or in any conveyance owned, leased, or contracted by a school to transport students to or from school or a school-related activity when persons under the age of eighteen are present in the building, on the grounds, or in the conveyance, unless the offender is a parent, legal guardian, or custodian of a student present in the building and has met the conditions set forth in subsection 2 of this section.

2. No parent, legal guardian, or custodian who has been found guilty of violating any of the offenses listed in subsection 1 of this section shall be present in any school building, on real property comprising any school, or in any conveyance owned, leased, or contracted by a school to transport students to or from school or a school-related activity when persons under the age of eighteen are present in the building, on the grounds or in the conveyance unless the parent, legal guardian, or custodian has permission to be present from the superintendent or school board or in the case of a private school from the principal. In the case of a public school, if permission is granted, the superintendent or school board president must inform the principal of the school where the sex offender will be present. Permission may be granted by the superintendent, school board, or in the case of a private school from the principal for more than one event at a time, such as a series of events, however, the parent, legal guardian, or custodian must obtain permission for any other event he or she wishes to attend for which he or she has not yet had permission granted.

3. Regardless of the person's knowledge of his or her proximity to school property or a school-related activity, violation of the provisions of this section is a class A misdemeanor.

566.150. 1. Any person who has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; section 573.200, use of a child in a sexual performance; section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography; **section 573.037, possession of child pornography;** or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not knowingly be present in or loiter within five hundred feet of any real property comprising any public park with playground equipment, a public swimming pool, athletic complex or athletic fields if such facilities exist for the primary use of recreation for children, any museum if such museum holds itself out to the public as and exists with the primary purpose of entertaining or educating children under eighteen years of age, or Missouri department of conservation nature or education center properties.

2. The first violation of the provisions of this section is a class E felony.

3. A second or subsequent violation of this section is a class D felony.

4. Any person who has been found guilty of an offense under subdivision (1) or (2) of subsection 1 of this section who is the parent, legal guardian, or custodian of a child under the age of eighteen attending a program on the property of a nature or education center of the Missouri department of conservation may receive permission from the nature or education center manager to be present on the property with the child during the program.

566.151. 1. A person twenty-one years of age or older commits the offense of enticement of a child if he or she persuades, solicits, coaxes, entices, or lures whether by words, actions or through communication via the internet or any electronic communication, any person who is less than **[**fifteen**]** **seventeen** years of age for the purpose of engaging in sexual conduct.

2. It is not a defense to a prosecution for a violation of this section that the other person was a peace officer masquerading as a minor.

3. Enticement of a child or an attempt to commit enticement of a child is a felony for which the authorized term of imprisonment shall be not less than five years and not more than thirty years. No person convicted under this section shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of five calendar years.

566.155. 1. Any person who has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; section 573.200, use of a child in a sexual performance; section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; **section 573.037, possession of child pornography;** section 573.025, promoting child pornography; or section 573.040, furnishing pornographic material to minors; **[**or**]**

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section; **or**

(3) Any tier III offense listed under section 589.414;

shall not serve as an athletic coach, manager, or athletic trainer for any sports team in which a child less than **[**seventeen**] eighteen** years of age is a member **or shall not supervise or employ any child under eighteen years of age**.

2. The first violation of the provisions of this section is a class E felony.

3. A second or subsequent violation of this section is a class D felony.

566.203. 1. A person commits the offense of abusing an individual through forced labor by knowingly providing or obtaining the labor or services of a person:

(1) By causing or threatening to cause serious physical injury to any person;

(2) By physically restraining or threatening to physically restrain another person;

(3) By blackmail;

(4) By means of any scheme, plan, or pattern of behavior intended to cause such person to believe that, if the person does not perform the labor services, the person or another person will suffer serious physical injury, physical restraint, or financial harm; or

(5) By means of the abuse or threatened abuse of the law or the legal process.

2. A person who is found guilty of the crime of abuse through forced labor shall not be required to register as a sexual offender pursuant to the provisions of section 589.400, unless such person is otherwise required to register pursuant to the provisions of such section.

3. The offense of abuse through forced labor is a felony punishable by imprisonment for a term of years not less than five years and not more than twenty years and a fine not to exceed two hundred fifty thousand dollars. If death results from a violation of this section, or if the violation includes kidnapping or an attempt to kidnap, sexual abuse when punishable as a class B felony, or an attempt to commit sexual abuse when punishable as a class B felony, or an attempt to kill, it shall be punishable for a term of years not less than five years or life and a fine not to exceed two hundred fifty thousand dollars.

4. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount

of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.206. 1. A person commits the offense of trafficking for the purposes of slavery, involuntary servitude, peonage, or forced labor if he or she knowingly recruits, entices, harbors, transports, provides, or obtains by any means, including but not limited to through the use of force, abduction, coercion, fraud, deception, blackmail, or causing or threatening to cause financial harm, another person for labor or services, for the purposes of slavery, involuntary servitude, peonage, or forced labor, or benefits, financially or by receiving anything of value, from participation in such activities.

2. A person who is found guilty of the offense of trafficking for the purposes of slavery, involuntary servitude, peonage, or forced labor shall not be required to register as a sexual offender pursuant to the provisions of section 589.400, unless he or she is otherwise required to register pursuant to the provisions of such section.

3. Except as provided in subsection 4 of this section, the offense of trafficking for the purposes of slavery, involuntary servitude, peonage, or forced labor is a felony punishable by imprisonment for a term of years not less than five years and not more than twenty years and a fine not to exceed two hundred fifty thousand dollars.

4. If death results from a violation of this section, or if the violation includes kidnapping or an attempt to kidnap, sexual abuse when punishable as a class B felony or an attempt to commit sexual abuse when the sexual abuse attempted is punishable as a class B felony, or an attempt to kill, it shall be punishable by imprisonment for a term of years not less than five years or life and a fine not to exceed two hundred fifty thousand dollars.

5. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.209. 1. A person commits the crime of trafficking for the purposes of sexual exploitation if a person knowingly recruits, entices, harbors, transports, provides, advertises the availability of or obtains by any means, including but not limited to through the use of force, abduction, coercion, fraud, deception, blackmail, or causing or threatening to cause financial harm, another person for the use or employment of such person in a commercial sex act, sexual conduct, a sexual performance, or the production of explicit sexual material as defined in section 573.010, without his or her consent, or benefits, financially or by receiving anything of value, from participation in such activities.

2. The crime of trafficking for the purposes of sexual exploitation is a felony punishable by imprisonment for a term of years not less than five years and not more than twenty years and a fine not to exceed two hundred fifty thousand dollars. If a violation of this section was effected by force, abduction, or coercion, the crime of trafficking for the purposes of sexual exploitation is a felony punishable by imprisonment for a term of years not less than ten years or life and a fine not to exceed two hundred fifty thousand dollars.

3. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual

exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.210. 1. A person commits the offense of sexual trafficking of a child in the first degree if he or she knowingly:

(1) Recruits, entices, harbors, transports, provides, or obtains by any means, including but not limited to through the use of force, abduction, coercion, fraud, deception, blackmail, or causing or threatening to cause financial harm, a person under the age of twelve to participate in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010, or benefits, financially or by receiving anything of value, from participation in such activities;

(2) Causes a person under the age of twelve to engage in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010; or

(3) Advertises the availability of a person under the age of twelve to participate in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010.

2. It shall not be a defense that the defendant believed that the person was twelve years of age or older.

3. The offense of sexual trafficking of a child in the first degree is a felony for which the authorized term of imprisonment is life imprisonment without eligibility for probation or parole until the offender has served not less than twenty-five years of such sentence. Subsection 4 of section 558.019 shall not apply to the sentence of a person who has been found guilty of sexual trafficking of a child less than twelve years of age, and "life imprisonment" shall mean imprisonment for the duration of a person's natural life for the purposes of this section.

4. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.211. 1. A person commits the offense of sexual trafficking of a child in the second degree if he or she knowingly:

(1) Recruits, entices, harbors, transports, provides, or obtains by any means, including but not limited to through the use of force, abduction, coercion, fraud, deception, blackmail, or causing or threatening to cause financial harm, a person under the age of eighteen to participate in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010, or benefits, financially or by receiving anything of value, from participation in such activities;

(2) Causes a person under the age of eighteen to engage in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010; or

(3) Advertises the availability of a person under the age of eighteen to participate in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010.

2. It shall not be a defense that the defendant believed that the person was eighteen years of age or older.

3. The offense sexual trafficking of a child in the second degree is a felony punishable by imprisonment for a term of years not less than ten years or life and a fine not to exceed two hundred fifty thousand dollars if the child is under the age of eighteen. If a violation of this section was effected by force, abduction, or

coercion, the crime of sexual trafficking of a child shall be a felony for which the authorized term of imprisonment is life imprisonment without eligibility for probation or parole until the defendant has served not less than twenty-five years of such sentence.

4. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.215. 1. A person commits the offense of contributing to human trafficking through the misuse of documentation when he or she knowingly:

(1) Destroys, conceals, removes, confiscates, or possesses a valid or purportedly valid passport, government identification document, or other immigration document of another person while committing offenses or with the intent to commit offenses, pursuant to sections 566.203 to 566.218; or

(2) Prevents, restricts, or attempts to prevent or restrict, without lawful authority, a person's ability to move or travel by restricting the proper use of identification, in order to maintain the labor or services of a person who is the victim of an offense committed pursuant to sections 566.203 to 566.218.

2. A person who is found guilty of the offense of contributing to human trafficking through the misuse of documentation shall not be required to register as a sexual offender pursuant to the provisions of section 589.400, unless he or she is otherwise required to register pursuant to the provisions of such section.

3. The offense of contributing to human trafficking through the misuse of documentation is a class E felony.

4. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

567.020. 1. A person commits the offense of prostitution if he or she engages in or offers or agrees to engage in sexual conduct with another person in return for something of value to be received by any person.

2. The offense of prostitution is a class B misdemeanor unless the person knew prior to performing the act of prostitution that he or she was infected with HIV in which case prostitution is a class B felony. The use of condoms is not a defense to this offense.

3. As used in this section, "HIV" means the human immunodeficiency virus that causes acquired immunodeficiency syndrome.

4. The judge may order a drug and alcohol abuse treatment program for any person found guilty of prostitution, either after trial or upon a plea of guilty, before sentencing. For the class B misdemeanor offense, upon the successful completion of such program by the defendant, the court may at its discretion allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. For the class B felony offense, the court shall not allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. The judge, however, has discretion to take into consideration successful completion of a drug or alcohol treatment program in determining the defendant's sentence.

5. [In addition to the affirmative defense provided in subsection 2 of section 566.223, it shall be an affirmative defense to prosecution pursuant to this section that the defendant] **A person shall not be certified as an adult or adjudicated as a delinquent for the offense of prostitution under this section if the person** was under the age of eighteen [and was acting under the coercion, as defined in section 566.200, of an agent] at the time [of] the offense [charged] **occurred**. In such cases where the [defendant] **person** was under the age of eighteen, the [defendant] **person** shall be classified as a victim of abuse, as defined under section 210.110, and such abuse shall be reported **immediately to the children's division**, as required under section 210.115 **and to the juvenile officer for appropriate services, treatment, investigation, and other proceedings as provided under chapters 207, 210, and 211. Upon request, the local law enforcement agency and the prosecuting attorney shall assist the children's division and the juvenile officer in conducting the investigation**.

567.030. 1. A person commits the offense of patronizing prostitution if he or she:

(1) Pursuant to a prior understanding, gives something of value to another person as compensation for having engaged in sexual conduct with any person; or

(2) Gives or agrees to give something of value to another person with the understanding that such person or another person will engage in sexual conduct with any person; or

(3) Solicits or requests another person to engage in sexual conduct with any person in return for something of value.

2. It shall not be a defense that the person believed that the individual he or she patronized for prostitution was eighteen years of age or older.

3. The offense of patronizing prostitution is a class B misdemeanor, unless the individual who the person patronizes is less than eighteen years of age but older than [fourteen] **fifteen** years of age, in which case patronizing prostitution is a class E felony.

4. The offense of patronizing prostitution is a class [D] **B** felony if the individual who the person patronizes is [fourteen] **fifteen** years of age or younger. Nothing in this section shall preclude the prosecution of an individual for the offenses of:

(1) Statutory rape in the first degree pursuant to section 566.032;

(2) Statutory rape in the second degree pursuant to section 566.034;

(3) Statutory sodomy in the first degree pursuant to section 566.062; or

(4) Statutory sodomy in the second degree pursuant to section 566.064.

569.010. As used in this chapter the following terms mean:

(1) "Cave or cavern", any naturally occurring subterranean cavity enterable by a person including, without limitation, a pit, pothole, natural well, grotto, and tunnel, whether or not the opening has a natural entrance;

(2) "Enter unlawfully or remain unlawfully", a person enters or remains in or upon premises when he or she is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters or remains in or upon premises which are at the time open to the public does so with license and privilege unless he or she defies a lawful order not to enter or remain, personally communicated to him or her by the

owner of such premises or by other authorized person. A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of the building which is not open to the public;

(3) "Nuclear power plant", a power generating facility that produces electricity by means of a nuclear reactor owned by a utility or a consortium utility. Nuclear power plant shall be limited to property within the structure or fenced yard, as defined in section 563.011;

(4) "To tamper", to interfere with something improperly, to meddle with it, displace it, make unwarranted alterations in its existing condition, or to deprive, temporarily, the owner or possessor of that thing;

(5) **"Teller machine", an automated teller machine (ATM) or interactive teller machine (ITM) is a remote computer terminal owned or controlled by a financial institution or a private business that allows individuals to obtain financial services including obtaining cash, transferring or transmitting money or digital currencies, payment of bills, loading money or digital currency to a payment card or other device without physical in-person assistance from another person. "Teller machine" does not include personally owned electronic devices used to access financial services;**

(6) "Utility", an enterprise which provides gas, electric, steam, water, sewage disposal, or communication, video, internet, or voice over internet protocol services, and any common carrier. It may be either publicly or privately owned or operated.

569.100. 1. A person commits the offense of property damage in the first degree if such person:

(1) Knowingly damages property of another to an extent exceeding seven hundred fifty dollars; or

(2) Damages property to an extent exceeding seven hundred fifty dollars for the purpose of defrauding an insurer; **[**or**]**

(3) Knowingly damages a motor vehicle of another and the damage occurs while such person is making entry into the motor vehicle for the purpose of committing the crime of stealing therein or the damage occurs while such person is committing the crime of stealing within the motor vehicle**; or**

(4) Knowingly damages, modifies, or destroys a teller machine or otherwise makes it inoperable.

2. The offense of property damage in the first degree committed under subdivision (1) or (2) of subsection 1 of this section is a class E felony, unless the offense of property damage in the first degree was committed under subdivision (1) of subsection 1 of this section and the victim was intentionally targeted as a law enforcement officer, as defined in section 556.061, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer, in which case it is a class D felony. The offense of property damage in the first degree committed under subdivision (3) of subsection 1 of this section is a class D felony unless committed as a second or subsequent violation of subdivision (3) of subsection 1 of this section in which case it is a class B felony. **The offense of property damage in the first degree committed under subdivision (4) of subsection 1 of this section is a class D felony unless committed for the purpose of executing any scheme or artifice to defraud or obtain any property, the value of which exceeds seven hundred fifty dollars or the damage to the teller machine exceeds seven hundred fifty dollars in which case it is a class C felony; or unless committed to obtain the personal financial credentials of another person or committed as a second or subsequent violation of subdivision (4) of subsection 1 of this section in which case it is a class B felony.**

570.010. As used in this chapter, the following terms mean:

(1) "Adulterated", varying from the standard of composition or quality prescribed by statute or lawfully promulgated administrative regulations of this state lawfully filed, or if none, as set by commercial usage;

(2) "Appropriate", to take, obtain, use, transfer, conceal, retain or dispose;

(3) "Check", a check or other similar sight order or any other form of presentment involving the transmission of account information for the payment of money;

(4) "Coercion", a threat, however communicated:

(a) To commit any offense; or

(b) To inflict physical injury in the future on the person threatened or another; or

(c) To accuse any person of any offense; or

(d) To expose any person to hatred, contempt or ridicule; or

(e) To harm the credit or business reputation of any person; or

(f) To take or withhold action as a public servant, or to cause a public servant to take or withhold action; or

(g) To inflict any other harm which would not benefit the actor. A threat of accusation, lawsuit or other invocation of official action is justified and not coercion if the property sought to be obtained by virtue of such threat was honestly claimed as restitution or indemnification for harm done in the circumstances to which the accusation, exposure, lawsuit or other official action relates, or as compensation for property or lawful service. The defendant shall have the burden of injecting the issue of justification as to any threat;

(5) "Credit device", a writing, card, code, number or other device purporting to evidence an undertaking to pay for property or services delivered or rendered to or upon the order of a designated person or bearer;

(6) "Dealer", a person in the business of buying and selling goods;

(7) "Debit device", a writing, card, code, number or other device, other than a check, draft or similar paper instrument, by the use of which a person may initiate an electronic fund transfer, including but not limited to devices that enable electronic transfers of benefits to public assistance recipients;

(8) "Deceit or deceive", making a representation which is false and which the actor does not believe to be true and upon which the victim relies, as to a matter of fact, law, value, intention or other state of mind, or concealing a material fact as to the terms of a contract or agreement. The term "deceit" does not, however, include falsity as to matters having no pecuniary significance, or puffing by statements unlikely to deceive ordinary persons in the group addressed. Deception as to the actor's intention to perform a promise shall not be inferred from the fact alone that he did not subsequently perform the promise;

(9) "Deprive":

(a) To withhold property from the owner permanently; or

(b) To restore property only upon payment of reward or other compensation; or

(c) To use or dispose of property in a manner that makes recovery of the property by the owner unlikely;

(10) "Electronic benefits card" or "EBT card", a debit card used to access food stamps or cash benefits issued by the department of social services;

(11) "Financial institution", a bank, trust company, savings and loan association, or credit union;

(12) "Food stamps", the nutrition assistance program in Missouri that provides food and aid to low-income individuals who are in need of benefits to purchase food operated by the United States Department of Agriculture (USDA) in conjunction with the department of social services;

(13) "Forcibly steals", a person, in the course of stealing, uses or threatens the immediate use of physical force upon another person for the purpose of:

(a) Preventing or overcoming resistance to the taking of the property or to the retention thereof immediately after the taking; or

(b) Compelling the owner of such property or another person to deliver up the property or to engage in other conduct which aids in the commission of the theft;

(14) "Internet service", an interactive computer service or system or an information service, system, or access software provider that provides or enables computer access by multiple users to a computer server, and includes, but is not limited to, an information service, system, or access software provider that provides access to a network system commonly known as the internet, or any comparable system or service and also includes, but is not limited to, a world wide web page, newsgroup, message board, mailing list, or chat area on any interactive computer service or system or other online service;

(15) "Means of identification", anything used by a person as a means to uniquely distinguish himself or herself;

(16) "Merchant", a person who deals in goods of the kind or otherwise by his or her occupation holds oneself out as having knowledge or skill peculiar to the practices or goods involved in the transaction or to whom such knowledge or skill may be attributed by his or her employment of an agent or broker or other intermediary who by his or her occupation holds oneself out as having such knowledge or skill;

(17) "Mislabeled", varying from the standard of truth or disclosure in labeling prescribed by statute or lawfully promulgated administrative regulations of this state lawfully filed, or if none, as set by commercial usage; or represented as being another person's product, though otherwise accurately labeled as to quality and quantity;

(18) "Pharmacy", any building, warehouse, physician's office, hospital, pharmaceutical house or other structure used in whole or in part for the sale, storage, or dispensing of any controlled substance as defined in chapter 195;

(19) "Property", anything of value, whether real or personal, tangible or intangible, in possession or in action, and shall include but not be limited to the evidence of a debt actually executed but not delivered or issued as a valid instrument;

(20) "Public assistance benefits", anything of value, including money, food, EBT cards, food stamps, commodities, clothing, utilities, utilities payments, shelter, drugs and medicine, materials, goods, and any service including institutional care, medical care, dental care, child care, psychiatric and psychological service, rehabilitation instruction, training, transitional assistance, or counseling, received by or paid on behalf of any person under chapters 198, 205, 207, 208, 209, and 660, or benefits, programs, and services

provided or administered by the Missouri department of social services or any of its divisions;

(21) "Services" includes transportation, telephone, electricity, gas, water, or other public service, cable television service, video service, voice over internet protocol service, or internet service, accommodation in hotels, restaurants or elsewhere, admission to exhibitions and use of vehicles;

(22) "Stealing-related offense", federal and state violations of criminal statutes against stealing, robbery, or buying or receiving stolen property and shall also include municipal ordinances against the same if the offender was either represented by counsel or knowingly waived counsel in writing and the judge accepting the plea or making the findings was a licensed attorney at the time of the court proceedings;

(23) **"Teller machine", an automated teller machine (ATM) or interactive teller machine (ITM) that is a remote computer terminal or other device owned or controlled by a financial institution or a private business that allows individuals to obtain financial services, including obtaining cash, transferring or transmitting moneys or digital currencies, payment of bills, or loading moneys or digital currency to a payment card, without physical in-person assistance from another person. "Teller machine" does not include personally owned electronic devices used to access financial services;**

(24) "Video service", the provision of video programming provided through wireline facilities located at least in part in the public right-of-way without regard to delivery technology, including internet protocol technology whether provided as part of a tier, on demand, or a per-channel basis. This definition includes cable service as defined by 47 U.S.C. Section 522(6), but does not include any video programming provided by a commercial mobile service provider as "commercial mobile service" is defined in 47 U.S.C. Section 332(d), or any video programming provided solely as part of and via a service that enables users to access content, information, electronic mail, or other services offered over the public internet, and includes microwave television transmission, from a multipoint distribution service not capable of reception by conventional television receivers without the use of special equipment;

[(24)**] (25)** "Voice over internet protocol service", a service that:

(a) Enables real-time, two-way voice communication;

(b) Requires a broadband connection from the user's location;

(c) Requires internet protocol-compatible customer premises equipment; and

(d) Permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network;

[(25)**] (26)** "Writing" includes printing, any other method of recording information, money, coins, negotiable instruments, tokens, stamps, seals, credit cards, badges, trademarks and any other symbols of value, right, privilege or identification.

570.030. 1. A person commits the offense of stealing if he or she:

(1) Appropriates property or services of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion;

(2) Attempts to appropriate anhydrous ammonia or liquid nitrogen of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion; or

(3) For the purpose of depriving the owner of a lawful interest therein, receives, retains or disposes of property of another knowing that it has been stolen, or believing that it has been stolen.

2. The offense of stealing is a class A felony if the property appropriated consists of any of the following containing any amount of anhydrous ammonia: a tank truck, tank trailer, rail tank car, bulk storage tank, field nurse, field tank or field applicator.

3. The offense of stealing is a class B felony if:

(1) The property appropriated or attempted to be appropriated consists of any amount of anhydrous ammonia or liquid nitrogen;

(2) The property consists of any animal considered livestock as the term livestock is defined in section 144.010, or any captive wildlife held under permit issued by the conservation commission, and the value of the animal or animals appropriated exceeds three thousand dollars and that person has previously been found guilty of appropriating any animal considered livestock or captive wildlife held under permit issued by the conservation commission. Notwithstanding any provision of law to the contrary, such person shall serve a minimum prison term of not less than eighty percent of his or her sentence before he or she is eligible for probation, parole, **[**conditional release,**]** or other early release by the department of corrections;

(3) A person appropriates property consisting of a motor vehicle, watercraft, or aircraft, and that person has previously been found guilty of two stealing-related offenses committed on two separate occasions where such offenses occurred within ten years of the date of occurrence of the present offense;

(4) The property appropriated or attempted to be appropriated consists of any animal considered livestock as the term is defined in section 144.010 if the value of the livestock exceeds ten thousand dollars; or

(5) The property appropriated or attempted to be appropriated is owned by or in the custody of a financial institution and the property is taken or attempted to be taken physically from an individual person to deprive the owner or custodian of the property.

4. The offense of stealing is a class C felony if the value of the property or services appropriated is twenty-five thousand dollars or more **or the property is a teller machine or the contents of a teller machine including cash regardless of the value or amount**.

5. The offense of stealing is a class D felony if:

(1) The value of the property or services appropriated is seven hundred fifty dollars or more;

(2) The offender physically takes the property appropriated from the person of the victim; or

(3) The property appropriated consists of:

(a) Any motor vehicle, watercraft or aircraft;

(b) Any will or unrecorded deed affecting real property;

(c) Any credit device, debit device or letter of credit;

(d) Any firearms;

(e) Any explosive weapon as defined in section 571.010;

(f) Any United States national flag designed, intended and used for display on buildings or stationary flagstaffs in the open;

(g) Any original copy of an act, bill or resolution, introduced or acted upon by the legislature of the state of Missouri;

(h) Any pleading, notice, judgment or any other record or entry of any court of this state, any other state or of the United States;

(i) Any book of registration or list of voters required by chapter 115;

(j) Any animal considered livestock as that term is defined in section 144.010;

(k) Any live fish raised for commercial sale with a value of seventy-five dollars or more;

(l) Any captive wildlife held under permit issued by the conservation commission;

(m) Any controlled substance as defined by section 195.010;

(n) Ammonium nitrate;

(o) Any wire, electrical transformer, or metallic wire associated with transmitting telecommunications, video, internet, or voice over internet protocol service, or any other device or pipe that is associated with conducting electricity or transporting natural gas or other combustible fuels; or

(p) Any material appropriated with the intent to use such material to manufacture, compound, produce, prepare, test or analyze amphetamine or methamphetamine or any of their analogues.

6. The offense of stealing is a class E felony if:

(1) The property appropriated is an animal;

(2) The property is a catalytic converter; **[**or**]**

(3) A person has previously been found guilty of three stealing-related offenses committed on three separate occasions where such offenses occurred within ten years of the date of occurrence of the present offense**; or**

(4) The property appropriated is a letter, postal card, package, bag, or other sealed article that was delivered by common carrier or delivery service and not yet received by the addressee or that had been left to be collected for shipment by a common carrier or delivery service.

7. The offense of stealing is a class D misdemeanor if the property is not of a type listed in subsection 2, 3, 5, or 6 of this section, the property appropriated has a value of less than one hundred fifty dollars, and the person has no previous findings of guilt for a stealing-related offense.

8. The offense of stealing is a class A misdemeanor if no other penalty is specified in this section.

9. If a violation of this section is subject to enhanced punishment based on prior findings of guilt, such findings of guilt shall be pleaded and proven in the same manner as required by section 558.021.

10. The appropriation of any property or services of a type listed in subsection 2, 3, 5, or 6 of this section or of a value of seven hundred fifty dollars or more may be considered a separate felony and may be charged in separate counts.

11. The value of property or services appropriated pursuant to one scheme or course of conduct, whether from the same or several owners and whether at the same or different times, constitutes a single criminal episode and may be aggregated in determining the grade of the offense, except as set forth in subsection 10 of this section.

570.036. 1. A person commits the offense of organized retail theft if he or she, while alone or with any other person or persons, commits a series of thefts of retail merchandise against one or more persons either on the premises of a merchant or through the use of an internet or network site in this state with the intent to:

(1) Return the merchandise to the merchant for value; or

(2) Resell, trade, or barter the merchandise for value in any manner including, but not limited to, through the use of an internet or network site.

2. The offense of organized retail theft is a class D felony if the aggregated value of the property or services involved in all thefts committed in this state during a period of one hundred twenty days is no less than one thousand five hundred dollars and no more than ten thousand dollars.

3. The offense of organized retail theft is a class C felony if the aggregated value of the property or services involved in all thefts committed in this state during a period of one hundred twenty days is more than ten thousand dollars.

4. In addition to any other penalty, the court shall order a person who violates this section to pay restitution.

5. For the purposes of this section, in determining the aggregated value of the property or services involved in all thefts committed in this state during a period of one hundred twenty days:

(1) The amount involved in a single theft shall be deemed to be the highest value, by any reasonable standard, of the property or services that are obtained; and

(2) The amounts involved in all thefts committed by all participants in the organized retail theft shall be aggregated.

6. In any prosecution for a violation of this section, the violation shall be deemed to have been committed and may be prosecuted in any jurisdiction in this state in which any theft committed by any participant in the organized retail theft was committed regardless of whether the defendant was ever physically present in such jurisdiction.

571.015. 1. Any person who commits any felony under the laws of this state by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon is also guilty of the offense of armed criminal action and, upon conviction, shall be punished by imprisonment by the department of corrections for a term of not less than three years and not to exceed fifteen years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term of not less than five years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, **[**conditional release,**]** or suspended imposition or execution of sentence for a period of three calendar years.

2. Any person convicted of a second offense of armed criminal action under subsection 1 of this section shall be punished by imprisonment by the department of corrections for a term of not less than five years and not to exceed thirty years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term not less than fifteen years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, **[**conditional release,**]** or suspended imposition or execution of sentence for a period of five calendar years.

3. Any person convicted of a third or subsequent offense of armed criminal action under subsection 1 of this section shall be punished by imprisonment by the department of corrections for a term of not less than ten years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be no less than fifteen years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, **[**conditional release,**]** or suspended imposition or execution of sentence for a period of ten calendar years.

571.031. 1. This section shall be known and may be cited as "Blair's Law".

2. A person commits the offense of unlawful discharge of a firearm if, with criminal negligence, he or she discharges a firearm within or into the limits of any municipality.

3. This section shall not apply if the firearm is discharged:

(1) As allowed by a defense of justification under chapter 563;

(2) On a properly supervised shooting range;

(3) To lawfully take wildlife during an open season established by the department of conservation. Nothing in this subdivision shall prevent a municipality from adopting an ordinance restricting the discharge of a firearm within one-quarter mile of an occupied structure;

(4) For the control of nuisance wildlife as permitted by the department of conservation or the United States Fish and Wildlife Service;

(5) By special permit of the chief of police of the municipality;

(6) As required by an animal control officer in the performance of his or her duties;

(7) Using blanks;

(8) More than one mile from any occupied structure;

(9) In self-defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person; or

(10) By law enforcement personnel, as defined in section 590.1040, or a member of the United States Armed Forces if acting in an official capacity.

4. A person who commits the offense of discharge of a firearm shall be guilty of:

(1) For a first offense, a class A misdemeanor;

(2) For a second offense, a class E felony; and

(3) For a third or subsequent offense, a class D felony.

571.070. 1. A person commits the offense of unlawful possession of a firearm if such person knowingly has any firearm in his or her possession and:

(1) Such person has been convicted of a felony under the laws of this state, or of a crime under the laws of any state or of the United States which, if committed within this state, would be a felony; or

(2) Such person is a fugitive from justice, is habitually in an intoxicated or drugged condition, or is currently adjudged mentally incompetent.

2. Unlawful possession of a firearm is a class **[**D**]** **C** felony, unless a person has been convicted of a dangerous felony as defined in section 556.061, in which case it is a class **[**C**]** **B** felony.

3. The provisions of subdivision (1) of subsection 1 of this section shall not apply to the possession of an antique firearm.

571.101. 1. All applicants for concealed carry permits issued pursuant to subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said applicant can show qualification as provided by sections 571.101 to 571.121, the county or city sheriff shall issue a concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle. A concealed carry permit shall be valid from the date of issuance or renewal until five years from the last day of the month in which the permit was issued or renewed. The concealed carry permit is valid throughout this state. Although the permit is considered valid in the state, a person who fails to renew his or her permit within five years from the date of issuance or renewal shall not be eligible for an exception to a National Instant Criminal Background Check under federal regulations currently codified under 27 CFR 478.102(d), relating to the transfer, sale, or delivery of firearms from licensed dealers. A concealed carry endorsement issued prior to August 28, 2013, shall continue from the date of issuance or renewal until three years from the last day of the month in which the endorsement was issued or renewed to authorize the carrying of a concealed firearm on or about the applicant's person or within a vehicle in the same manner as a concealed carry permit issued under subsection 7 of this section on or after August 28, 2013.

2. A concealed carry permit issued pursuant to subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) Is **[**at least nineteen**]** **eighteen** years of age **or older**, is a citizen or permanent resident of the United States**,** and either:

(a) Has assumed residency in this state; or

(b) Is a member of the **United States** Armed Forces stationed in Missouri**[**,**]** or the spouse of such member of the military;

(2) **[**Is at least nineteen years of age, or is at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, and is a citizen of the United States and either:

(a) Has assumed residency in this state;

(b) Is a member of the Armed Forces stationed in Missouri; or

(c) The spouse of such member of the military stationed in Missouri and nineteen years of age;

(3)**]** Has not **[**pled guilty to or entered a plea of nolo contendere or**]** been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

[(4)**] (3)** Has not been convicted of**[**, pled guilty to or entered a plea of nolo contendere to**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit;

[(5)**] (4)** Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

[(6)**] (5)** Has not been discharged under dishonorable conditions from the United States Armed Forces;

[(7)**] (6)** Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or others;

[(8)**] (7)** Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

[(9)**] (8)** Submits a completed application for a permit as described in subsection 3 of this section;

[(10)**] (9)** Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111;

[(11)**] (10)** Is not the respondent of a valid full order of protection which is still in effect;

[(12)**] (11)** Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

3. The application for a concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the Federal Bureau of Customs and Immigration Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri or is a member of the Armed Forces stationed in Missouri or the spouse of such a member of the Armed Forces and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is **[**at least nineteen years of age or is**]** eighteen years of age or older **[**and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces**]**;

(4) An affirmation that the applicant has not **[**pled guilty to or**]** been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of**[**, pled guilty to, or entered a plea of nolo contendere to**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury pursuant to the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for permit renewal, or for the issuance of a new permit due to change of address, or for a lost or destroyed permit.

4. An application for a concealed carry permit shall be made to the sheriff of the county or any city not within a county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 2 of this section. In addition to the completed application, the applicant for a concealed carry permit must also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion

of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 11 or 12 of this section.

5. (1) Before an application for a concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification and orders showing the person being stationed in Missouri. In order to determine the applicant's suitability for a concealed carry permit, the applicant shall be fingerprinted. No other biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a concealed carry permit. If no disqualifying record is identified by these checks at the state level, the fingerprints shall be forwarded to the Federal Bureau of Investigation for a national criminal history record check. Upon receipt of the completed report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license or a valid military identification, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a concealed carry permit issued under this section, provided that it shall not serve as an alternative to an national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the certificate of qualification under subsection 6 or 7 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be proscribed in a manner consistent to the denial and review of an application under subsection 6 of this section.

6. The sheriff may refuse to approve an application for a concealed carry permit if he or she determines that any of the requirements specified in subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114.

7. If the application is approved, the sheriff shall issue a concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the concealed carry permit in the presence of the sheriff or his or her designee.

8. The concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance; and

(4) The expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

9. (1) The sheriff shall keep a record of all applications for a concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year. Any record of an application that was approved shall be kept for a period of one year after the expiration and nonrenewal of the permit.

(2) The sheriff shall report the issuance of a concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.101 to 571.121. An applicant's status as a holder of a concealed carry permit, provisional permit, or a concealed carry endorsement issued prior to August 28, 2013, shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

10. Information regarding any holder of a concealed carry permit, or a concealed carry endorsement issued prior to August 28, 2013, is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof. Any state agency that has retained any documents or records, including fingerprint records provided by an applicant for a concealed carry endorsement prior to August 28, 2013, shall destroy such documents or records, upon successful issuance of a permit.

11. For processing an application for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund. This fee shall include the cost to reimburse the Missouri state highway patrol for the costs of fingerprinting and criminal background checks. An additional fee shall be added to each credit card, debit card, or other electronic transaction equal

to the charge paid by the state or the applicant for the use of the credit card, debit card, or other electronic payment method by the applicant.

12. For processing a renewal for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

13. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the sheriff of any county or city not within a county or his or her designee and in counties of the first classification the sheriff may designate the chief of police of any city, town, or municipality within such county.

14. For the purposes of this chapter, "concealed carry permit" shall include any concealed carry endorsement issued by the department of revenue before January 1, 2014, and any concealed carry document issued by any sheriff or under the authority of any sheriff after December 31, 2013.

571.205. 1. Upon request and payment of the required fee, the sheriff shall issue a concealed carry permit that is valid through the state of Missouri for the lifetime of the permit holder to a Missouri resident who meets the requirements of sections 571.205 to 571.230, known as a Missouri lifetime concealed carry permit. A person may also request, and the sheriff shall issue upon payment of the required fee, a concealed carry permit that is valid through the state of Missouri for a period of either ten years or twenty-five years from the date of issuance or renewal to a Missouri resident who meets the requirements of sections 571.205 to 571.230. Such permit shall be known as a Missouri extended concealed carry permit. A person issued a Missouri lifetime or extended concealed carry permit shall be required to comply with the provisions of sections 571.205 to 571.230. If the applicant can show qualification as provided by sections 571.205 to 571.230, the sheriff shall issue a Missouri lifetime or extended concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle.

2. A Missouri lifetime or extended concealed carry permit shall be suspended if the permit holder becomes a resident of another state. The permit may be reactivated upon reestablishment of Missouri residency if the applicant meets the requirements of sections 571.205 to 571.230, and upon successful completion of a name-based inquiry of the National Instant Background Check System.

3. A Missouri lifetime or extended concealed carry permit shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) Is at least nineteen years of age, is a citizen or permanent resident of the United States and has assumed residency in this state, or is at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, and is a citizen of the United States and has assumed residency in this state;

(2) Has not **[**pled guilty to or entered a plea of nolo contendere or**]** been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States, other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(3) Has not been convicted of**[**, pled guilty to or entered a plea of nolo contendere to**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating

liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit;

(4) Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States, other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) Has not been discharged under dishonorable conditions from the United States Armed Forces;

(6) Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or herself or others;

(7) Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

(8) Submits a completed application for a permit as described in subsection 4 of this section;

(9) Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement under subsections 1 and 2 of section 571.111;

(10) Is not the respondent of a valid full order of protection which is still in effect;

(11) Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

4. The application for a Missouri lifetime or extended concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the United States Immigration and Customs Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is at least nineteen years of age or is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces;

(4) An affirmation that the applicant has not **[**pled guilty to or**]** been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of**[**, pled guilty to, or entered a plea of nolo contendere to**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or that the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the

possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state under chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury under the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for the issuance of a new permit, issuance of a new permit due to change of name or address, renewal of an extended permit, or for a lost or destroyed permit, or reactivation under subsection 2 of this section.

5. An application for a Missouri lifetime or extended concealed carry permit shall be made to the sheriff of the county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 3 of this section. In addition to the completed application, the applicant for a Missouri lifetime or extended concealed carry permit shall also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 12 of this section.

6. (1) Before an application for a Missouri lifetime or extended concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification. No biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a Missouri lifetime or extended concealed carry permit. Upon receipt of the completed report from the National Instant Criminal

Background Check System, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a Missouri lifetime or extended concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a Missouri lifetime or extended concealed carry permit issued under this section, provided that it shall not serve as an alternative to a national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the permit under subsection 7 or 8 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be prescribed in a manner consistent to the denial and review of an application under subsection 7 of this section.

7. The sheriff may refuse to approve an application for a Missouri lifetime or extended concealed carry permit if he or she determines that any of the requirements specified in subsection 3 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.205 to 571.230. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial under section 571.220. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial under section 571.220.

8. If the application is approved, the sheriff shall issue a Missouri lifetime or extended concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the Missouri lifetime or extended concealed carry permit in the presence of the sheriff or his or her designee.

9. The Missouri lifetime or extended concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance;

(4) A clear statement indicating that the permit is only valid within the state of Missouri; and

(5) If the permit is a Missouri extended concealed carry permit, the expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

10. (1) The sheriff shall keep a record of all applications for a Missouri lifetime or extended concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year.

(2) The sheriff shall report the issuance of a Missouri lifetime or extended concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.205 to 571.230. An applicant's status as a holder of a Missouri lifetime or extended concealed carry permit or provisional permit shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

11. Information regarding any holder of a Missouri lifetime or extended concealed carry permit is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof.

12. For processing an application, the sheriff in each county shall charge a nonrefundable fee not to exceed:

(1) Two hundred dollars for a new Missouri extended concealed carry permit that is valid for ten years from the date of issuance or renewal;

(2) Two hundred fifty dollars for a new Missouri extended concealed carry permit that is valid for twenty-five years from the date of issuance or renewal;

(3) Fifty dollars for a renewal of a Missouri extended concealed carry permit;

(4) Five hundred dollars for a Missouri lifetime concealed carry permit,

which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

573.010. As used in this chapter the following terms shall mean:

(1) "Adult cabaret", a nightclub, bar, juice bar, restaurant, bottle club, or other commercial establishment, regardless of whether alcoholic beverages are served, which regularly features persons who appear semi-nude;

(2) "Characterized by", describing the essential character or dominant theme of an item;

(3) "Child", any person under the age of fourteen;

(4) "Child pornography":

(a) Any obscene material or performance depicting sexual conduct, sexual contact as defined in section 566.010, or a sexual performance and which has as one of its participants or portrays as an observer of such conduct, contact, or performance a minor; or

(b) Any visual depiction, including any photograph, film, video, picture, or computer or computer-generated image or picture, whether made or produced by electronic, mechanical, or other means, of sexually explicit conduct where:

a. The production of such visual depiction involves the use of a minor engaging in sexually explicit conduct;

b. Such visual depiction is a digital image, computer image, or computer-generated image that is, or is indistinguishable from, that of a minor engaging in sexually explicit conduct, in that the depiction is such that an ordinary person viewing the depiction would conclude that the depiction is of an actual minor engaged in sexually explicit conduct; or

c. Such visual depiction has been created, adapted, or modified to show that an identifiable minor is engaging in sexually explicit conduct. "Identifiable minor" means a person who was a minor at the time the visual depiction was created, adapted, or modified; or whose image as a minor was used in creating, adapting, or modifying the visual depiction; and who is recognizable as an actual person by the person's face, likeness, or other distinguishing characteristic, such as a unique birthmark or other recognizable feature. The term "identifiable minor" shall not be construed to require proof of the actual identity of the identifiable minor;

(5) "Employ", "employee", or "employment", any person who performs any service on the premises of a sexually oriented business, on a full-time, part-time, or contract basis, whether or not the person is denominated an employee, independent contractor, agent, or otherwise. Employee does not include a person exclusively on the premises for repair or maintenance of the premises or for the delivery of goods to the premises;

(6) "Explicit sexual material", any pictorial or three-dimensional material depicting human masturbation, deviate sexual intercourse, sexual intercourse, direct physical stimulation or unclothed genitals, sadomasochistic abuse, or emphasizing the depiction of postpubertal human genitals; provided, however, that works of art or of anthropological significance shall not be deemed to be within the foregoing definition;

(7) "Furnish", to issue, sell, give, provide, lend, mail, deliver, transfer, circulate, disseminate, present, exhibit or otherwise provide;

(8) "Material", anything printed or written, or any picture, drawing, photograph, motion picture film, videotape or videotape production, or pictorial representation, or any recording or transcription, or any mechanical, chemical, or electrical reproduction, or stored computer data, or anything which is or may be used as a means of communication. Material includes undeveloped photographs, molds, printing plates, stored computer data and other latent representational objects;

(9) "Minor", any person less than eighteen years of age;

(10) "Nudity" or "state of nudity", the showing of the human genitals, pubic area, vulva, anus, anal cleft, or the female breast with less than a fully opaque covering of any part of the nipple or areola;

(11) "Obscene", any material or performance if, taken as a whole:

(a) Applying contemporary community standards, its predominant appeal is to prurient interest in sex; and

(b) The average person, applying contemporary community standards, would find the material depicts or describes sexual conduct in a patently offensive way; and

(c) A reasonable person would find the material lacks serious literary, artistic, political or scientific value;

(12) "Operator", any person on the premises of a sexually oriented business who causes the business to function, puts or keeps the business in operation, or is authorized to manage the business or exercise overall operational control of the business premises. A person may be found to be operating or causing to be operated a sexually oriented business whether or not such person is an owner, part owner, or licensee of the business;

(13) "Performance", any play, motion picture film, videotape, dance or exhibition performed before an audience of one or more;

(14) "Pornographic for minors", any material or performance if the following apply:

(a) The average person, applying contemporary community standards, would find that the material or performance, taken as a whole, has a tendency to cater or appeal to a prurient interest of minors; and

(b) The material or performance depicts or describes nudity, sexual conduct, the condition of human genitals when in a state of sexual stimulation or arousal, or sadomasochistic abuse in a way which is patently offensive to the average person applying contemporary adult community standards with respect to what is suitable for minors; and

(c) The material or performance, taken as a whole, lacks serious literary, artistic, political, or scientific value for minors;

(15) "Premises", the real property upon which a sexually oriented business is located, and all appurtenances thereto and buildings thereon, including but not limited to the sexually oriented business, the grounds, private walkways, and parking lots or parking garages or both;

(16) "Promote", to manufacture, issue, sell, provide, mail, deliver, transfer, transmute, publish, distribute, circulate, disseminate, present, exhibit, or advertise, or to offer or agree to do the same, by any means including a computer;

(17) "Regularly", the consistent and repeated doing of the act so described;

(18) "Sadomasochistic abuse", flagellation or torture by or upon a person as an act of sexual stimulation or gratification;

(19) "Semi-nude" or "state of semi-nudity", the showing of the female breast below a horizontal line across the top of the areola and extending across the width of the breast at such point, or the showing of the male or female buttocks. Such definition includes the lower portion of the human female breast, but shall not include any portion of the cleavage of the female breasts exhibited by a bikini, dress, blouse, shirt, leotard, or similar wearing apparel provided the areola is not exposed in whole or in part;

(20) "Sexual conduct", actual or simulated, normal or perverted acts of human masturbation; deviate sexual intercourse; sexual intercourse; or physical contact with a person's clothed or unclothed genitals,

pubic area, buttocks, or the breast of a female in an act of apparent sexual stimulation or gratification or any sadomasochistic abuse or acts including animals or any latent objects in an act of apparent sexual stimulation or gratification;

(21) "Sexually explicit conduct", actual or simulated:

(a) Sexual intercourse, including genital-genital, oral-genital, anal-genital, or oral-anal, whether between persons of the same or opposite sex;

(b) Bestiality;

(c) Masturbation;

(d) Sadistic or masochistic abuse; or

(e) Lascivious exhibition of the genitals or pubic area of any person;

(22) "Sexually oriented business" includes:

(a) An adult bookstore or adult video store. "Adult bookstore" or "adult video store" means a commercial establishment which, as one of its principal business activities, offers for sale or rental for any form of consideration any one or more of the following: books, magazines, periodicals, or other printed matter, or photographs, films, motion pictures, video cassettes, compact discs, digital video discs, slides, or other visual representations which are characterized by their emphasis upon the display of specified sexual activities or specified anatomical areas. A principal business activity exists where the commercial establishment:

a. Has a substantial portion of its displayed merchandise which consists of such items; or

b. Has a substantial portion of the wholesale value of its displayed merchandise which consists of such items; or

c. Has a substantial portion of the retail value of its displayed merchandise which consists of such items; or

d. Derives a substantial portion of its revenues from the sale or rental, for any form of consideration, of such items; or

e. Maintains a substantial section of its interior business space for the sale or rental of such items; or

f. Maintains an adult arcade. "Adult arcade" means any place to which the public is permitted or invited wherein coin-operated or slug-operated or electronically, electrically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices are regularly maintained to show images to five or fewer persons per machine at any one time, and where the images so displayed are characterized by their emphasis upon matter exhibiting specified sexual activities or specified anatomical areas;

(b) An adult cabaret;

(c) An adult motion picture theater. "Adult motion picture theater" means a commercial establishment where films, motion pictures, video cassettes, slides, or similar photographic reproductions, which are characterized by their emphasis upon the display of specified sexual activities or specified anatomical areas are regularly shown to more than five persons for any form of consideration;

(d) A semi-nude model studio. "Semi-nude model studio" means a place where persons regularly appear in a state of semi-nudity for money or any form of consideration in order to be observed, sketched, drawn, painted, sculptured, photographed, or similarly depicted by other persons. Such definition shall not apply to any place where persons appearing in a state of semi-nudity do so in a modeling class operated:

a. By a college, junior college, or university supported entirely or partly by taxation;

b. By a private college or university which maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation; or

c. In a structure:

(i) Which has no sign visible from the exterior of the structure and no other advertising that indicates a semi-nude person is available for viewing; and

(ii) Where, in order to participate in a class, a student must enroll at least three days in advance of the class;

(e) A sexual encounter center. "Sexual encounter center" means a business or commercial enterprise that, as one of its principal purposes, purports to offer for any form of consideration physical contact in the form of wrestling or tumbling between two or more persons when one or more of the persons is semi-nude;

(23) "Sexual performance", any performance, or part thereof, which includes sexual conduct by a child who is less than **[**seventeen**]** **eighteen** years of age;

(24) "Specified anatomical areas" include:

(a) Less than completely and opaquely covered: human genitals, pubic region, buttock, and female breast below a point immediately above the top of the areola; and

(b) Human male genitals in a discernibly turgid state, even if completely and opaquely covered;

(25) "Specified sexual activity", includes any of the following:

(a) Intercourse, oral copulation, masturbation, or sodomy; or

(b) Excretory functions as a part of or in connection with any of the activities described in paragraph (a) of this subdivision;

(26) "Substantial", at least thirty percent of the item or items so modified;

(27) "Visual depiction", includes undeveloped film and videotape, and data stored on computer disk or by electronic means which is capable of conversion into a visual image.

573.024. 1. A person commits the offense of enabling sexual exploitation of a minor if such person acting with criminal negligence permits or allows any violation of section 566.210, 566.211, 573.020, 573.023, 573.025, 573.030, 573.035, 573.200, or 573.205.

2. The offense of enabling sexual exploitation of a minor is a class E felony for the first offense and a class C felony for a second or subsequent offense.

3. If the person guilty of the offense of enabling sexual exploitation of a minor is an owner of a business or the owner's agent and the business provided the location or locations for such exploitation, the business location or locations shall be required to close for up to one year for the first

offense, and the length of time shall be determined by the court. For a second offense, such business location or locations shall permanently close. As used in this section, "business" shall include, but is not limited to, a hotel or massage parlor and "owner's agent" shall be any person empowered to manage the owner's business location or locations.

573.206. 1. A person commits the offense of patronizing a sexual performance by a child if such person obtains, solicits, or participates in a sexual performance by a child under eighteen years of age.

2. The offense of patronizing a sexual performance by a child is a class C felony.

575.010. The following definitions shall apply to this chapter and chapter 576:

(1) "Affidavit" means any written statement which is authorized or required by law to be made under oath, and which is sworn to before a person authorized to administer oaths;

(2) "Government" means any branch or agency of the government of this state or of any political subdivision thereof;

(3) "Highway" means any public road or thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

(4) "Judicial proceeding" means any official proceeding in court, or any proceeding authorized by or held under the supervision of a court;

(5) "Juror" means a grand or petit juror, including a person who has been drawn or summoned to attend as a prospective juror;

(6) "Jury" means a grand or petit jury, including any panel which has been drawn or summoned to attend as prospective jurors;

(7) **"Law enforcement animal" means a dog, horse, or other animal used in law enforcement or a correctional facility, or by a municipal police department, fire department, search and rescue unit or agency, whether the animal is on duty or not on duty. The term shall include, but not be limited to, accelerant detection dogs, bomb detection dogs, narcotic detection dogs, search and rescue dogs, and tracking animals;**

(8) "Official proceeding" means any cause, matter, or proceeding where the laws of this state require that evidence considered therein be under oath or affirmation;

[(8)"Police animal" means a dog, horse or other animal used in law enforcement or a correctional facility, or by a municipal police department, fire department, search and re scue unit or agency, whether the animal is on duty or not on duty. The term shall include, but not be limited to, accelerant detection dogs, bomb detection dogs, narcotic detection dogs, search and rescue dogs and tracking animals;**]**

(9) "Public record" means any document which a public servant is required by law to keep;

(10) "Testimony" means any oral statement under oath or affirmation;

(11) "Victim" means any natural person against whom any crime is deemed to have been perpetrated or attempted;

(12) "Witness" means any natural person:

(a) Having knowledge of the existence or nonexistence of facts relating to any crime; or

(b) Whose declaration under oath is received as evidence for any purpose; or

(c) Who has reported any crime to any peace officer or prosecutor; or

(d) Who has been served with a subpoena issued under the authority of any court of this state.

575.095. 1. A person commits the offense of tampering with a judicial officer if, with the purpose to harass, intimidate or influence a judicial officer in the performance of such officer's official duties, such person:

(1) Threatens or causes harm to such judicial officer or members of such judicial officer's family;

(2) Uses force, threats, or deception against or toward such judicial officer or members of such judicial officer's family;

(3) Offers, conveys or agrees to convey any benefit direct or indirect upon such judicial officer or such judicial officer's family;

(4) Engages in conduct reasonably calculated to harass or alarm such judicial officer or such judicial officer's family, including stalking pursuant to section 565.225 or 565.227**;**

(5) Disseminates through any means, including by posting on the internet, the judicial officer's or the judicial officer's family's personal information. For purposes of this section, "personal information" includes a home address, home or mobile telephone number, personal email address, Social Security number, federal tax identification number, checking or savings account numbers, marital status, and identity of a child under eighteen years of age.

2. A judicial officer for purposes of this section shall be a judge **or commissioner of a state or federal court**, arbitrator, special master, juvenile officer, deputy juvenile officer, state prosecuting or circuit attorney, state assistant prosecuting or circuit attorney, juvenile court commissioner, state probation or parole officer, **[**or**]** referee**, or the attorney general or his or her assistant attorneys general authorized under section 27.020**.

3. A judicial officer's family for purposes of this section shall be:

(1) Such officer's spouse; or

(2) Such officer or such officer's spouse's ancestor or descendant by blood or adoption; or

(3) Such officer's stepchild, while the marriage creating that relationship exists.

4. The offense of tampering with a judicial officer is a class D felony.

5. If a violation of this section results in death or bodily injury to a judicial officer or a member of the judicial officer's family, the offense is a class B felony.

575.200. 1. A person commits the offense of escape from custody or attempted escape from custody if, while being held in custody after arrest for any **[**crime**] offense or violation of probation or parole**, he or she escapes or attempts to escape from custody.

2. The offense of escape or attempted escape from custody is a class A misdemeanor unless:

(1) The person escaping or attempting to escape is under arrest for a felony, in which case it is a class E felony; or

(2) The offense is committed by means of a deadly weapon or dangerous instrument or by holding any person as hostage, in which case it is a class A felony.

575.205. 1. A person commits the offense of tampering with electronic monitoring equipment if he or she intentionally removes, alters, tampers with, damages, **[**or**]** destroys**, fails to charge, or otherwise disables** electronic monitoring equipment which a court, the division of probation and parole or the parole board has required such person to wear.

2. This section does not apply to the owner of the equipment or an agent of the owner who is performing ordinary maintenance or repairs on the equipment.

3. The offense of tampering with electronic monitoring equipment is a class D felony.

4. The offense of tampering with electronic monitoring equipment if a person fails to charge or otherwise disables electronic monitoring equipment is a class E felony, unless the offense for which the person was placed on electronic monitoring was a misdemeanor, in which case it is a class A misdemeanor.

575.353. 1. **This section shall be known and may be cited as "Max's Law".**

2. A person commits the offense of assault on a **[**police**] law enforcement** animal if he or she knowingly attempts to kill or disable or knowingly causes or attempts to cause serious physical injury to a **[**police**] law enforcement** animal when that animal is involved in law enforcement investigation, apprehension, tracking, or search, or the animal is in the custody of or under the control of a law enforcement officer, department of corrections officer, municipal police department, fire department or a rescue unit or agency.

[2.**] 3.** The offense of assault on a **[**police**] law enforcement** animal is a **[**class C misdemeanor, unless**]:**

(1) Class A misdemeanor, if the law enforcement animal is not injured to the point of requiring veterinary care or treatment;

(2) Class E felony if the law enforcement animal is seriously injured to the point of requiring veterinary care or treatment; and

(3) Class D felony if the assault results in the death of such animal **[**or disables such animal to the extent it is unable to be utilized as a police animal, in which case it is a class E felony**]**.

577.010. 1. A person commits the offense of driving while intoxicated if he or she operates a vehicle while in an intoxicated condition.

2. The offense of driving while intoxicated is:

(1) A class B misdemeanor;

(2) A class A misdemeanor if:

(a) The defendant is a prior offender; or

(b) A person less than seventeen years of age is present in the vehicle;

(3) A class E felony if:

(a) The defendant is a persistent offender; or

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause physical injury

to another person;

(4) A class D felony if:

(a) The defendant is an aggravated offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause physical injury to a law enforcement officer or emergency personnel; or

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to another person;

(5) A class C felony if:

(a) The defendant is a chronic offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to a law enforcement officer or emergency personnel; or

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of another person;

(6) A class B felony if:

(a) The defendant is a habitual offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of a law enforcement officer or emergency personnel;

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of any person not a passenger in the vehicle operated by the defendant, including the death of an individual that results from the defendant's vehicle leaving a highway, as defined in section 301.010, or the highway's right-of-way;

(d) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of two or more persons; or

(e) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of any person while he or she has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such person's blood;

(7) A class A felony if the defendant has previously been found guilty of an offense under paragraphs (a) to (e) of subdivision (6) of this subsection and is found guilty of a subsequent violation of such paragraphs.

3. Notwithstanding the provisions of subsection 2 of this section, a person found guilty of the offense of driving while intoxicated as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person's blood, unless the individual participates and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

4. If a person is found guilty of a second or subsequent offense of driving while intoxicated, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation.

5. If a person is not granted a suspended imposition of sentence for the reasons described in subsection 3 of this section:

(1) If the individual operated the vehicle with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vehicle with greater than twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than five days.

6. A person found guilty of the offense of driving while intoxicated:

(1) As a prior offender, persistent offender, aggravated offender, chronic offender, or habitual offender shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of imprisonment, section 557.011 to the contrary notwithstanding;

(2) As a prior offender shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least thirty days **involving at least two hundred forty hours** of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least thirty days of community service under the supervision of the court;

(3) As a persistent offender shall not be eligible for parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least sixty days of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least sixty days of community service under the supervision of the court;

(4) As an aggravated offender shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual offender shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day.

577.012. 1. A person commits the offense of driving with excessive blood alcohol content if such person operates:

(1) A vehicle while having eight-hundredths of one percent or more by weight of alcohol in his or her blood; or

(2) A commercial motor vehicle while having four one-hundredths of one percent or more by weight of alcohol in his or her blood.

2. As used in this section, percent by weight of alcohol in the blood shall be based upon grams of alcohol per one hundred milliliters of blood or two hundred ten liters of breath and may be shown by chemical analysis of the person's blood, breath, saliva or urine. For the purposes of determining the alcoholic content of a person's blood under this section, the test shall be conducted in accordance with the provisions of sections 577.020 to 577.041.

3. The offense of driving with excessive blood alcohol content is:

(1) A class B misdemeanor;

(2) A class A misdemeanor if the defendant is alleged and proved to be a prior offender;

(3) A class E felony if the defendant is alleged and proved to be a persistent offender;

(4) A class D felony if the defendant is alleged and proved to be an aggravated offender;

(5) A class C felony if the defendant is alleged and proved to be a chronic offender;

(6) A class B felony if the defendant is alleged and proved to be a habitual offender.

4. A person found guilty of the offense of driving with an excessive blood alcohol content as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person's blood, unless the individual participates in and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

5. If a person is not granted a suspended imposition of sentence for the reasons described in subsection 4 of this section:

(1) If the individual operated the vehicle with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vehicle with greater than twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than five days.

6. If a person is found guilty of a second or subsequent offense of driving with an excessive blood alcohol content, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation.

7. A person found guilty of driving with excessive blood alcohol content:

(1) As a prior offender, persistent offender, aggravated offender, chronic offender or habitual offender shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of

imprisonment, section 557.011 to the contrary notwithstanding;

(2) As a prior offender shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least thirty days of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least thirty days of community service under the supervision of the court;

(3) As a persistent offender shall not be granted parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least sixty days **involving at least four hundred eighty hours** of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least sixty days of community service under the supervision of the court;

(4) As an aggravated offender shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual offender shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day.

578.007. The provisions of section 574.130**[**,**]** **and** sections 578.005 to 578.023 shall not apply to:

(1) Care or treatment performed by a licensed veterinarian within the provisions of chapter 340;

(2) Bona fide scientific experiments;

(3) Hunting, fishing, or trapping as allowed by chapter 252, including all practices and privileges as allowed under the Missouri Wildlife Code;

(4) Facilities and publicly funded zoological parks currently in compliance with the federal "Animal Welfare Act" as amended;

(5) Rodeo practices currently accepted by the Professional Rodeo Cowboy's Association;

(6) The killing of an animal by the owner thereof, the agent of such owner, or by a veterinarian at the request of the owner thereof;

(7) The lawful, humane killing of an animal by an animal control officer, the operator of an animal shelter, a veterinarian, or law enforcement or health official;

(8) With respect to farm animals, normal or accepted practices of animal husbandry;

(9) The killing of an animal by any person at any time if such animal is outside of the owned or rented property of the owner or custodian of such animal and the animal is injuring any person or farm animal**,** but **this exemption** shall not include **[**police or guard dogs**] the killing or injuring of a law enforcement animal** while working;

(10) The killing of house or garden pests; or

(11) Field trials, training and hunting practices as accepted by the Professional Houndsmen of Missouri.

578.022. Any dog that is owned, or the service of which is employed, by a law enforcement agency and that bites **or injures** another animal or human in the course of their official duties is exempt from the provisions of sections 273.033 **[**and**],** 273.036 **[**and section**], 578.012, and** 578.024.

589.404. As used in sections 589.400 to 589.425, the following terms mean:

(1) "Adjudicated" or "adjudication", adjudication of delinquency, a finding of guilt, plea of guilt, finding of not guilty due to mental disease or defect, or plea of nolo contendere to committing, attempting to commit, or conspiring to commit;

(2) "Adjudicated delinquent", a person found to have committed an offense that, if committed by an adult, would be a criminal offense;

(3) "Chief law enforcement official", the sheriff's office of each county or the police department of a city not within a county;

(4) "Offender registration", the required minimum informational content of sex offender registries, which shall consist of, but not be limited to, a full set of fingerprints on a standard sex offender registration card upon initial registration in Missouri, as well as all other forms required by the Missouri state highway patrol upon each initial and subsequent registration;

(5) "Residence", any place where an offender sleeps for seven or more consecutive or nonconsecutive days or nights within a twelve-month period;

(6) "Sex offender", any person who meets the criteria to register under sections 589.400 to 589.425 or the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, P.L. 109-248;

(7) "Sex offense", any offense which is listed under section 589.414 or comparable to those listed under section 589.414 or otherwise comparable to offenses covered under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, P.L. 109-248;

(8) "Sexual act", any type or degree of genital, oral, or anal penetration;

(9) **"Sexual conduct", sexual intercourse, deviate sexual intercourse, or sexual contact;**

(10) "Sexual contact", any **[**sexual touching of or contact with a person's body, either directly or through the clothing **] touching of another person with the genitals or any touching of the genitals or anus of another person, or the breast of a female person, or such touching through the clothing, or causing semen, seminal fluid, or other ejaculate to come into contact with another person, for the purpose of arousing or gratifying the sexual desire of any person or for the purpose of terrorizing the victim**;

[(10)**] (11)** "Sexual element", used for the purposes of distinguishing if sexual contact or a sexual act was committed. Authorities shall refer to information filed by the prosecutor, amended information filed

by the prosecutor, indictment information filed by the prosecutor, or amended indictment information filed by the prosecutor, the plea agreement, or court documentation to determine if a sexual element exists;

[(11)**] (12)** "Signature", the name of the offender signed in writing or electronic form approved by the Missouri state highway patrol;

[(12)**] (13)** "Student", an individual who enrolls in or attends the physical location of an educational institution, including a public or private secondary school, trade or professional school, or an institution of higher education;

[(13)**] (14)** "Vehicle", any land vehicle, watercraft, or aircraft.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, within three business days, appear in person to the chief law enforcement officer of the county or city not within a county if there is a change to any of the following information:

(1) Name;

(2) Residence;

(3) Employment, including status as a volunteer or intern;

(4) Student status; or

(5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) Vehicle information;

(2) Temporary lodging information;

(3) Temporary residence information;

(4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or

(5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

4. If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state, territory, the District

of Columbia, or foreign country, or federal, tribal, or military jurisdiction having jurisdiction over the new residence or address within three business days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction, the Missouri state highway patrol shall inform the responsible official in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence within three business days.

5. Tier I sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official annually in the month of their birth to verify the information contained in their statement made pursuant to section 589.407. Tier I sexual offenders include:

(1) Any offender who has been adjudicated for the offense of:

(a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;

(b) Sexual misconduct involving a child under section 566.083 if it is a first offense and **[**the punishment is less than one year**] if the offense is a misdemeanor**;

(c) Sexual abuse in the second degree under section 566.101 **[**if the punishment is less than a year**] if the offense is a misdemeanor**;

(d) Kidnapping in the second degree under section 565.120 with sexual motivation;

(e) Kidnapping in the third degree under section 565.130;

(f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 **[**if the punishment is less than one year**] if the offense is a misdemeanor**;

(g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

(h) Sexual **[**contact with a prisoner or offender**] conduct in the course of public duty** under section 566.145 if the victim is eighteen years of age or older;

(i) Sex with an animal under section 566.111;

(j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;

(k) Possession of child pornography under section 573.037;

(l) Sexual misconduct in the first degree under section 566.093;

(m) Sexual misconduct in the second degree under section 566.095;

(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the **[**punishment is less than one year**] offense is a misdemeanor**; **[**or**]**

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age; **or**

(p) Sexual contact with a student eighteen years of age or older under section 566.086;

(2) Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with

a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement official to verify the information contained in their statement made pursuant to section 589.407. Tier II sexual offenders include:

(1) Any offender who has been adjudicated for the offense of:

(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;

(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) **Patronizing a sexual performance by a child under section 573.206;**

(k) Sexual **[**contact with a prisoner or offender**]** **conduct in the course of public duty** under section 566.145 if the victim is thirteen to seventeen years of age;

[(k)**]** **(l)** Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

[(l)**]** **(m)** Sexual misconduct involving a child under section 566.083 if it is a first offense **[**the penalty is a term of imprisonment of more than a year**]** **and if the offense is a felony**; **[**or**]**

[(m)**]** **(n)** Age misrepresentation with intent to solicit a minor under section 566.153; **or**

(o) Sexual abuse in the first degree under section 566.100 if the victim is thirteen to seventeen years of age;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense **or a violation of a restriction under section 566.147, 566.148, 566.149, 566.150, 566.155, or 589.426** and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a

previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender as defined in section **[**566.123**]** **566.125** or a persistent sexual offender as defined in section **[**566.124**]** **566.125**;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

(e) Sodomy in the first degree under section 566.060;

(f) Statutory sodomy under section 566.062;

(g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

(h) Sodomy in the second degree under section 566.061;

(i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;

(j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;

(k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

(l) Child kidnapping under section 565.115;

(m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 **[**if the punishment is greater than a year**]** **if the offense is a felony**;

(n) Incest under section 568.020;

(o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

(p) Child molestation in the first degree under section 566.067;

(q) Child molestation in the second degree under section 566.068;

(r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;

(s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

(t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

(u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

(v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

(w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

(x) Sexual trafficking of a child in the first degree under section 566.210;

(y) Sexual trafficking of a child in the second degree under section 566.211;

(z) Genital mutilation of a female child under section 568.065;

(aa) Statutory rape in the second degree under section 566.034;

(bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;

(cc) Sexual abuse in the second degree under section 566.101 **[**if the penalty is a term of imprisonment of more than a year**] if the offense is a felony**;

(dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;

(ee) **Patronizing prostitution under section 567.030 if the victim is under eighteen years of age;**

(ff) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;

[(ff)] **(gg)** Sexual [contact with a prisoner or offender] **conduct in the course of public duty** under section 566.145 if the victim is under thirteen years of age;

[(gg) Sexual intercourse with a prisoner or offender under section 566.145;]

(hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;

(ii) Use of a child in a sexual performance under section 573.200; or

(jj) Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425**[**,**]** or other comparable out-of-state failure to register offense**[**,**] or a violation of a restriction under section 566.147, 566.148, 566.149, 566.150, 566.155, or 589.426 and** who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

8. In addition to the requirements of subsections 1 to 7 of this section, all Missouri registrants who work, including as a volunteer or unpaid intern, or attend any school whether public or private, including any secondary school, trade school, professional school, or institution of higher education, on a full-time or part-time basis or have a temporary residence in this state shall be required to report in person to the chief law enforcement officer in the area of the state where they work, including as a volunteer or unpaid intern, or attend any school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

9. If a person who is required to register as a sexual offender under sections 589.400 to 589.425 changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier.

589.437. 1. For purposes of this section and section 43.650, the following persons shall be known as violent offenders:

(1) Any person who is on probation or parole for:

(a) The offense of murder in the first degree under section 565.020;

(b) The offense of murder in the second degree under section 565.021; or

(c) An offense in a jurisdiction outside of this state that would qualify under paragraph (a) or (b) of this subdivision if the offense were to have been committed in this state; and

(2) Any person who was found not guilty by reason of mental disease or defect of an offense listed under subdivision (1) of this subsection.

2. The division of probation and parole of the department of corrections, or the department of mental health if the person qualifies as a violent offender under subdivision (2) of subsection 1 of this section, shall notify the Missouri state highway patrol if a violent offender is placed on probation or parole, is placed on conditional release, is removed from probation or parole, or relocates to this state under the interstate compact for adult offender supervision, sections 589.500 to 589.569, so that the Missouri state highway patrol can update the offender registry under section 43.650."; and

Further amend said bill, Page 19, Section 589.565, Line 19, by inserting after said section and line the following:

"**589.700. 1. There is hereby created in the state treasury the "Human Trafficking and Sexual Exploitation Fund", which shall consist of proceeds from the human trafficking restitution collected for violations of sections 566.203, 566.206, 566.209, 566.210, 566.211, and 566.215. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in this**

fund shall be distributed to the county where the human trafficking offense occurred. Upon receipt of moneys from the fund, a county shall allocate the disbursement as follows:

(1) Fifty percent towards local rehabilitation services for victims of human trafficking including, but not limited to, mental health and substance abuse counseling; general education, including parenting skills; housing relief; vocational training; and employment counseling; and

(2) Fifty percent towards local efforts to prevent human trafficking including, but not limited to, education programs for persons convicted of human trafficking offenses and increasing the number of local law enforcement members charged with enforcing human trafficking laws.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

590.040. 1. The POST commission shall set the minimum number of hours of basic training for licensure as a peace officer no lower **[**than four hundred seventy and no higher**]** than six hundred, with the following exceptions:

(1) Up to one thousand hours may be mandated for any class of license required for commission by a state law enforcement agency;

(2) As few as one hundred twenty hours may be mandated for any class of license restricted to commission as a reserve peace officer with police powers limited to the commissioning political subdivision;

(3) Persons validly licensed on August 28, 2001, may retain licensure without additional basic training;

(4) Persons licensed and commissioned within a county of the third classification before July 1, 2002, may retain licensure with one hundred twenty hours of basic training if the commissioning political subdivision has adopted an order or ordinance to that effect;

(5) Persons serving as a reserve officer on August 27, 2001, within a county of the first classification or a county with a charter form of government and with more than one million inhabitants on August 27, 2001, having previously completed a minimum of one hundred sixty hours of training, shall be granted a license necessary to function as a reserve peace officer only within such county. For the purposes of this subdivision, the term "reserve officer" shall mean any person who serves in a less than full-time law enforcement capacity, with or without pay and who, without certification, has no power of arrest and who, without certification, must be under the direct and immediate accompaniment of a certified peace officer of the same agency at all times while on duty; and

(6) The POST commission shall provide for the recognition of basic training received at law enforcement training centers of other states, the military, the federal government and territories of the United States regardless of the number of hours included in such training and shall have authority to require supplemental training as a condition of eligibility for licensure.

2. The director shall have the authority to limit any exception provided in subsection 1 of this section to persons remaining in the same commission or transferring to a commission in a similar jurisdiction.

3. The basic training of every peace officer, except agents of the conservation commission, shall include

at least thirty hours of training in the investigation and management of cases involving domestic and family violence. Such training shall include instruction, specific to domestic and family violence cases, regarding: report writing; physical abuse, sexual abuse, child fatalities and child neglect; interviewing children and alleged perpetrators; the nature, extent and causes of domestic and family violence; the safety of victims, other family and household members and investigating officers; legal rights and remedies available to victims, including rights to compensation and the enforcement of civil and criminal remedies; services available to victims and their children; the effects of cultural, racial and gender bias in law enforcement; and state statutes. Said curriculum shall be developed and presented in consultation with the department of health and senior services, the children's division, public and private providers of programs for victims of domestic and family violence, persons who have demonstrated expertise in training and education concerning domestic and family violence, and the Missouri coalition against domestic violence.

590.080. 1. The director shall have cause to discipline any peace officer licensee who:

(1) Is unable to perform the functions of a peace officer with reasonable competency or reasonable safety **[**as a result of a mental condition, including alcohol or substance abuse**]**;

(2) Has committed any criminal offense, whether or not a criminal charge has been filed;

(3) **Has been convicted, or has entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state, or the United States, or of any country, regardless of whether or not sentence is imposed;**

(4) Has committed any act **[**while on active duty or under color of law**]** that involves moral turpitude or a reckless disregard for the safety of the public or any person;

[(4)**] (5)** Has caused a material fact to be misrepresented for the purpose of obtaining or retaining a peace officer commission or any license issued pursuant to this chapter;

[(5)**] (6)** Has violated a condition of any order of probation lawfully issued by the director; **[**or

(6)**] (7)** Has violated a provision of this chapter or a rule promulgated pursuant to this chapter**;**

(8) Has tested positive for a controlled substance, as defined in chapter 195, without a valid prescription for the controlled substance;

(9) Is subject to an order of another state, territory, the federal government, or any peace officer licensing authority suspending or revoking a peace officer license or certification; or

(10) Has committed any act of gross misconduct indicating inability to function as a peace officer. Gross misconduct shall include any willful and want on or unlawful conduct motivated by premeditated or intentional purpose or by purposeful indifference to the consequence of one's acts.

2. When the director has knowledge of cause to discipline a peace officer license pursuant to this section, the director may cause a complaint to be filed with the administrative hearing commission, which shall conduct a hearing to determine whether the director has cause for discipline, and which shall issue findings of fact and conclusions of law on the matter. The administrative hearing commission shall not consider the relative severity of the cause for discipline or any rehabilitation of the licensee or otherwise impinge upon the discretion of the director to determine appropriate discipline when cause exists pursuant to this section.

3. Upon a finding by the administrative hearing commission that cause to discipline exists, the director

shall, within thirty days, hold a hearing to determine the form of discipline to be imposed and thereafter shall probate, suspend, or permanently revoke the license at issue. If the licensee fails to appear at the director's hearing, this shall constitute a waiver of the right to such hearing.

4. Notice of any hearing pursuant to this chapter or section may be made by certified mail to the licensee's address of record pursuant to subdivision (2) of subsection 3 of section 590.130. Proof of refusal of the licensee to accept delivery or the inability of postal authorities to deliver such certified mail shall be evidence that required notice has been given. Notice may be given by publication.

5. Nothing contained in this section shall prevent a licensee from informally disposing of a cause for discipline with the consent of the director by voluntarily surrendering a license or by voluntarily submitting to discipline.

6. The provisions of chapter 621 and any amendments thereto, except those provisions or amendments that are in conflict with this chapter, shall apply to and govern the proceedings of the administrative hearing commission and pursuant to this section the rights and duties of the parties involved.

590.1070. 1. There is hereby established within the department of public safety the "Peace Officer Basic Training Tuition Reimbursement Program". Any moneys appropriated by the general assembly for this program shall be used to provide tuition reimbursement for:

(1) Qualifying Missouri residents who have paid tuition at a state licensed basic law enforcement training center for the basic law enforcement training required for a peace officer license in this state and who have been employed as a full-time peace officer in this state for a specified period; and

(2) Qualifying government entities that have paid tuition for an employee to receive the basic law enforcement training required for a peace officer license in this state at a licensed basic law enforcement training center when such employee has been employed as a full-time peace officer for a specified period.

2. The department of public safety shall be the administrative agency for the implementation of the tuition reimbursement program established under this section, and shall:

(1) Prescribe the form and the time and method of awarding tuition reimbursement under this section and shall supervise the processing thereof; and

(2) Select qualifying recipients to receive reimbursement under this section and determine the manner and method of payment to the recipient.

3. To be eligible to receive tuition reimbursement under subdivision (1) of subsection 1 of this section, a person shall:

(1) Be initially employed as a peace officer on or after September 1, 2022;

(2) Submit to the department an initial application for tuition reimbursement, and annually thereafter for each year of qualifying employment, in the manner and on a form prescribed by the department that requires:

(a) Employer verification of the person's employment as a full-time peace officer in this state for at least one year and the person's current employment as a peace officer in this state as of the date of the application;

(b) A transcript containing the person's basic police training course work and his or her date of graduation; and

(c) A statement of the total amount of tuition the applicant paid to the basic training center for his or her basic training;

(3) Be currently employed, and have completed at least one year of employment, as a full-time peace officer in this state; and

(4) Comply with any other requirements adopted by the department under this section.

4. To be eligible to receive tuition reimbursement under subdivision (2) of subsection 1 of this section, a government entity shall:

(1) Be the employer of a peace officer who was initially employed on or after September 1, 2022;

(2) Submit to the department an initial application for tuition reimbursement, and annually thereafter for each year of the employee's qualifying employment, up to four years, in the manner and on a form prescribed by the department that requires:

(a) Verification of the employee's full-time employment as a peace officer in this state for at least one year and the employee's current employment as a peace officer in this state as of the date of the application;

(b) A transcript containing the employee's basic police training course work and his or her date of graduation; and

(c) A statement of the total amount of tuition and fees the employer paid to the basic training center for the employee's basic training;

(3) Certify that the employee is currently employed, and has completed at least one year of employment, as a full-time peace officer in this state; and

(4) Comply with any other requirements adopted by the department under this section.

5. Tuition reimbursement granted under this section, subject to the availability of funds, shall be reimbursed as follows:

(1) At the end of one year of continuous employment as a full-time peace officer, an applicant or his or her employer, whichever applies, shall be eligible to receive reimbursement for twenty-five percent of the total tuition paid to a licensed basic training center;

(2) At the end of two, three, and four years of continuous qualifying employment as a full-time peace officer, and submission of documents verifying continued full-time employment as a peace officer, an applicant or his or her employer, whichever applies, shall be eligible to receive reimbursement each year for twenty-five percent of the total tuition paid to a licensed basic training center. A government entity may qualify for tuition reimbursement under this subdivision for tuition paid for an employee even if such person is no longer employed by the government entity as long as the person for whom tuition was paid is still continuously employed as a full-time peace officer in Missouri.

6. Notwithstanding any provision of this section to the contrary, the total amount of tuition reimbursement provided under this section to an eligible person, or to a government entity with

respect to an employee, shall not exceed six thousand dollars per person or employee.

7. The department of public safety shall promulgate all necessary rules and regulations for the administration of the program. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

590.1075. There is hereby created in the state treasury the "Peace Officer Basic Training Tuition Reimbursement Fund", which shall consist of moneys appropriated annually by the general assembly from general revenue and any gifts, bequests, or donations. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of section 590.1070. Notwithstanding the provisions of section 33.080, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

595.201. 1. This section shall be known and may be cited as the "Sexual Assault Survivors' Bill of Rights". **These rights shall be in addition to other rights as designated by law and no person shall discourage a person from exercising these rights. For the purposes of this section, "sexual assault survivor" means any person who is fourteen years of age or older and who may be a victim of a sexual offense who presents themselves to an appropriate medical provider, law enforcement officer, prosecuting attorney, or court.**

2. **[**The rights provided to survivors in this section attach whenever a survivor is subject to a forensic examination, as provided in section 595.220; and whenever a survivor is subject to an interview by a law enforcement official, prosecuting attorney, or defense attorney.**]** A **sexual assault** survivor retains all the rights of this section **[**at all times**]** regardless of whether **[**the survivor agrees to participate in the criminal justice system or in family court; and regardless of whether the survivor consents to a forensic examination to collect sexual assault forensic evidence. The following rights shall be afforded to sexual assault survivors**]** **a criminal investigation or prosecution results or if the survivor has previously waived any of these rights. A sexual assault survivor has the right to**:

(1) **[**A survivor has the right to**]** Consult with an employee or volunteer of a rape crisis center **[**during any forensic examination that is subject to confidentiality requirements pursuant to section 455.003, as well as the right to have a support person of the survivor's choosing present, subject to federal regulations as provided in 42 CFR 482; and during any interview by a law enforcement official, prosecuting attorney, or defense attorney. A survivor retains this right even if the survivor has waived the right in a previous examination or interview;

(2) Reasonable costs incurred by a medical provider for the forensic examination portion of the examination of a survivor shall be paid by the department of public safety, out of appropriations made for that purpose, as provided under section 595.220. Evidentiary collection kits shall be developed and made

available, subject to appropriations, to appropriate medical providers by the highway patrol or its designees and eligible crime laboratories. All appropriate medical provider charges for eligible forensic examinations shall be billed to and paid by the department of public safety;

(3) Before a medical provider commences a forensic examination of a survivor, the medical provider shall provide the survivor with a document to be developed by the department of public safety that explains the rights of survivors, pursuant to this section, in clear language that is comprehensible to a person proficient in English at the fifth-grade level, accessible to persons with visual disabilities, and available in all major languages of the state. This document shall include, but is not limited to:

(a) The survivor's rights pursuant to this section and other rules and regulations by the department of public safety and the department of health and senior services, which shall be signed by the survivor of sexual assault to confirm receipt;

(b) The survivor's right to consult with an employee or volunteer of a rape crisis center, to be summoned by the medical provider before the commencement of the forensic examination, unless no employee or volunteer of a rape crisis center can be summoned in a reasonably timely manner, and to have present at least one support person of the victim's choosing;

(c) If an employee or volunteer of a rape crisis center or a support person cannot be summoned in a timely manner, the ramifications of delaying the forensic examination; and

(d) After the forensic examination, the survivor's right to shower at no cost, unless showering facilities are not reasonably available;

(4) Before commencing an interview of a survivor, a law enforcement officer, prosecuting attorney, or defense attorney shall inform the survivor of the following:

(a) The survivor's rights pursuant to this section and other rules and regulations by the department of public safety and the department of health and senior services, which shall be signed by the survivor of sexual assault to confirm receipt;

(b) The survivor's right to consult with an employee or volunteer of a rape crisis center during any interview by a law enforcement official, prosecuting attorney, or defense attorney, to be summoned by the interviewer before the commencement of the interview, unless no employee or volunteer of a rape crisis center can be summoned in a reasonably timely manner;

(c) The survivor's right to have a support person of the survivor's choosing present during any interview by a law enforcement officer, prosecuting attorney, or defense attorney, unless the law enforcement officer, prosecuting attorney, or defense attorney determines in his or her good faith professional judgment that the presence of that individual would be detrimental to the purpose of the interview; and

(d) For interviews by a law enforcement officer, the survivor's right to be interviewed by a law enforcement official of the gender of the survivor's choosing. If no law enforcement official of that gender is reasonably available, the survivor shall be interviewed by an available law enforcement official only upon the survivor's consent;

(5) The right to counsel during an interview by a law enforcement officer or during any interaction with the legal or criminal justice systems within the state;

(6) A law enforcement official, prosecuting attorney, or defense attorney shall not, for any reason,

discourage a survivor from receiving a forensic examination;

(7) A survivor has the right to prompt analysis of sexual assault forensic evidence, as provided under section 595.220;

(8) A survivor has the right to be informed, upon the survivor's request, of the results of the analysis of the survivor's sexual assault forensic evidence, whether the analysis yielded a DNA profile, and whether the analysis yielded a DNA match, either to the named perpetrator or to a suspect already in CODIS. The survivor has the right to receive this information through a secure and confidential message in writing from the crime laboratory so that the survivor can call regarding the results;

(9) A defendant or person accused or convicted of a crime against a survivor shall have no standing to object to any failure to comply with this section, and the failure to provide a right or notice to a survivor under this section may not be used by a defendant to seek to have the conviction or sentence set aside;

(10) The failure of a law enforcement agency to take possession of any sexual assault forensic evidence or to submit that evidence for analysis within the time prescribed under section 595.220 does not alter the authority of a law enforcement agency to take possession of that evidence or to submit that evidence to the crime laboratory, and does not alter the authority of the crime laboratory to accept and analyze the evidence or to upload the DNA profile obtained from that evidence into CODIS. The failure to comply with the requirements of this section does not constitute grounds in any criminal or civil proceeding for challenging the validity of a database match or of any database information, and any evidence of that DNA record shall not be excluded by a court on those grounds;

(11) No sexual assault forensic evidence shall be used to prosecute a survivor for any misdemeanor crimes or any misdemeanor crime pursuant to sections 579.015 to 579.185; or as a basis to search for further evidence of any unrelated misdemeanor crimes or any misdemeanor crime pursuant to sections 579.015 to 579.185, that shall have been committed by the survivor, except that sexual assault forensic evidence shall be admissible as evidence in any criminal or civil proceeding against the defendant or person accused;

(12) Upon initial interaction with a survivor, a law enforcement officer shall provide the survivor with a document to be developed by the department of public safety that explains the rights of survivors, pursuant to this section, in clear language that is comprehensible to a person proficient in English at the fifth-grade level, accessible to persons with visual disabilities, and available in all major languages of the state. This document shall include, but is not limited to:

(a) A clear statement that a survivor is not required to participate in the criminal justice system or to receive a forensic examination in order to retain the rights provided by this section and other relevant law;

(b) Telephone and internet means of contacting nearby rape crisis centers and employees or volunteers of a rape crisis center;

(c) Forms of law enforcement protection available to the survivor, including temporary protection orders, and the process to obtain such protection;

(d) Instructions for requesting the results of the analysis of the survivor's sexual assault forensic evidence; and

(e) State and federal compensation funds for medical and other costs associated with the sexual assault and any municipal, state, or federal right to restitution for survivors in the event of a criminal trial;

(13) A law enforcement official shall, upon written request by a survivor, furnish within fourteen days of receiving such request a free, complete, and unaltered copy of all law enforcement reports concerning the sexual assault, regardless of whether the report has been closed by the law enforcement agency;

(14) A prosecuting attorney shall, upon written request by a survivor, provide:

(a) Timely notice of any pretrial disposition of the case;

(b) Timely notice of the final disposition of the case, including the conviction, sentence, and place and time of incarceration;

(c) Timely notice of a convicted defendant's location, including whenever the defendant receives a temporary, provisional, or final release from custody, escapes from custody, is moved from a secure facility to a less secure facility, or reenters custody; and

(d) A convicted defendant's information on a sex offender registry, if any;

(15) In either a civil or criminal case relating to the sexual assault, a survivor has the right to be reasonably protected from the defendant and persons acting on behalf of the defendant, as provided under section 595.209 and Article I, Section 32 of the Missouri Constitution;

(16) A survivor has the right to be free from intimidation, harassment, and abuse, as provided under section 595.209 and Article I, Section 32 of the Missouri Constitution;

(17) A survivor shall not be required to submit to a polygraph examination as a prerequisite to filing an accusatory pleading, as provided under 595.223, or to participating in any part of the criminal justice system;

(18) A survivor has the right to be heard through a survivor impact statement at any proceeding involving a post arrest release decision, plea, sentencing, post conviction release decision, or any other proceeding where a right of the survivor is at issue, as provided under section 595.229 and Article I, Section 32 of the Missouri Constitution.

3. For purposes of this section, the following terms mean:

(1) "CODIS", the Federal Bureau of Investigation's Combined DNA Index System that allows the storage and exchange of DNA records submitted by federal, state, and local DNA crime laboratories. The term "CODIS" includes the National DNA Index System administered and operated by the Federal Bureau of Investigation;

(2) "Crime", an act committed in this state which, regardless of whether it is adjudicated, involves the application of force or violence or the threat of force or violence by the offender upon the victim and shall include the crime of driving while intoxicated, vehicular manslaughter and hit and run; and provided, further, that no act involving the operation of a motor vehicle, except driving while intoxicated, vehicular manslaughter and hit and run, which results in injury to another shall constitute a crime for the purpose of this section, unless such injury was intentionally inflicted through the use of a motor vehicle. A crime shall also include an act of terrorism, as defined in 18 U.S.C. Section 2331, which has been committed outside of the United States against a resident of Missouri;

(3) "Crime laboratory", a laboratory operated or supported financially by the state, or any unit of city, county, or other local Missouri government that employs at least one scientist who examines physical evidence in criminal matters and provides expert or opinion testimony with respect to such physical

evidence in a state court of law;

(4) "Disposition", the sentencing or determination of a penalty or punishment to be imposed upon a person convicted of a crime or found delinquent or against who a finding of sufficient facts for conviction or finding of delinquency is made;

(5) "Law enforcement official", a sheriff and his regular deputies, municipal police officer, or member of the Missouri state highway patrol and such other persons as may be designated by law as peace officers;

(6) "Medical provider", any qualified health care professional, hospital, other emergency medical facility, or other facility conducting a forensic examination of the survivor;

(7) "Rape crisis center", any public or private agency that offers assistance to victims of sexual assault, as the term sexual assault is defined in section 455.010, who are adults, as defined by section 455.010, or qualified minors, as defined by section 431.056;

(8) "Restitution", money or services which a court orders a defendant to pay or render to a survivor as part of the disposition;

(9) "Sexual assault survivor", any person who is a victim of an alleged sexual offense under sections 566.010 to 566.223 and, if the survivor is incompetent, deceased, or a minor who is unable to consent to counseling services, the parent, guardian, spouse, or any other lawful representative of the survivor, unless such person is the alleged assailant;

(10) "Sexual assault forensic evidence", any human biological specimen collected by a medical provider during a forensic medical examination from an alleged survivor, as provided for in section 595.220, including, but not limited to, a toxicology kit;

(11) "Survivor", a natural person who suffers direct or threatened physical, emotional, or financial harm as the result of the commission or attempted commission of a crime. The term "victim" also includes the family members of a minor, incompetent or homicide victim.**] as defined in section 455.003;**

(2) A sexual assault forensic examination as provided in section 595.220, or when a telehealth network is established, a forensic examination as provided in section 192.2520 and section 197.135;

(3) A shower and a change of clothing, as reasonably available, at no cost to the sexual assault survivor;

(4) Request to be examined by an appropriate medical provider or interviewed by a law enforcement officer of the gender of the sexual assault survivor's choosing, when there is an available appropriate medical provider or law enforcement official of the gender of the sexual assault survivor's choosing;

(5) An interpreter who can communicate in the language of the sexual assault survivor's choice, as is reasonably available, in a timely manner;

(6) Notification and basic overview of the options of choosing a reported evidentiary collection kit, unreported evidentiary collection kit, or anonymous evidentiary collection kit as defined in section 595.220;

(7) Notification about the evidence tracking system as defined in subsection 9 of section 595.220;

(8) Notification about the right to information pursuant to subsection 4 of section 610.100;

(9) Be free from intimidation, harassment, and abuse in any related criminal or civil proceeding and the right to reasonable protection from the offender or any person acting on behalf of the offender from harm and threats of harm arising out of the survivor's disclosure of the sexual assault.

3. An appropriate medical provider, law enforcement officer, and prosecuting attorney shall provide the sexual assault survivor with notification of the rights of survivors pursuant to subsection 2 of this section in a timely manner. Each appropriate medical provider, law enforcement officer, and prosecuting attorney shall ensure that the sexual assault survivor has been notified of these rights.

4. The department of public safety shall develop a document in collaboration with Missouri-based stakeholders. Missouri-based stakeholders shall include, but not be limited to, the following:

(1) Prosecuting attorneys;

(2) Chief law enforcement officers or their designees;

(3) Appropriate medical providers, as defined in section 595.220;

(4) Representatives of the statewide coalition against domestic and sexual violence;

(5) Representatives of rape crisis centers;

(6) Representatives of the Missouri Hospital Association;

(7) The director of the Missouri highway patrol crime lab or their designee; and

(8) The director of the department of health and senior services or their designee.

5. The document shall include the following:

(1) A description of the rights of the sexual assault survivor pursuant to this section; and

(2) Telephone and internet means for contacting the local rape crisis center, as defined in section 455.003.

The department of public safety shall provide this document in clear language that is comprehensible to a person proficient in English and shall provide this document in any other foreign language spoken by at least five percent of the population in any county or city not within a county in Missouri.

595.226. 1. After August 28, 2007, any information contained in any court record, whether written or published on the internet, including any visual or aural recordings that could be used to identify or locate any victim of an offense under chapter 566 or a victim of domestic assault or stalking shall be closed and redacted from such record prior to disclosure to the public. Identifying information shall include**, but shall not be limited to,** the name, home or temporary address, **personal email address,** telephone number, Social Security number, **birth date,** place of employment, **any health information, including human immunodeficiency virus (HIV) status, any information from a forensic testing report,** or physical characteristics, including an unobstructed visual image of the victim's face or body.

2. **[**If the court determines that a person or entity who is requesting identifying information of a victim has a legitimate interest in obtaining such information, the court may allow access to the information, but only if the court determines that disclosure to the person or entity would not compromise the welfare or safety of such **] Any person who is requesting identifying information of a victim and who has a legitimate interest in obtaining such information may petition the court for an in camera inspection**

of the records. If the court determines the person is entitled to all or any part of such records, the court may order production and disclosure of the records, but only if the court determines that the disclosure to the person or entity would not compromise the welfare or safety of the victim, and only after providing reasonable notice to the victim and after allowing the victim the right to respond to such request.

3. Notwithstanding the provisions of subsection 1 of this section, the judge presiding over a case under chapter 566 or a case of domestic assault or stalking shall have the discretion to publicly disclose identifying information regarding the defendant which could be used to identify or locate the victim of the crime. The victim may provide a statement to the court regarding whether he or she desires such information to remain closed. When making the decision to disclose such information, the judge shall consider the welfare and safety of the victim and any statement to the court received from the victim regarding the disclosure.

595.320. If a judge orders a person who has been convicted of an offense under sections 565.072 to 565.076 to attend any batterer intervention program, as defined in section 455.549, the person shall be financially responsible for any costs associated with attending such class.

600.042. 1. The director shall:

(1) Direct and supervise the work of the deputy directors and other state public defender office personnel appointed pursuant to this chapter; and he or she and the deputy director or directors may participate in the trial and appeal of criminal actions at the request of the defender;

(2) Submit to the commission, between August fifteenth and September fifteenth of each year, a report which shall include all pertinent data on the operation of the state public defender system, the costs, projected needs, and recommendations for statutory changes. Prior to October fifteenth of each year, the commission shall submit such report along with such recommendations, comments, conclusions, or other pertinent information it chooses to make to the chief justice, the governor, and the general assembly. Such reports shall be a public record, shall be maintained in the office of the state public defender, and shall be otherwise distributed as the commission shall direct;

(3) With the approval of the commission, establish such divisions, facilities and offices and select such professional, technical and other personnel, including investigators, as he deems reasonably necessary for the efficient operation and discharge of the duties of the state public defender system under this chapter;

(4) Administer and coordinate the operations of defender services and be responsible for the overall supervision of all personnel, offices, divisions and facilities of the state public defender system, except that the director shall have no authority to direct or control the legal defense provided by a defender to any person served by the state public defender system;

(5) Develop programs and administer activities to achieve the purposes of this chapter;

(6) Keep and maintain proper financial records with respect to the provision of all public defender services for use in the calculating of direct and indirect costs of any or all aspects of the operation of the state public defender system;

(7) Supervise the training of all public defenders and other personnel and establish such training courses as shall be appropriate;

(8) With approval of the commission, promulgate necessary rules, regulations and instructions consistent with this chapter defining the organization of the state public defender system and the responsibilities of

division directors, district defenders, deputy district defenders, assistant public defenders and other personnel;

(9) With the approval of the commission, apply for and accept on behalf of the public defender system any funds which may be offered or which may become available from government grants, private gifts, donations or bequests or from any other source. Such moneys shall be deposited in the **[**state general revenue**] public defender - federal and other** fund;

(10) Contract for legal services with private attorneys on a case-by-case basis and with assigned counsel as the commission deems necessary considering the needs of the area, for fees approved and established by the commission;

(11) With the approval and on behalf of the commission, contract with private attorneys for the collection and enforcement of liens and other judgments owed to the state for services rendered by the state public defender system.

2. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

3. The director and defenders shall, within guidelines as established by the commission and as set forth in subsection 4 of this section, accept requests for legal services from eligible persons entitled to counsel under this chapter or otherwise so entitled under the constitution or laws of the United States or of the state of Missouri and provide such persons with legal services when, in the discretion of the director or the defenders, such provision of legal services is appropriate.

4. The director and defenders shall provide legal services to an eligible person:

(1) Who is detained or charged with a felony, including appeals from a conviction in such a case;

(2) Who is detained or charged with a misdemeanor which will probably result in confinement in the county jail upon conviction, including appeals from a conviction in such a case, unless the prosecuting or circuit attorney has waived a jail sentence;

(3) Who is charged with a violation of probation when it has been determined by a judge that the appointment of counsel is necessary to protect the person's due process rights under section 559.036;

(4) Who has been taken into custody pursuant to section 632.489, including appeals from a determination that the person is a sexually violent predator and petitions for release, notwithstanding any provisions of law to the contrary;

(5) For whom the federal constitution or the state constitution requires the appointment of counsel; and

(6) Who is charged in a case in which he or she faces a loss or deprivation of liberty, and in which the federal or the state constitution or any law of this state requires the appointment of counsel; however, the director and the defenders shall not be required to provide legal services to persons charged with violations of county or municipal ordinances, or misdemeanor offenses except as provided in this section.

5. The director may:

(1) Delegate the legal representation of an eligible person to any member of the state bar of Missouri;

(2) Designate persons as representatives of the director for the purpose of making indigency determinations and assigning counsel.

6. There is hereby created within the state treasury the "Public Defender - Federal and Other Fund", which shall be funded annually by appropriation, and which shall contain moneys received from any other funds from government grants, private gifts, donations, bequests, or any other source to be used for the purpose of funding local offices of the office of the state public defender. The state treasurer shall be the custodian of the fund and shall approve disbursements from the fund upon the request of the director of the office of state public defender. Any interest or other earnings with respect to amounts transferred to the fund shall be credited to the fund. Notwithstanding the provisions of section 33.080 to the contrary, any unexpended balances in the fund at the end of any fiscal year shall not be transferred to the general revenue fund or any other fund.

630.155. 1. A person commits the offense of patient, resident or client abuse or neglect against any person admitted on a voluntary or involuntary basis to any mental health facility or mental health program in which people may be civilly detained pursuant to chapter 632, or any patient, resident or client of any residential facility, day program or specialized service operated, funded or licensed by the department if he knowingly does any of the following:

(1) Beats, strikes or injures any person, patient, resident or client;

(2) Mistreats or maltreats, handles or treats any such person, patient, resident or client in a brutal or inhuman manner;

(3) Uses any more force than is reasonably necessary for the proper control, treatment or management of such person, patient, resident or client;

(4) Fails to provide services which are reasonable and necessary to maintain the physical and mental health of any person, patient, resident or client when such failure presents either an imminent danger to the health, safety or welfare of the person, patient, resident or client, or a substantial probability that death or serious physical harm will result.

2. Patient, resident or client abuse or neglect is a class A misdemeanor unless committed under subdivision (2) or (4) of subsection 1 of this section in which case such abuse or neglect shall be a class **[**E**]** **D** felony.

632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and **[**must**]** **shall** allege under oath**, without a notarization requirement,** that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself **or herself** or to others. The application **[**must**]** **shall** specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself **or herself** or others,

it shall direct a peace officer to take the respondent into custody and transport him **or her** to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer to take or a peace officer may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself **or herself** or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer or mental health coordinator who conveyed such person or caused him **or her** to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his **or her** own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself **or herself** or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself **or herself** or others unless he **or she** is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his **or her** own personal observations or investigation and shall contain the information required in subsection 1 of this section.

5. Any oath required by the provisions of this section shall be subject to the provisions of section 492.060.

650.058. 1. Notwithstanding the sovereign immunity of the state, any individual who was found guilty of a felony in a Missouri court and was later determined to be actually innocent of such crime solely as a result of DNA profiling analysis may be paid restitution. The individual [may] **shall** receive an amount of one hundred dollars per day for each day of postconviction incarceration for the crime for which the individual is determined to be actually innocent. The petition for the payment of said restitution shall be filed with the sentencing court. For the purposes of this section, the term "actually innocent" shall mean:

(1) The individual was convicted of a felony for which a final order of release was entered by the court;

(2) All appeals of the order of release have been exhausted;

(3) The individual was not serving any term of a sentence for any other crime concurrently with the sentence for which he or she is determined to be actually innocent, unless such individual was serving another concurrent sentence because his or her parole was revoked by a court or the parole board in connection with the crime for which the person has been exonerated. Regardless of whether any other basis may exist for the revocation of the person's probation or parole at the time of conviction for the crime for which the person is later determined to be actually innocent, when the court's or the parole board's sole stated reason for the revocation in its order is the conviction for the crime for which the person is later determined to be actually innocent, such order shall, for purposes of this section only, be conclusive

evidence that **[**their**]** **the person's** probation or parole was revoked in connection with the crime for which the person has been exonerated; and

(4) Testing ordered under section 547.035, or testing by the order of any state or federal court, if such person was exonerated on or before August 28, 2004, or testing ordered under section 650.055, if such person was or is exonerated after August 28, 2004, demonstrates a person's innocence of the crime for which the person is in custody.

Any individual who receives restitution under this section shall be prohibited from seeking any civil redress from the state, its departments and agencies, or any employee thereof, or any political subdivision or its employees. This section shall not be construed as a waiver of sovereign immunity for any purposes other than the restitution provided for herein. The department of corrections shall determine the aggregate amount of restitution owed during a fiscal year. If insufficient moneys are appropriated each fiscal year to pay restitution to such persons, the department shall pay each individual who has received an order awarding restitution a pro rata share of the amount appropriated. Provided sufficient moneys are appropriated to the department, the amounts owed to such individual shall be paid on June thirtieth of each subsequent fiscal year, until such time as the restitution to the individual has been paid in full. However, no individual awarded restitution under this subsection shall receive more than thirty-six thousand five hundred dollars during each fiscal year. No interest on unpaid restitution shall be awarded to the individual. No individual who has been determined by the court to be actually innocent shall be responsible for the costs of care under section 217.831.

2. If the results of the DNA testing confirm the person's guilt, then the person filing for DNA testing under section 547.035, shall:

(1) Be liable for any reasonable costs incurred when conducting the DNA test, including but not limited to the cost of the test. Such costs shall be determined by the court and shall be included in the findings of fact and conclusions of law made by the court; and

(2) Be sanctioned under the provisions of section 217.262.

3. A petition for payment of restitution under this section may **[**only**]** be filed **only** by the individual determined to be actually innocent or the individual's legal guardian. No claim or petition for restitution under this section may be filed by the individual's heirs or assigns. An individual's right to receive restitution under this section is not assignable or otherwise transferrable. The state's obligation to pay restitution under this section shall cease upon the individual's death. Any beneficiary designation that purports to bequeath, assign, or otherwise convey the right to receive such restitution shall be void and unenforceable.

4. An individual who is determined to be actually innocent of a crime under this chapter shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records all recordations of his or her arrest, plea, trial or conviction. Upon **the court's** granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and **[**only**]** available **only** to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction or expungement in

response to any inquiry made of him or her for any purpose whatsoever**,** and no such inquiry shall be made for information relating to an expungement under this section.

5. Any individual who receives restitution under section 490.800 shall not also receive restitution under this section for the same offense the individual was determined to be found actually innocent.

650.320. For the purposes of sections 650.320 to 650.340, the following terms mean:

(1) **"Ambulance service", the same meaning given to the term in section 190.100;**

(2) "Board", the Missouri 911 service board established in section 650.325;

[(2)**] (3) "Dispatch agency", the same meaning given to the term in section 190.100;**

(4) "Medical director", the same meaning given to the term in section 190.100;

(5) "Memorandum of understanding", the same meaning given to the term in section 190.100;

(6) "Public safety answering point", the location at which 911 calls are answered;

[(3)**] (7)** "Telecommunicator **first responder**", any person employed as an emergency telephone worker, call taker or public safety dispatcher whose duties include receiving, processing or transmitting public safety information received through a 911 public safety answering point.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for **[**telecommunicators**] telecommunicator first responders** who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator **first responder**, 16 hours;

(2) Fire telecommunicator **first responder**, 16 hours;

(3) Emergency medical services telecommunicator **first responder**, 16 hours;

(4) Joint communication center telecommunicator **first responder**, 40 hours.

3. All persons employed as a telecommunicator **first responder** in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator **first responder**. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section.

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator **or a telecommunicator first responder** after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator **or telecommunicator first responder**.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. **[**This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134.**]** **The board shall be responsible for the approval of training courses for emergency medical dispatchers. The board shall develop necessary rules and regulations in collaboration with the state EMS medical director's advisory committee, as described in section 190.103, which may provide recommendations relating to the medical aspects of prearrival medical instructions.**

8. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director whose duties include the maintenance of standards and approval of protocols or guidelines.

Section 1. The portion of State Highway 231 (Telegraph Rd.) from PVT Tori Pines Drive continuing to Meadow Haven Lane in St. Louis County shall be designated as "Mehlville Fire Captain Chris Francis Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donation.

Section 2. 1. There is hereby created in the state treasury the "Restitution for Domesticated Animals Inadvertently Harmed by Law Enforcement Fund", which shall consist of money appropriated by the general assembly. The state treasurer shall be the custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of public safety for the purposes of providing restitution for any domesticated animal inadvertently harmed or killed by a peace officer while in the line of duty. Such restitution shall be equal to the fair marketplace value of the animal which was harmed or killed. No restitution payment made pursuant to this section shall constitute any waiver of sovereign immunity and such sovereign or governmental tort immunity shall remain in full force and effect.

2. Notwithstanding the provisions of section 33.0870 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

[190.134. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director, whose duties include the maintenance of standards and protocol approval.**]**

[217.703. 1. The division of probation and parole shall award earned compliance credits to any offender who is:

(1) Not subject to lifetime supervision under sections 217.735 and 559.106 or otherwise found to be ineligible to earn credits by a court pursuant to subsection 2 of this section;

(2) On probation, parole, or conditional release for an offense listed in chapter 579, or an offense previously listed in chapter 195, or for a class D or E felony, excluding sections 565.225, 565.252, 566.031, 566.061, 566.083, 566.093, 568.020, 568.060, offenses defined as sexual assault under section 589.015, deviate sexual assault, assault in the second degree under subdivision (2) of

subsection 1 of section 565.052, endangering the welfare of a child in the first degree under subdivision (2) of subsection 1 of section 568.045, and any offense of aggravated stalking or assault in the second degree under subdivision (2) of subsection 1 of section 565.060 as such offenses existed prior to January 1, 2017;

(3) Supervised by the division of probation and parole; and

(4) In compliance with the conditions of supervision imposed by the sentencing court or board.

2. If an offender was placed on probation, parole, or conditional release for an offense of:

(1) Involuntary manslaughter in the second degree;

(2) Assault in the second degree except under subdivision (2) of subsection 1 of section 565.052 or section 565.060 as it existed prior to January 1, 2017;

(3) Domestic assault in the second degree;

(4) Assault in the third degree when the victim is a special victim or assault of a law enforcement officer in the second degree as it existed prior to January 1, 2017;

(5) Statutory rape in the second degree;

(6) Statutory sodomy in the second degree;

(7) Endangering the welfare of a child in the first degree under subdivision (1) of subsection 1 of section 568.045; or

(8) Any case in which the defendant is found guilty of a felony offense under chapter 571;

the sentencing court may, upon its own motion or a motion of the prosecuting or circuit attorney, make a finding that the offender is ineligible to earn compliance credits because the nature and circumstances of the offense or the history and character of the offender indicate that a longer term of probation, parole, or conditional release is necessary for the protection of the public or the guidance of the offender. The motion may be made any time prior to the first month in which the person may earn compliance credits under this section or at a hearing under subsection 5 of this section. The offender's ability to earn credits shall be suspended until the court or board makes its finding. If the court or board finds that the offender is eligible for earned compliance credits, the credits shall begin to accrue on the first day of the next calendar month following the issuance of the decision.

3. Earned compliance credits shall reduce the term of probation, parole, or conditional release by thirty days for each full calendar month of compliance with the terms of supervision. Credits shall begin to accrue for eligible offenders after the first full calendar month of supervision or on October 1, 2012, if the offender began a term of probation, parole, or conditional release before September 1, 2012.

4. For the purposes of this section, the term "compliance" shall mean the absence of an initial violation report or notice of citation submitted by a probation or parole officer during a calendar month, or a motion to revoke or motion to suspend filed by a prosecuting or circuit attorney, against the offender.

5. Credits shall not accrue during any calendar month in which a violation report, which may include a report of absconder status, has been submitted, the offender is in custody, or a motion to revoke or motion to suspend has been filed, and shall be suspended pending the outcome of a hearing, if a hearing is held. If no hearing is held, or if a hearing is held and the offender is continued under supervision, or the court or board finds that the violation did not occur, then the offender shall be deemed to be in compliance and shall begin earning credits on the first day of the next calendar month following the month in which the report was submitted or the motion was filed. If a hearing is held, all earned credits shall be rescinded if:

(1) The court or board revokes the probation or parole or the court places the offender in a department program under subsection 4 of section 559.036 or under section 217.785; or

(2) The offender is found by the court or board to be ineligible to earn compliance credits because the nature and circumstances of the violation indicate that a longer term of probation, parole, or conditional release is necessary for the protection of the public or the guidance of the offender.

Earned credits, if not rescinded, shall continue to be suspended for a period of time during which the court or board has suspended the term of probation, parole, or release, and shall begin to accrue on the first day of the next calendar month following the lifting of the suspension.

6. Offenders who are deemed by the division to be absconders shall not earn credits. For purposes of this subsection, "absconder" shall mean an offender under supervision whose whereabouts are unknown and who has left such offender's place of residency without the permission of the offender's supervising officer and without notifying of their whereabouts for the purpose of avoiding supervision. An offender shall no longer be deemed an absconder when such offender is available for active supervision.

7. Notwithstanding subsection 2 of section 217.730 to the contrary, once the combination of time served in custody, if applicable, time served on probation, parole, or conditional release, and earned compliance credits satisfy the total term of probation, parole, or conditional release, the board or sentencing court shall order final discharge of the offender, so long as the offender has completed restitution and at least two years of his or her probation, parole, or conditional release, which shall include any time served in custody under section 217.718 and sections 559.036 and 559.115.

8. The award or rescission of any credits earned under this section shall not be subject to appeal or any motion for postconviction relief.

9. At least twice a year, the division shall calculate the number of months the offender has remaining on his or her term of probation, parole, or conditional release, taking into consideration any earned compliance credits, and notify the offender of the length of the remaining term.

10. No less than sixty days before the date of final discharge, the division shall notify the sentencing court, the board, and, for probation cases, the circuit or prosecuting attorney of the impending discharge. If the sentencing court, the board, or the circuit or prosecuting attorney upon receiving such notice does not take any action under subsection 5 of this section, the offender shall be discharged under subsection 7 of this section.

11. Any offender who was sentenced prior to January 1, 2017, to an offense that was eligible for earned compliance credits under subsection 1 or 2 of this section at the time of sentencing shall

continue to remain eligible for earned compliance credits so long as the offender meets all the other requirements provided under this section.

12. The application of earned compliance credits shall be suspended upon entry into a treatment court, as described in sections 478.001 to 478.009, and shall remain suspended until the offender is discharged from such treatment court. Upon successful completion of treatment court, all earned compliance credits accumulated during the suspension period shall be retroactively applied, so long as the other terms and conditions of probation have been successfully completed.**]**"; and

Further amend said bill, Page 21, Section 217.810, Line 89, by inserting after said section and line the following:

"**[**537.528. 1. Any action against a person for conduct or speech undertaken or made in connection with a public hearing or public meeting, in a quasi-judicial proceeding before a tribunal or decision-making body of the state or any political subdivision of the state is subject to a special motion to dismiss, motion for judgment on the pleadings, or motion for summary judgment that shall be considered by the court on a priority or expedited basis to ensure the early consideration of the issues raised by the motion and to prevent the unnecessary expense of litigation. Upon the filing of any special motion described in this subsection, all discovery shall be suspended pending a decision on the motion by the court and the exhaustion of all appeals regarding the special motion.

2. If the rights afforded by this section are raised as an affirmative defense and if a court grants a motion to dismiss, a motion for judgment on the pleadings or a motion for summary judgment filed within ninety days of the filing of the moving party's answer, the court shall award reasonable attorney fees and costs incurred by the moving party in defending the action. If the court finds that a special motion to dismiss or motion for summary judgment is frivolous or solely intended to cause unnecessary delay, the court shall award costs and reasonable attorney fees to the party prevailing on the motion.

3. Any party shall have the right to an expedited appeal from a trial court order on the special motions described in subsection 2 of this section or from a trial court's failure to rule on the motion on an expedited basis.

4. As used in this section, a "public meeting in a quasi-judicial proceeding" means and includes any meeting established and held by a state or local governmental entity, including without limitations meetings or presentations before state, county, city, town or village councils, planning commissions, review boards or commissions.

5. Nothing in this section limits or prohibits the exercise of a right or remedy of a party granted pursuant to another constitutional, statutory, common law or administrative provision, including civil actions for defamation.

6. If any provision of this section or the application of any provision of this section to a person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable.

7. The provisions of this section shall apply to all causes of actions.**]**

Section B. Section 407.1700 of section A of this act shall become effective on February 28, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SB 724**, as amended. Representatives: Falkner, Taylor (139), Pietzman, Merideth, Adams.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **SB 724**, with **HCS**, as amended: Senators Hegeman, Crawford, Eslinger Roberts, and May.

PRIVILEGED MOTIONS

Senator Luetkemeyer moved that the Senate refuse to concur in **SS** for **SCS** for **SB 834**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

HOUSE BILLS ON THIRD READING

HCS for **HB 2587**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to the regulatory sandbox act.

Was called from the Informal Calendar and taken up by Senator Hoskins.

Senator Hoskins offered **SS** for **HCS** for **HB 2587**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2587

An Act to repeal sections 130.029, 143.022, 143.071, 143.081, 144.030, and 285.730, RSMo, and to enact in lieu thereof twenty-one new sections relating to business entities.

Senator Hoskins moved that **SS** for **HCS** for **HB 2587** be adopted.

Senator Razer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 39, Section 144.030, Line 632, by inserting after all of said lines the following:

"253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent

of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. (1) During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 10 of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, but ending before June 30, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 10 of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 10 of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection 4 of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

(2) For each fiscal year beginning on or after July 1, 2018, the department shall authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections 4 and 10 of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract.

(3) **Projects that receive preliminary approval that are located within a qualified census tract may receive an authorization of tax credits under either subdivision (1) or (2) of this section, but such projects shall first be authorized from the tax credit amount in subdivision (2) of this section before being authorized from the tax credit amount in subdivision (1) of this section.**

(4) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department of economic development shall publish such adjusted amount.

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsection 2 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to October 1, 2018; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before October 1, 2018, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property."; and

Further amend the title and enacting clause accordingly.

Senator Razer moved that the above amendment be adopted, which motion prevailed.

Senator Cierpiot offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 2, Section 34.195, Line 32, by inserting after all of said line the following:

"44.032. 1. **(1) As used in this section, the term "rural electric cooperative" means any rural electric cooperative organized or operating under the provisions of chapter 394, any corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or any electrical corporation operating under a cooperative business plan as described in subsection 2 of section 393.110.**

(2) The general assembly recognizes the necessity for anticipating and making advance provisions to care for the unusual and extraordinary burdens imposed **by disasters or emergencies** on this state **[**and**],** its political subdivisions **[**by disasters or emergencies**], and rural electric cooperatives**. To meet such situations, it is the intention of the general assembly to confer emergency powers on the governor, acting through the director, and vesting the governor with adequate power and authority within the limitation of available funds in the Missouri disaster fund to meet any such emergency or disaster.

2. There is hereby established a fund to be known as the "Missouri Disaster Fund", to which the general assembly may appropriate funds and from which funds may be appropriated annually to the state emergency management agency. The funds appropriated shall be expended during a state emergency at the direction of the governor and upon the issuance of an emergency declaration which shall set forth the emergency and shall state that it requires the expenditure of public funds to furnish immediate aid and relief. The director of the state emergency management agency shall administer the fund.

3. Expenditures may be made upon direction of the governor for emergency management, as defined in section 44.010, or to implement the state disaster plans. Expenditures may also be made to meet the matching requirements of state and federal agencies for any applicable assistance programs.

4. Assistance may be provided from the Missouri disaster fund to political subdivisions of this state **[**which**] and rural electric cooperatives that** have suffered from a disaster to such an extent as to impose

a severe financial burden exceeding the ordinary reserve capacity of the subdivision **or rural electric cooperative** affected. Applications for aid under this section shall be made to the state emergency management agency on such forms as may be prescribed and furnished by the agency, which forms shall require the furnishing of sufficient information to determine eligibility for aid and the extent of the financial burden incurred. The agency may call upon other agencies of the state in evaluating such applications. The director of the state emergency management agency shall review each application for aid under the provisions of this section and recommend its approval or disapproval, in whole or in part, to the governor. If approved, the governor shall determine and certify to the director of the state emergency management agency the amount of aid to be furnished. The director of the state emergency management agency shall thereupon issue **[**his**]** **the director's** voucher to the commissioner of administration, who shall issue **[**his**]** **the commissioner's** warrants therefor to the applicant.

5. When a disaster or emergency has been proclaimed by the governor or there is a national emergency, the director of the state emergency management agency, upon order of the governor, shall have authority to expend funds for the following:

(1) The purposes of sections 44.010 to 44.130 and the responsibilities of the governor and the state emergency management agency as outlined in sections 44.010 to 44.130;

(2) Employing, for the duration of the response and recovery to emergency, additional personnel and contracting or otherwise procuring necessary appliances, supplies, equipment, and transport;

(3) Performing services for and furnishing materials and supplies to state government agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** with respect to performance of any duties enjoined by law upon such agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** which they are unable to perform because of extreme natural or man-made phenomena, and receiving reimbursement in whole or in part from such agencies, counties, **[**and**]** municipalities**, and rural electric cooperatives** able to pay therefor under such terms and conditions as may be agreed upon by the director of the state emergency management agency and any such agency, county, **[**or**]** municipality**, or rural electric cooperative**;

(4) Performing services for and furnishing materials to any individual in connection with alleviating hardship and distress growing out of extreme natural or man-made phenomena, and receiving reimbursement in whole or in part from such individual under such terms as may be agreed upon by the director of the state emergency management agency and such individual;

(5) Providing services to counties and municipalities with respect to quelling riots and civil disturbances;

(6) Repairing and restoring public infrastructure;

(7) Furnishing transportation for supplies to alleviate suffering and distress;

(8) Furnishing medical services and supplies to prevent the spread of disease and epidemics;

(9) Quelling riots and civil disturbances;

(10) Training individuals or governmental agencies for the purpose of perfecting the performance of emergency assistance duties as defined in the state disaster plans;

(11) Procurement, storage, and transport of special emergency supplies or equipment determined by the director to be necessary to provide rapid response by state government to assist counties and municipalities

in impending or actual emergencies;

(12) Clearing or removing from publicly or privately owned land or water, debris and wreckage which may threaten public health or safety;

(13) Reimbursement to any urban search and rescue task force for any reasonable and necessary expenditures incurred in the course of responding to any declared emergency under this section; and

(14) Such other measures as are customarily necessary to furnish adequate relief in cases of catastrophe or disaster.

6. The governor may receive such voluntary contributions as may be made from any source to aid in carrying out the purposes of this section and shall credit the same to the Missouri disaster fund.

7. All obligations and expenses incurred by the governor in the exercise of the powers and duties vested by the provisions of this section shall be paid by the state treasurer out of available funds in the Missouri disaster fund, and the commissioner of administration shall draw warrants upon the state treasurer for the payment of such sum, or so much thereof as may be required, upon receipt of proper vouchers provided by the director of the state emergency management agency.

8. The provisions of this section shall be liberally construed in order to accomplish the purposes of sections 44.010 to 44.130 and to permit the governor to cope adequately with any emergency which may arise, and the powers vested in the governor by this section shall be construed as being in addition to all other powers presently vested in the governor and not in derogation of any existing powers.

9. Such funds as may be made available by the government of the United States for the purpose of alleviating distress from disasters may be accepted by the state treasurer and shall be credited to the Missouri disaster fund, unless otherwise specifically provided in the act of Congress making such funds available.

10. The foregoing provisions of this section notwithstanding, any expenditure or proposed series of expenditures which total in excess of one thousand dollars per project shall be approved by the governor prior to the expenditure."; and

Further amend the title and enacting clause accordingly.

Senator Cierpiot moved that the above amendment be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

Senator Roberts offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 66, Section 620.3930, Line 123, by inserting after all of said line the following:

"**650.570. 1. This act shall be known and may be cited as the "Faith Without Fear Act".**

2. The department of public safety shall distribute to any not-for-profit religious organization a one-time grant for the purpose of enhancing physical security, subject to the requirements of this section. No not-for-profit religious organization shall receive more than one grant pursuant to this section.

3. Grants distributed under this section shall not exceed seventy-five percent of the total cost of the security enhancement.

4. Subject to appropriation, no more than twenty-five million dollars shall be distributed under this section and no more than two million five hundred thousand dollars shall be distributed under this section in any fiscal year. No more than fifty thousand dollars shall be distributed to any one not-for-profit religious organization annually.

5. (1) The department of public safety shall create an on-line application form as part of its website which shall be the sole means of applying for grants under this section. Any not-for-profit religious organization seeking a grant under this section shall submit an application to the department using such form on the department's website. The not-for-profit religious organization shall submit documents showing how it plans to enhance security, including plans for how the not-for-profit religious organization will cover the remaining twenty-five percent of the cost for its security enhancement.

(2) In assessing the plans of a not-for-profit religious organization for covering the remaining twenty-five percent of the cost, the department shall only consider costs for the following:

(a) Physical security enhancements;

(b) Security personnel costs;

(c) Installation costs;

(d) Costs related to increased square footage in the not-for-profit religious organization's place of business;

(e) Employee and security training costs;

(f) New employee salaries; and

(g) Existing employee salaries due to new security duties.

(3) Any not-for-profit religious organization applying for a grant shall submit documentation to the department showing how grant funds will be used.

6. The department shall prescribe the time of filing applications and supervise the processing thereof, provided that applications shall be accepted by the department beginning October 1, 2022.

7. The department shall select qualified recipients to receive grants and determine the manner and method of payment to the recipients.

8. Any not-for-profit religious organization who receives a grant pursuant to this section shall submit documentation to the department no later than one year after the distribution showing how the grant funds were spent.

9. In the case of a not-for-profit religious organization with employees and locations in more than one state, grant funds distributed pursuant to this section shall be used only for locations in Missouri and employees residing in Missouri.

10. For purposes of this section, the terms "enhancing security" and "security enhancement" mean:

(1) Physical infrastructure security improvement investments;

(2) Security risk assessment costs;

(3) Costs associated with employee training programs; and

(4) Costs associated with upskilling employees with security-related certifications or credentials.

11. For the purposes of this section, the term "not-for-profit religious organization" means any church, synagogue, mosque, or any entity that has or would qualify for federal tax-exempt status as a not-for-profit religious organization under Section 501(c) of the Internal Revenue Code."; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Luetkemeyer offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 44, Section 407.475, Line 18, by inserting after all of said line the following:

"**431.204. 1. A reasonable covenant in writing promising not to solicit, recruit, hire, induce, persuade, encourage, or otherwise interfere with, directly or indirectly, the employment of one or more employees or owners of a business entity shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if it is between a business entity and the owner of the business entity and does not continue for more than two years following the end of the owner's business relationship with the business entity.**

2. A reasonable covenant in writing promising not to solicit, induce, direct, or otherwise interfere with, directly or indirectly, a business entity's customers, including any reduction, termination, or transfer of any customer's business, in whole or in part, for the purposes of providing any product or any service that is competitive with those provided by the business entity, shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if the covenant is limited to customers with whom the owner dealt and if the covenant is between a business entity and an owner, so long as the covenant does not continue for more than five years following the end of the owner's business relationship with the business entity.

3. A provision in writing by which an owner promises to provide prior notice of the owner's intent to terminate, sell, or otherwise dispose of such owner's ownership interest in the business entity shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031.

4. If a covenant is overbroad, overlong, or otherwise not reasonably necessary to protect the protectable business interests of the business entity seeking enforcement of the covenant, a court shall modify the covenant, enforce the covenant as modified, and grant only the relief reasonably necessary to protect such interests.

5. Nothing in this section is intended to create or to affect the validity or enforceability of covenants not to compete, other types of covenants, or nondisclosure or confidentiality agreements, except as expressly provided in this section.

6. Except as provided in subsection 3 of this section, nothing in this section shall be construed to

limit an owner's ability to seek or accept employment with another business entity immediately upon, or at any time subsequent to, termination of the owner's business relationship with the business entity, whether such termination was voluntary or nonvoluntary."; and

Further amend the title and enacting clause accordingly.

Senator Luetkemeyer moved that the above amendment be adopted, which motion prevailed.

Senator Schatz offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 43, Section 285.730, Line 143, by inserting after all of said line the following:

"311.660. 1. The supervisor of liquor control shall have the authority to suspend or revoke for cause all such licenses; and to make the following regulations, without limiting the generality of provisions empowering the supervisor of liquor control as in this chapter set forth as to the following matters, acts and things:

(1) Fix and determine the nature, form and capacity of all packages used for containing intoxicating liquor of any kind, to be kept or sold under this law;

(2) Prescribe an official seal and label and determine the manner in which such seal or label shall be attached to every package of intoxicating liquor so sold under this law; this includes prescribing different official seals or different labels for the different classes, varieties or brands of intoxicating liquor;

(3) Prescribe all forms, applications and licenses and such other forms as are necessary to carry out the provisions of this chapter, except that when a licensee substantially complies with all requirements for the renewal of a license by the date on which the application for renewal is due, such licensee shall be permitted at least an additional ten days from the date notice is sent that the application is deficient, in which to complete the application;

(4) Prescribe the terms and conditions of the licenses issued and granted under this law;

(5) Prescribe the nature of the proof to be furnished and conditions to be observed in the issuance of duplicate licenses, in lieu of those lost or destroyed;

(6) Establish rules and regulations for the conduct of the business carried on by each specific licensee under the license, and such rules and regulations if not obeyed by every licensee shall be grounds for the revocation or suspension of the license;

(7) The right to examine books, records and papers of each licensee and to hear and determine complaints against any licensee;

(8) To issue subpoenas and all necessary processes and require the production of papers, to administer oaths and to take testimony;

(9) Prescribe all forms of labels to be affixed to all packages containing intoxicating liquor of any kind; **[**and**]**

(10) **To refer to the Missouri gaming commission, Missouri state highway patrol, and local law enforcement agencies any suspected illegal gambling activity punishable under chapter 572 being**

conducted on the premises of a location licensed under this chapter, which shall be investigated under section 43.380; and

(11) To make such other rules and regulations as are necessary and feasible for carrying out the provisions of this chapter, as are not inconsistent with this law.

2. Notwithstanding subsection 1 of this section, the supervisor of liquor control shall not prohibit persons from participating in the sale of intoxicating liquor within the scope of their employment solely on the basis of being found guilty of any felony offense, except for prohibitions set forth in sections 311.191 and 311.193.

311.680. 1. Whenever it shall be shown, or whenever the supervisor of liquor control has knowledge, that a person licensed hereunder has not at all times kept an orderly place or house, or has violated any of the provisions of this chapter, the supervisor of liquor control may warn, place on probation on such terms and conditions as the supervisor of liquor control deems appropriate for a period not to exceed twelve months, suspend or revoke the license of that person, but the person shall have ten days' notice of the application to warn, place on probation, suspend or revoke the person's license prior to the order of warning, probation, revocation or suspension issuing.

2. Any wholesaler licensed pursuant to this chapter in lieu of, or in addition to, the warning, probation, suspension or revocation authorized in subsection 1 of this section, may be assessed a civil penalty by the supervisor of liquor control of not less than one hundred dollars or more than twenty-five hundred dollars for each violation.

3. Any solicitor licensed pursuant to this chapter in lieu of the suspension or revocation authorized in subsection 1 of this section may be assessed a civil penalty or fine by the supervisor of liquor control of not less than one hundred dollars nor more than five thousand dollars for each violation.

4. Any retailer with less than five thousand occupant capacity licensed pursuant to this chapter in lieu of the suspension or revocation authorized by subsection 1 of this section may be assessed a civil penalty or fine by the supervisor of liquor control of not less than fifty dollars nor more than one thousand dollars for each violation.

5. Any retailer with five thousand or more occupant capacity licensed pursuant to this chapter in lieu of the suspension or revocation authorized by subsection 1 of this section, may be assessed a civil penalty or fine by the supervisor of liquor control of not less than fifty dollars nor more than five thousand dollars for each violation.

6. **(1) Upon notification by the Missouri gaming commission or a law enforcement agency of possession of a gambling device, as defined pursuant to section 572.010, by a person licensed pursuant to this chapter, the supervisor of liquor control shall suspend or revoke the license of such person on such terms and conditions as the supervisor of liquor control deems appropriate, provided such person shall be given ten days to remove such gambling device from the premises prior to the supervisor of liquor control taking action pursuant to this subsection. Upon a second or subsequent notification pursuant to this subsection of the possession of a gambling device by a person licensed pursuant to this chapter, the supervisor of liquor control shall not be required to give such person ten days to remove such gambling device from the premises prior to taking action pursuant to this subsection.**

(2) The supervisor of liquor control shall, by no later than August 15, 2022, provide written or

electronic notice to all persons licensed pursuant to this chapter informing such persons of the provisions of this subsection and section 311.720.

7. Any aggrieved person may appeal to the administrative hearing commission in accordance with section 311.691.

[7.**] 8.** In order to encourage the early resolution of disputes between the supervisor of liquor control and licensees, the supervisor of liquor control, prior to issuing an order of warning, probation, revocation, suspension, or fine, shall provide the licensee with the opportunity to meet or to confer with the supervisor of liquor control, or his or her designee, concerning the alleged violations. At least ten days prior to such meeting or conference, the supervisor shall provide the licensee with notice of the time and place of such meeting or conference, and the supervisor of liquor control shall also provide the licensee with a written description of the specific conduct for which discipline is sought, a citation of the law or rules allegedly violated, and, upon request, copies of any violation report or any other documents which are the basis for such action. Any order of warning, probation, revocation, suspension, or fine shall be effective no sooner than thirty days from the date of such order.

311.710. 1. In addition to the penalties and proceedings for suspension or revocation of licenses provided for in this chapter, and without limiting them, proceedings for the suspension or revocation of any license authorizing the sale of intoxicating liquor at retail may be brought in the circuit court of any county in this state, or in the City of St. Louis, in which the licensed premises are located and such proceedings may be brought by the sheriff or any peace officer of that county or by any eight or more persons who are taxpaying citizens of the county or city for any of the following offenses:

(1) Selling, giving or otherwise supplying intoxicating liquor to a habitual drunkard or to any person who is under or apparently under the influence of intoxicating liquor;

(2) Knowingly permitting any prostitute, degenerate, or dissolute person to frequent the licensed premises;

(3) Permitting on the licensed premises any disorderly conduct, breach of the peace, or any lewd, immoral or improper entertainment, conduct or practices;

(4) Selling, offering for sale, possessing or knowingly permitting the consumption on the licensed premises of any kind of intoxicating liquors, the sale, possession or consumption of which is not authorized under his or her license;

(5) Selling, giving, or otherwise supplying intoxicating liquor to any person under the age of twenty-one years;

(6) Selling, giving or otherwise supplying intoxicating liquors between the hours of 1:30 a.m. and 6:00 a.m. any day of the week**;**

(7) Permitting on the licensed premises any form of gambling device punishable under chapter 572.

2. Provided, that said taxpaying citizen shall submit in writing, under oath, by registered United States mail to the supervisor of alcohol and tobacco control a joint complaint, stating the name of the licensee, the name under which the licensee's business is conducted and the address of the licensed premises, setting out in general the character and nature of the offense or offenses charged, together with the names and addresses of the witnesses by whom proof thereof is expected to be made; and provided, that after a period of thirty

days after the mailing of such complaint to the supervisor of alcohol and tobacco control the person therein complained of shall not have been cited by the supervisor to appear and show cause why his or her license should not be suspended or revoked then they shall file with the circuit clerk of the county or city in which the premises are located a copy of the complaint on file with the supervisor of alcohol and tobacco control.

3. If, pursuant to the receipt of such complaint by the supervisor of alcohol and tobacco control, the licensee appears and shows cause why his or her license should not be suspended or revoked at a hearing held for that purpose by the supervisor and either the complainants or the licensee consider themselves aggrieved with the order of the supervisor then, after a request in writing by either the complainants or the licensee, the supervisor shall certify to the circuit clerk of the county or city in which the licensed premises are located a copy of the original complaint filed with him or her, together with a copy of the transcript of the evidence adduced at the hearing held by him or her. Such certification by the supervisor shall not act as a supersedeas of any order made by him or her.

4. Upon receipt of such complaint, whether from the complainant directly or from the supervisor of alcohol and tobacco control, the court shall set a date for an early hearing thereon and it shall be the duty of the circuit clerk to cause to be delivered by registered United States mail to the prosecuting attorney of the county or to the circuit attorney of the City of St. Louis and to the licensee copies of the complaint and he or she shall, at the same time, give notice of the time and place of the hearing. Such notice shall be delivered to the prosecuting attorney or to the circuit attorney and to the licensee at least fifteen days prior to the date of the hearing.

5. The complaint shall be heard by the court without a jury and if there has been a prior hearing thereon by the supervisor of alcohol and tobacco control then the case shall be heard de novo and both the complainants and the licensee may produce new and additional evidence material to the issues.

6. If the court shall find upon the hearing that the offense or offenses charged in the complaint have been established by the evidence, the court shall order the suspension or revocation of the license but, in so doing, shall take into consideration whatever order, if any, may have been made in the premises by the supervisor of alcohol and tobacco control. If the court finds that to revoke the license would be unduly severe, then the court may suspend the license for such period of time as the court deems proper.

7. The judgment of the court in no event shall be superseded or stayed during pendency of any appeal therefrom.

8. It shall be the duty of the prosecuting attorney or circuit attorney to prosecute diligently and without delay any such complaints coming to him or her by virtue of this section.

9. The jurisdiction herein conferred upon the circuit courts to hear and determine complaints for the suspension or revocation of licenses in the manner provided in this section shall not be exclusive and any authority conferred upon the supervisor of alcohol and tobacco control to revoke or suspend licenses shall remain in full force and effect, and the suspension or revocation of a license as provided in this section shall be in addition to and not in lieu of any other revocation or suspension provided by this chapter.

10. Costs accruing because of such hearings in the circuit court shall be taxed in the same manner as criminal costs.

311.720. Conviction in any court of any violation of this chapter, or any felony violation of chapter 195 **or chapter 572**, in the course of business, shall have the effect of automatically revoking the license of the person convicted, and such revocation shall continue operative until said case is finally disposed of, and if

the defendant is finally acquitted, he may apply for and receive a license hereunder, upon paying the regular license charge therefor, in the same manner as though he had never had a license hereunder; provided, however, that the provisions of this section shall not apply to violations of section 311.070, and violations of said section shall be punished only as therein provided.

313.004. 1. There is hereby created the "Missouri Gaming Commission" consisting of five members appointed by the governor, with the advice and consent of the senate. Each member of the Missouri gaming commission shall be a resident of this state. No member shall have pled guilty to or shall have been convicted of a felony or gambling-related offense. Not more than three members shall be affiliated with the same political party. No member of the commission shall be an elected official. The overall membership of the commission shall reflect experience in law enforcement, civil and criminal investigation and financial principles.

2. The initial members of the commission shall be appointed within thirty days of April 29, 1993. Of the members first appointed, one shall be appointed for a one-year term, two shall be appointed for a two-year term and two shall be appointed for a three-year term. Thereafter, all members appointed shall serve for a three-year term. No person shall serve as a member more than six years. The governor shall designate one of the members as the chair. The governor may remove any member of the commission from office for malfeasance or neglect of duty in office. The governor may also replace any member of the commission, with the advice and consent of the senate, when any responsibility concerning the state lottery, pari-mutuel wagering or any other form of gaming is placed under the jurisdiction of the commission.

3. The commission shall meet at least quarterly in accordance with its rules. In addition, special meetings may be called by the chair or any two members of the commission upon twenty-four-hour written notice to each member. No action of the commission shall be binding unless taken at a meeting at which at least three of the five members are present and shall vote in favor thereof.

4. The commission shall perform all duties and have all the powers and responsibilities conferred and imposed upon it relating to excursion gambling boats and, after June 30, 1994, the lawful operation of the game of bingo under this chapter. Within the commission, there shall be established a division of gambling and after June 30, 1994, the division of bingo. Subject to appropriations, the commission may hire an executive director and any employees as it may deem necessary to carry out the commission's duties. The commission shall have authority to require investigations of any employee or applicant for employment as deemed necessary and use such information or any other information in the determination of employment. The commission shall promulgate rules and regulations establishing a code of ethics for its employees which shall include, but not be limited to, restrictions on which employees shall be prohibited from participating in or wagering on any game or gaming operation subject to the jurisdiction of the commission. The commission shall determine if any other employees of the commission or any licensee of the commission shall participate or wager in any operation under the jurisdiction of the commission.

5. On April 29, 1993, all the authority, powers, duties, functions, records, personnel, property, matters pending and all other pertinent vestiges of the state tourism commission relating to the regulation of excursion gambling boats and, after June 30, 1994, of the department of revenue relating to the regulation of the game of bingo shall be transferred to the Missouri gaming commission.

6. The commission shall be assigned to the department of public safety as a type III division, but the director of the department of public safety has no supervision, authority or control over the actions or decisions of the commission.

7. Members of the Missouri gaming commission shall receive as compensation, the amount of one hundred dollars for every day in which the commission holds a meeting, when such meeting is subject to the recording of minutes as provided in chapter 610, and shall be reimbursed for reasonable expenses incurred in the performance of their duties. The chair shall receive as additional compensation one hundred dollars for each month such person serves on the commission in that capacity.

8. No member or employee of the commission shall be appointed or continue to be a member or employee who is licensed by the commission as an excursion gambling boat operator or supplier and no member or employee of the commission shall be appointed or continue to be a member or employee who is related to any person within the second degree of consanguinity or affinity who is licensed by the commission as an excursion gambling boat operator or supplier. The commission shall determine by rule and regulation appropriate restrictions on the relationship of members and employees of the commission to persons holding or applying for occupational licenses from the commission or to employees of any licensee of the commission. No peace officer, as defined by section 590.010, who is designated to have direct regulator authority related to excursion gambling boats shall be employed by any excursion gambling boat or supplier licensed by the commission while employed as a peace officer. No member or employee of the commission or any employee of the state attorney general's office or the state highway patrol who has direct authority over the regulation or investigation of any applicant or licensee of the commission or any peace officer of any city or county which has approved excursion boat gambling shall accept any gift or gratuity from an applicant or licensee while serving as a member or while under such employment. Any person knowingly in violation of the provisions of this subsection is guilty of a class A misdemeanor. Any such member, officer or employee who personally or whose prohibited relative knowingly violates the provisions of this subsection, in addition to the foregoing penalty, shall, upon conviction, immediately and thereupon forfeit his office or employment.

9. The commission may enter into agreements with the Federal Bureau of Investigation, the Federal Internal Revenue Service, the state attorney general**, the Missouri state highway patrol,** or any state, federal or local agency the commission deems necessary to carry out the duties of the commission**, including investigations relating to and the enforcement of the provisions of chapter 572 relating to illegal gambling**. No state agency shall count employees used in any agreements entered into with the commission against any personnel cap authorized by any statute. Any consideration paid by the commission for the purpose of entering into, or to carry out, any agreement shall be considered an administrative expense of the commission. When such agreements are entered into for responsibilities relating to excursion gambling boats, **or for the purpose of investigating illegal gambling pursuant to chapter 572 utilizing existing Missouri state highway patrol personnel assigned to enforce the regulations of licensed gaming activities governed by chapter 313,** the commission shall require excursion gambling boat licensees to pay for such services under rules and regulations of the commission. The commission may provide by rules and regulations for the offset of any prize or winnings won by any person making a wager subject to the jurisdiction of the commission, when practical, when such person has an outstanding debt owed the state of Missouri.

10. No person who has served as a member or employee of the commission, as a member of the general assembly, as an elected or appointed official of the state or of any city or county of this state in which the licensing of excursion gambling boats has been approved in either the city or county or both or any employee of the state highway patrol designated by the superintendent of the highway patrol or any employee of the state attorney general's office designated by the state attorney general to have direct regulatory authority related to excursion gambling boats shall, while in such office or during such

employment and during the first two years after termination of his office or position, obtain direct ownership interest in or be employed by any excursion gambling boat licensed by the commission or which has applied for a license to the commission or enter into a contractual relationship related to direct gaming activity. A "direct ownership interest" shall be defined as any financial interest, equitable interest, beneficial interest, or ownership control held by the public official or employee, or such person's family member related within the second degree of consanguinity or affinity, in any excursion gambling boat operation or any parent or subsidiary company which owns or operates an excursion gambling boat or as a supplier to any excursion gambling boat which has applied for or been granted a license by the commission, provided that a direct ownership interest shall not include any equity interest purchased at fair market value or equity interest received as consideration for goods and services provided at fair market value of less than one percent of the total outstanding shares of stock of any publicly traded corporation or certificates of partnership of any limited partnership which is listed on a regulated stock exchange or automated quotation system. Any person who knowingly violates the provisions of this subsection is guilty of a class E felony. Any such member, officer or employee who personally and knowingly violates the provisions of this subsection, in addition to the foregoing penalty, shall, upon conviction, immediately and thereupon forfeit his office or employment. For purposes of this subsection, "appointed official" shall mean any official of this state or of any city or county authorized under subsection 10 of section 313.812 appointed to a position which has discretionary powers over the operations of any licensee or applicant for licensure by the commission. This shall only apply if the appointed official has a direct ownership interest in an excursion gambling boat licensed by the commission or which has applied for a license to the commission to be docked within the jurisdiction of his or her appointment. No elected or appointed official, his or her spouse or dependent child shall, while in such office or within two years after termination of his or her office or position, be employed by an applicant for an excursion gambling boat license or an excursion gambling boat licensed by the commission. Any other person related to an elected or appointed official within the second degree of consanguinity or affinity employed by an applicant for an excursion gambling boat license or excursion gambling boat licensed by the commission shall disclose this relationship to the commission. Such disclosure shall be in writing and shall include who is employing such individual, that person's relationship to the elected or appointed official, and a job description for which the person is being employed. The commission may require additional information as it may determine necessary.

11. The commission may enter into contracts with any private entity the commission deems necessary to carry out the duties of the commission, other than criminal law enforcement, provision of legal counsel before the courts and other agencies of this state, and the enforcement of liquor laws. The commission may require provisions for special auditing requirements, investigations and restrictions on the employees of any private entity with which a contract is entered into by the commission.

12. Notwithstanding the provisions of chapter 610 to the contrary, all criminal justice records shall be available to any agency or commission responsible for licensing or investigating applicants or licensees applying to any gaming commission of this state.

13. (1) The commission shall establish a telephone contact number, which shall be prominently displayed on the commission's website, to receive reports of suspected illegal gambling activities. Upon the receipt of such report, the commission shall refer such reports to the Missouri state highway patrol for investigation pursuant to this section. The commission shall notify the subject of such investigation within thirty days of receiving a report under this subsection.

(2) The superintendent of the highway patrol shall initiate investigations of potential violations

punishable under chapter 572, including referrals made by the Missouri gaming commission pursuant to this section.

(3) Upon the request of a prosecuting or circuit attorney, the attorney general shall aid a prosecuting or circuit attorney in prosecuting violations referred by the superintendent of the highway patrol.

(4) Local law enforcement agencies shall notify the supervisor of liquor control, the state lottery commission, and the Missouri gaming commission of all investigations of potential violations punishable under chapter 572.

(5) The provisions of this subsection shall not preclude or hinder the ability of a local law enforcement agency to conduct investigations into potential violations punishable under chapter 572 or any other crime or criminal activity in its jurisdiction.

(6) Any person or establishment licensed under this chapter that is convicted of or pleads guilty to a violation punishable under chapter 572, and any affiliated company of such person or establishment, shall be permanently prohibited from being licensed to participate in any way in a program implementing video lottery gaming terminals should such a program be implemented in this state.

313.255. 1. The director shall issue, suspend, revoke, and renew licenses for lottery game retailers pursuant to rules and regulations adopted by the commission. Such rules shall specify that at least ten percent of all licenses awarded to lottery game retailers in constitutional charter cities not within a county and constitutional charter cities with a population of at least four hundred fifty thousand not located wholly within a county of the first class with a charter form of government shall be awarded to minority-owned and -controlled business enterprises. Licensing rules and regulations shall include requirements relating to the financial responsibility of the licensee, the accessibility of the licensee's place of business or activity to the public, the sufficiency of existing licenses to serve the public interest, the volume of expected sales, the security and efficient operation of the lottery, and other matters necessary to protect the public interest and trust in the lottery and to further the sales of lottery tickets or shares. Lottery game retailers shall be selected without regard to political affiliation.

2. The commission may sell lottery tickets at its office and at special events.

3. The commission shall require every retailer to post a bond, a bonding fee or a letter of credit in such amount as may be required by the commission, and upon licensure shall prominently display his license, or a copy thereof, as provided in the rules and regulations of the commission.

4. All licenses for lottery game retailers shall specify the place such sales shall take place.

5. A lottery game retailer license shall not be assignable or transferable.

6. A license shall be revoked upon a finding that the licensee:

(1) Has knowingly provided false or misleading information to the commission or its employees;

(2) Has been convicted of any felony; or

(3) Has endangered the security of the lottery.

7. A license may be suspended, revoked, or not renewed for any of the following causes:

(1) A change of business location;

(2) An insufficient sales volume;

(3) A delinquency in remitting money owed to the lottery; **[**or**]**

(4) Any violation of any rule or regulation adopted pursuant to this section by the commission**; or**

(5) Possession of a gambling device as defined pursuant to section 572.010."; and

Further amend said bill, page 44, section 407.475, line 18, by inserting after all of said line the following:

"572.010. As used in this chapter the following terms mean:

(1) "Advance gambling activity", a person advances gambling activity if, acting other than as a player, he or she engages in conduct that materially aids any form of gambling activity. Conduct of this nature includes but is not limited to conduct directed toward the creation or establishment of the particular game, lottery, contest, scheme, device or activity involved, toward the acquisition or maintenance of premises, paraphernalia, equipment or apparatus therefor, toward the solicitation or inducement of persons to participate therein, toward the actual conduct of the playing phases thereof, toward the arrangement or communication of any of its financial or recording phases, or toward any other phase of its operation. A person advances gambling activity if, having substantial proprietary control or other authoritative control over premises being used with his or her knowledge for purposes of gambling activity, he or she permits that activity to occur or continue or makes no effort to prevent its occurrence or continuation. The supplying, servicing and operation of a licensed excursion gambling boat under sections 313.800 to 313.840 does not constitute advancing gambling activity;

(2) "Bookmaking", advancing gambling activity by unlawfully accepting bets from members of the public as a business, rather than in a casual or personal fashion, upon the outcomes of future contingent events;

(3) "Contest of chance", any contest, game, gaming scheme or gaming device in which the outcome depends in a material degree upon an element of chance, notwithstanding that the skill of the contestants may also be a factor therein;

(4) "Gambling", a person engages in gambling when he or she stakes or risks something of value upon the outcome of a contest of chance or a future contingent event not under his or her control or influence, upon an agreement or understanding that he or she will receive something of value in the event of a certain outcome. Gambling does not include bona fide business transactions valid under the law of contracts, including but not limited to contracts for the purchase or sale at a future date of securities or commodities, and agreements to compensate for loss caused by the happening of chance, including but not limited to contracts of indemnity or guaranty and life, health or accident insurance; nor does gambling include playing an amusement device that confers only an immediate right of replay not exchangeable for something of value. Gambling does not include any licensed activity, or persons participating in such games which are covered by sections 313.800 to 313.840;

(5) "Gambling device", any device, machine, paraphernalia or equipment that is **not approved by the Missouri gaming commission or state lottery commission under the provisions of chapter 313 and that:**

(a) Contains a random number generator where prize payout percentages are controlled or adjustable;

(b) Is used in any scenario where coins or cash prizes are involved or any scenario where a prize is converted to cash or monetary credit of any kind related to the use of the gambling device; or

(c) Is used or usable in the playing phases of any gambling activity, whether that activity consists of gambling between persons or gambling by a person with a machine**, regardless of whether the machine or device or system or network of devices includes a preview of the outcome or whether the outcome is known, displayed, or capable of being known or displayed to the user;**

Any device not described in paragraphs (a) to (c) of this subdivision that a reasonable person would believe is usable or can be made readily usable in gambling or any phases of gambling activity shall be prima facia evidence of a gambling device and may be subject to seizure by any peace officer in this state. However, lottery tickets, policy slips and other items used in the playing phases of lottery and policy schemes are not gambling devices within this definition;

(6) "Gambling record", any article, instrument, record, receipt, ticket, certificate, token, slip or notation used or intended to be used in connection with unlawful gambling activity;

(7) "Lottery" or "policy", an unlawful gambling scheme in which for a consideration the participants are given an opportunity to win something of value, the award of which is determined by chance;

(8) "Player", a person who engages in any form of gambling solely as a contestant or bettor, without receiving or becoming entitled to receive any profit therefrom other than personal gambling winnings, and without otherwise rendering any material assistance to the establishment, conduct or operation of the particular gambling activity. A person who gambles at a social game of chance on equal terms with the other participants therein does not otherwise render material assistance to the establishment, conduct or operation thereof by performing, without fee or remuneration, acts directed toward the arrangement or facilitation of the game, such as inviting persons to play, permitting the use of premises therefor and supplying cards or other equipment used therein. A person who engages in "bookmaking" as defined in subdivision (2) of this section is not a player;

(9) "Professional player", a player who engages in gambling for a livelihood or who has derived at least twenty percent of his or her income in any one year within the past five years from acting solely as a player;

(10) "Profit from gambling activity", a person profits from gambling activity if, other than as a player, he or she accepts or receives money or other property pursuant to an agreement or understanding with any person whereby he participates or is to participate in the proceeds of gambling activity;

(11) "Slot machine", a gambling device that as a result of the insertion of a coin or other object operates, either completely automatically or with the aid of some physical act by the player, in such a manner that, depending upon elements of chance, **from the perspective of a player or a reasonable person,** it may eject something of value**, regardless of whether the machine or device or system or network of devices includes a preview of the outcome or whether the outcome is known, displayed, or capable of being known or displayed to the user**. A device so constructed or readily adaptable or convertible to such use is no less a slot machine because it is not in working order or because some mechanical act of manipulation or repair is required to accomplish its adaptation, conversion or workability. Nor is it any less a slot machine because apart from its use or adaptability as such it may also sell or deliver something of value on a basis other than chance;

(12) "Something of value", any money or property, any token, object or article exchangeable for money or property, or any form of credit or promise directly or indirectly contemplating transfer of money or property or of any interest therein or involving extension of a service, entertainment or a privilege of playing at a game or scheme without charge;

(13) "Unlawful", not specifically authorized by law.

572.015. **1.** Nothing in this chapter prohibits constitutionally authorized activities under Article III, Sections 39(a) to 39(f) of the Missouri Constitution.

2. For the purposes of this section and Article III, Section 39(f) of the Missouri Constitution, the following terms shall mean:

(1) "Net proceeds", the gross amount paid for tickets for a raffle or sweepstakes minus the payment of prizes and administrative expenses. Administrative expenses relating to the purchase or rental of supplies and equipment utilized in conducting the raffle or sweepstakes shall not be in excess of the reasonable market purchase price or reasonable market rental rate for such supplies and equipment, and in no case shall such administrative expenses be based on a percentage of proceeds;

(2) "Raffle" or "sweepstakes", the award by chance of one or more prizes to one or more persons among a group of persons who have paid or promised something of value in exchange for a ticket that represents one or more equal chances to win a prize, and for which all tickets have been sold prior to the selection of a winner or winners;

(3) "Sponsor", the offering of a raffle or sweepstakes by an organization recognized as charitable or religious pursuant to federal law in which the entire net proceeds of such raffle or sweepstakes shall be exclusively devoted to the lawful purposes of the organization permitted to conduct the raffle or sweepstakes.

572.100. The general assembly by enacting this chapter intends to preempt any other regulation of the area covered by this chapter. No governmental subdivision or agency may enact or enforce a law that regulates or makes any conduct in the area covered by this chapter an offense, or the subject of a criminal or civil penalty or sanction of any kind**, except for the revocation, suspension, or denial by the Missouri lottery commission, the Missouri gaming commission, or the division of alcohol and tobacco control of a license issued under chapter 311 or 313**. The term "gambling", as used in this chapter, does not include licensed activities under sections 313.800 to 313.840."; and

Further amend said bill, page 66, section 620.3930, line 123, by inserting after all of said line the following:

"Section B. Because of the need to eliminate illegal gambling activity in this state, the repeal and reenactment of sections 311.660, 311.680, 311.710, 311.720, 313.004, 313.255, 572.010, 572.015, and 572.100 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 311.660, 311.680, 311.710, 311.720, 313.004, 313.255, 572.010, 572.015, and 572.100 of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title and enacting clause accordingly.

Senator Schatz moved that the above amendment be adopted.

Senator Onder raised the point of order that **SA 5** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the Committee on Parliamentary Procedure.

On behalf of the Parliamentary Committee, Senator Rizzo ruled that the point of order was not well taken.

At the request of Senator Schatz, **SA 5** was withdrawn.

Senator Beck offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 8, Section 130.029, Line 46, by inserting after all of said line the following:

"**135.1620. 1. As used in this section, the following terms mean:**

(1) "Department", the Missouri department of economic development;

(2) "Eligible expenses", expenses incurred in the construction or development of real property for the purpose of establishing a full-service grocery store in a food desert;

(3) "Food desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a full-service grocery store in urbanized areas or at least three miles away in rural areas;

(4) "Full-service grocery store", a grocery store that provides a full complement of healthful fruits, vegetables, grains, meat, and dairy products along with household items. Fresh fruits and vegetables shall be available for sale in quantities that are substantially similar to industry standards for facilities of similar size. A lack of availability of fresh fruits and vegetables in sufficient quantities due to a supply shortage, as determined by the department, shall not disqualify an entity from being a full-service grocery store otherwise eligible for tax credits pursuant to this section;

(5) "New location", a full-service grocery store facility located on a tract of real property within a food desert acquired by or leased to a taxpayer on or after January 1, 2023. A location shall be deemed to have been acquired by or leased to a taxpayer on or after January 1, 2023, if the transfer of title to the taxpayer, the transfer of possession under a binding contract to transfer title to the taxpayer, or the commencement of the term of the lease to the taxpayer occurs on or after January 1, 2023, or if the commencement of the construction or installation of the facility by or on behalf of a taxpayer occurs on or after January 1, 2023;

(6) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of fifty thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(7) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(8) "Taxpayer", any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed

under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(9) "Urbanized area", an urbanized area as designated by the United States Census Bureau.

2. For all tax years beginning on or after January 1, 2023, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the taxpayer's eligible expenses that are in excess of initial eligible expenses of:

(1) One million dollars if the full-service grocery store is established in a charter county, a county of the first classification, or a city not within a county; or

(2) Five hundred thousand dollars if the full-service grocery store is established in any other county.

3. (1) In order to claim a tax credit pursuant to this section, a taxpayer shall submit an application to the department, which shall include:

(a) All eligible expenses incurred by the taxpayer;

(b) The date of the commencement of construction of the full-service grocery store;

(c) The anticipated date of the commencement of operations of the full-service grocery store; and

(d) Any other information required by the department to implement the provisions of this section;

(2) The amount of the tax credit shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of two million five hundred thousand dollars per tax year. However, any tax credit that cannot be claimed in the tax year the eligible expenses were incurred may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed twenty-five million dollars in any calendar year, which shall be authorized on a first-come, first-served basis.

5. Tax credits issued under the provisions of this section may be transferred, sold, or assigned.

6. (1) The issuance of tax credits authorized under this section shall cease and the department shall recoup from the taxpayer and deposit in the general revenue fund an amount equal to all credits previously issued to the taxpayer under this section, less any amounts previously repaid, increased by the amount of interest that would have been earned on the amount of such tax credits, in the event that the taxpayer:

(a) Fails to complete construction of a full-service grocery store within five years of the commencement of the project; or

(b) Fails to operate a full-service grocery store at the same new location for at least ten consecutive years.

(2) A taxpayer shall annually submit a report to the department, on a form to be developed by the department, indicating that the taxpayer is in compliance with the provisions of this section.

7. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first, six years after the effective date of this section, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first, twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall prevent a taxpayer from claiming a tax credit properly issued before the program was sunset in a tax year after the program is sunset."; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted.

Senator Beck offered **SA 1** to **SA 6**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 6

Amend Senate Amendment No. 6 to Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 3, Line 89, by inserting after "4." the following: "**Subject to appropriation,**".

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Beck moved that **SA 6**, as amended, be adopted, which motion prevailed.

Senator Koenig offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Pages 4-6, Section 71.990, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Hegeman offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 7, Section

89.500, Line 28, by inserting after all of said line the following:

"105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) "Governing body", the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) "Political subdivision", any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. Any **[**transportation development district organized under sections 238.200 to 238.275 having**]** **political subdivision that has** gross revenues of less than five thousand dollars **or that has not levied or collected sales or use taxes** in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after January 1, 2022, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Brown offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 44, Section 407.475, Line 18, by inserting after all of said line the following:

"415.415. 1. The operator of a self-service storage facility has a lien on all personal property stored within each leased space for rent, labor, or other charges, and for expenses reasonably incurred in sale of such personal property, as provided in sections 415.400 to 415.425. The lien established by this subsection shall have priority over all other liens except those liens that have been perfected and recorded on personal property. The rental agreement shall contain a statement, in bold type, advising the occupant of the existence of such lien and that property stored in the leased space may be sold to satisfy such lien if the occupant is in default, and that any proceeds from the sale of the property which remain after satisfaction of the lien will be paid to the state treasurer if unclaimed by the occupant within one year after the sale of the property.

2. If the occupant is in default for a period of more than forty-five days, the operator may enforce the lien granted in subsection 1 of this section and sell the property stored in the leased space for cash. Sale of the property stored on the premises may be done at a public or private sale, may be done as a unit or in parcels, or may be by way of one or more contracts, and may be at any time or place and on any terms as long as the sale is done in a commercially reasonable manner in accordance with the provisions of section 400.9-627. The operator may otherwise dispose of any property which has no commercial value.

3. The proceeds of any sale made under this subsection shall be applied to satisfy the lien, with any surplus being held for delivery on demand to the occupant or any other lienholders which the operator knows of or which are contained in the statement filed by the occupant pursuant to subsection 3 of section 415.410 for a period of one year after receipt of proceeds of the sale and satisfaction of the lien. No proceeds shall be paid to an occupant until such occupant files a sworn affidavit with the operator stating that there are no other valid liens outstanding against the property sold and that he or she, the occupant, shall indemnify the operator for any damages incurred or moneys paid by the operator due to claims arising from other lienholders of the property sold. After the one-year period set in this subsection, any proceeds remaining after satisfaction of the lien shall be considered abandoned property to be reported and paid to the state treasurer in accordance with laws pertaining to the disposition of unclaimed property.

4. Before conducting a sale under subsection 2 of this section, the operator shall:

(1) At least forty-five days before any disposition of property under this section, which shall run concurrently with subsection 2 of this section, notify the occupant and each lienholder which is contained in any statement filed by the occupant pursuant to subsection 3 of section 415.410 of the default by first-class mail or electronic mail at the occupant's or lienholder's last known address, and shall notify any third-party owner identified by the occupant pursuant to subsection 3 of section 415.410;

(2) No sooner than ten days after mailing the notice required in subdivision (1) of this subsection, mail a second notice of default, by verified mail or electronic mail, to the occupant at the occupant's or lienholder's last known address, which notice shall include:

(a) A statement that the contents of the occupant's leased space are subject to the operator's lien;

(b) A statement of the operator's claim, indicating the charges due on the date of the notice, the amount of any additional charges which shall become due before the date of release for sale and the date those

additional charges shall become due;

(c) A demand for payment of the charges due within a specified time, not less than ten days after the date on which the second notice was mailed;

(d) A statement that unless the claim is paid within the time stated, the contents of the occupant's space will be sold after a specified time; and

(e) The name, street address and telephone number of the operator, or a designated agent whom the occupant may contact, to respond to the notice;

(3) At least seven days before the sale, advertise the time, place and terms of the sale in **the classified section of** a newspaper of general circulation in the jurisdiction where the sale is to be held **or in any other commercially reasonable manner. The manner of advertisement shall be deemed commercially reasonable if at least three independent bidders attend or view the sale at the time and place advertised**. **[**Such advertisement shall be in the classified section of the newspaper and shall state that the items will be released for sale.**]**

5. If the property is a vehicle, watercraft, or trailer and rent and other charges remain unpaid for sixty days, the owner may treat the vehicle, watercraft, or trailer as an abandoned vehicle and have the vehicle, watercraft, or trailer towed from the self-service storage facility. When the vehicle, watercraft, or trailer is towed from the self-service storage facility, the owner shall not be liable for the vehicle, watercraft, or trailer for any damages to the motor vehicle, watercraft, or trailer once the tower takes possession of the property.

6. At any time before a sale under this section, the occupant may pay the amount necessary to satisfy the lien and redeem the occupant's personal property."; and

Further amend the title and enacting clause accordingly.

Senator Brown moved that the above amendment be adopted, which motion prevailed.

Senator Crawford offered **SA 10**:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 7, Section 89.500, Line 28, by inserting after all of said line the following:

"**105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".**

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or

other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under subsection 4 of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency, unless consented to by an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri ethics commission or the Missouri state highway patrol as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri state highway patrol or the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

(4) Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

(5) Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal information absent a specific finding of good cause;

(6) Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made

public by state law; or

(7) Any request from a public agency for a list of the directors and officers of an entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor."; and

Further amend the title and enacting clause accordingly.

Senator Crawford moved that the above amendment be adopted, which motion prevailed.

Senator Schupp offered **SA 11**:

SENATE AMENDMENT NO. 11

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 39, Section 144.030, Line 632, by inserting after all of said line the following:

"167.630. 1. Each school board may authorize a school nurse licensed under chapter 335 who is employed by the school district and for whom the board is responsible for to maintain an adequate supply of prefilled auto syringes of epinephrine with fifteen-hundredths milligram or three-tenths milligram delivery at the school. The nurse shall recommend to the school board the number of prefilled epinephrine auto syringes that the school should maintain.

2. To obtain prefilled epinephrine auto syringes for a school district, a prescription written by a licensed physician, a physician's assistant, or nurse practitioner is required. For such prescriptions, the school district shall be designated as the patient, the nurse's name shall be required, and the prescription shall be filled at a licensed pharmacy.

3. A school nurse **[**or**], contracted agent trained by a nurse, or** other school employee trained by and supervised by the nurse**,** shall have the discretion to use an epinephrine auto syringe on any student the school nurse **[**or**],** trained employee **or trained contracted agent** believes is having a life-threatening anaphylactic reaction based on the training in recognizing an acute episode of an anaphylactic reaction. The provisions of section 167.624 concerning immunity from civil liability for trained employees administering lifesaving methods shall apply to trained employees administering a prefilled auto syringe under this section. **Trained contracted agents shall have immunity from civil liability for administering a prefilled auto syringe under this section.**"; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 12**:

SENATE AMENDMENT NO. 12

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 39, Section 144.030, Line 632, by inserting after all of said line the following:

"**260.221. 1. As used in this section, the following terms mean:**

(1) "Processed recycled asphalt shingles", recycled asphalt shingles that do not contain extraneous metals, glass, rubber, nails, soil, brick, tars, paper, wood, and plastics and that have been reduced in size to produce a commercially reasonable usable product. "Processed recycled asphalt shingles" shall also be considered clean fill, as such term is defined in section 260.200;

(2) "Recycled asphalt shingles", manufacture waste scrap shingles and post-consumer, tear-off scrap shingles that are accumulated as products for commercial purposes related to recycling or reuse as processed recycled asphalt shingles.

2. Processed recycled asphalt shingles may be used for fill, reclamation, and other beneficial purposes without a permit under sections 260.200 to 260.345 if such processed recycled asphalt shingles are inspected for toxic and hazardous substances in accordance with requirements established by the department of natural resources, provided that processed recycled asphalt shingles shall not be used for such purposes within five hundred feet of any lake, river, sink hole, perennial stream, or ephemeral stream, and shall not be used for such purposes below surface level and closer than fifty feet above the water table.

3. This section shall not be construed to authorize the abandonment, accumulation, placement, or storage of recycled asphalt shingles or processed recycled asphalt shingles on any real property without the consent of the real property owner."; and

Further amend said bill, page 66, section 620.3930, line 123 by inserting after all of said line the following:

"**644.060. 1. Processed recycled asphalt shingles, as defined in section 260.221, may be used for fill, reclamation, and other beneficial purposes without a permit under sections 644.006 to 644.141 if such processed recycled asphalt shingles are inspected for toxic and hazardous substances in accordance with requirements established by the department of natural resources, provided that processed recycled asphalt shingles shall not be used for such purposes within five hundred feet of any lake, river, sink hole, perennial stream, or ephemeral stream, and shall not be used for such purposes below surface level and closer than fifty feet above the water table.**

2. This section shall not be construed to authorize the abandonment, accumulation, placement, or storage of recycled asphalt shingles or processed recycled asphalt shingles on any real property without the consent of the real property owner."

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Eigel offered **SA 13**:

SENATE AMENDMENT NO. 13

Amend Senate Substitute for House Committee Substitute for House Bill No. 2587, Page 8, Section

130.029, Line 46, by inserting after all of said line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. **Beginning January 1, 2023, in any county with more than four hundred thousand but fewer than five hundred thousand inhabitants, all personal property in such county shall be annually assessed at a percent of its true value in money as of January first of each calendar year as follows:**

(1) A political subdivision shall annually reduce the percentage of true value in money at which personal property is assessed pursuant to this subsection such that the amount by which the revenue generated by taxes levied on such personal property is substantially equal to one hundred percent of the growth in revenue generated by real property assessment growth. Annual reductions shall be made pursuant to this subdivision until December 31, 2073. Thereafter, the percentage of true value in money at which personal property is assessed shall be equal to the percentage in effect on December 31, 2073.

(2) The provisions of subdivision (1) of this subsection shall not be construed to relieve a political subdivision from adjustments to property tax levies as required by section 137.073.

(3) For the purposes of subdivision (1) of this subsection, "real property assessment growth" shall mean the growth in revenue from increases in the total assessed valuation of all real property in a political subdivision over the revenue generated from the assessed valuation of such real property from the previous calendar year. Real property assessment growth shall not include any revenue in excess of the percent increase in the consumer price index, as described in subsection 2 of section 137.073.

(4) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection to the contrary, for the purposes of the tax levied pursuant to Article III, Section 38(b) of the Missouri Constitution, all personal property shall be assessed at thirty-three and one-third percent of its true value in money as of January first of each calendar year.

2. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection **[**5**]** **6** of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the

preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

[2.**]** **3.** Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

[3.**]** **4.** The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles

pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

[4.**]** **5.** The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

[5.**]** **6.** (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

[6.**]** **7.** Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

[7.**]** **8.** Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

[8.**]** **9.** Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount

of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

[9.**]** **10.** The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

[10.**]** **11.** Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

[11.**]** **12.** If a physical inspection is required, pursuant to subsection **[**10**]** **11** of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

[12.**]** **13.** A physical inspection, as required by subsection **[**10**]** **11** of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection **[**11**]** **12** of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

[13.**]** **14.** A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

[14.**]** **15.** Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate

committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

[15.**]** **16.** The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection **[**14**]** **15** of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

[16.**]** **17.** Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444."; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Hoskins moved that **SS** for **HCS** for **HB 2587**, as amended, be adopted, which motion prevailed.

Senator Hoskins moved that **SS** for **HCS** for **HB 2587**, as amended, be read the 3rd time and passed and was recognized to close.

President Pro Tem Schatz referred **SS** for **HCS** for **HB 2587**, as amended, to the Committee on Governmental Accountability and Fiscal Oversight.

PRIVILEGED MOTIONS

Senator Thompson Rehder moved that the conference committee report on **HCS** for **SS** for **SB 690**, as amended, be again taken up for adoption, which motion prevailed.

Senator Thompson Rehder moved that the conference committee report be adopted.

Senator Eslinger assumed the Chair.

Senator Bean assumed the Chair.

Senator Thompson Rehder raised the point of order that Senator Onder had previously spoken on the conference committee report.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Onder offered a substitute motion that the Senate grant the House further conference on SS for Senate Bill 690 with HCS, as amended, and that the conferees be allowed to exceed the differences by adding sections 208.152 and 208.153 to prohibit the expending of MO HealthNet funds to abortion facilities or any affiliates or associates thereof.

Senator Onder moved that the above substitute motion be adopted.

Senator White moved that motion lay on the table, which motion prevailed.

Senator Onder offered a substitute motion that the Senate grant the House further conference on SS for Senate Bill 690 with HCS, as amended, and that the conferees be allowed to exceed the differences by adding sections 208.152 and 208.153 to prohibit the expending of MO HealthNet funds to abortion facilities or any affiliates or associates thereof with such prohibition to become effective on January 1, 2023.

Senator Onder moved that the above substitute motion be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Eigel, Hoskins, and Moon.

Senator Rowden assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

On motion of Senator Rowden, the Senate recessed until 12:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Hough.

The substitute motion offered by Senator Onder was again taken up.

At the request of Senator Thompson Rehder, the motion to adopt the conference committee report on **HCS** for **SS** for **SB 690**, as amended, was withdrawn, rendering the substitute motion moot.

PRIVILEGED MOTIONS

Senator Beck, on behalf of the conference committee appointed to act with a like committee from the House on **HCS No. 2** for **SB 710**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 710

The Conference Committee appointed on House Committee Substitute No. 2 for Senate Bill No. 710, with House Amendment Nos. 1, 2, and 3, House Amendment No. 1 to House Amendment No. 4, House Amendment No. 4 as amended, House Amendment No. 1 to House Amendment No. 5, House Amendment

No. 5 as amended, House Amendment Nos. 6, 7, 8, 9, 10, 11, 12, and 13, House Amendment No. 1 to House Amendment No. 14, House Amendment No. 14 as amended, House Amendment No. 15, House Amendment No. 1 to House Amendment No. 16, House Amendment No. 16 as amended, House Amendment Nos. 17, 18, 19, and 20, House Amendment Nos. 1, 3, and 4 to House Amendment No. 21, House Amendment No. 21 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute No. 2 for Senate Bill No. 710, as amended;

2. That the Senate recede from its position on Senate Bill No. 710;

3. That the attached Conference Committee Substitute for House Committee Substitute No. 2 for Senate Bill No. 710 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Doug Beck	/s/ Ben Baker
/s/ Karla May	/s/ Andrew McDaniel
/s/ Bill White	/s/ J. Eggleston
/s/ Denny Hoskins	Patty Lewis (25)
Tony Luetkemeyer	/s/ LaKeySha Bosley

Senator Beck moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senator Moon—1

Absent—Senator Burlison—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Beck, **CCS** for **HCS No. 2** for **SB 710**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 710

An Act to repeal sections 167.630, 172.800, 191.116, 191.500, 191.515, 191.520, 191.525, 191.743, 192.005, 192.2225, 194.210, 194.255, 194.265, 194.285, 194.290, 194.297, 194.299, 194.304, 196.866, 196.868, 197.100, 197.256, 197.258, 197.400, 197.415, 197.445, 198.006, 198.022, 198.026, 198.036,

198.525, 198.526, 198.545, 208.798, 208.909, 210.921, 251.070, 301.020, 302.171, 335.230, 335.257, 376.427, 376.1575, and 660.010, RSMo, and to enact in lieu thereof fifty-four new sections relating to health care, with penalty provisions and an emergency clause for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators

Burlison	Eigel	Moon—3

Absent—Senator Eslinger—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senators

Burlison	Eigel	Onder—3

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Beck, title to the bill was agreed to.

Senator Beck moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 718**, entitled:

An Act to repeal sections 160.545, 167.903, 170.018, 173.1200, 173.2500, 173.2505, and 513.430, RSMo, and to enact in lieu thereof twelve new sections relating to higher education.

With House Amendment Nos. 1, 2 and 3.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 718, Page 1, Section 9.170, Line 6, by inserting after all of said section and line the following:

"**135.690. 1. As used in this section, the following terms mean:**

(1) "Community-based faculty preceptor", a physician or physician assistant who is licensed in Missouri and provides preceptorships to Missouri medical students or physician assistant students without direct compensation for the work of precepting;

(2) "Department", the Missouri department of health and senior services;

(3) "Division", the division of professional registration of the department of commerce and insurance;

(4) "Federally Qualified Health Center (FQHC)", a reimbursement designation from the Bureau of Primary Health Care and the Centers for Medicare and Medicaid services of the United States Department of Health and Human Services;

(5) "Medical student", an individual enrolled in a Missouri medical college approved and accredited as reputable by the American Medical Association or the Liaison Committee on Medical Education or enrolled in a Missouri osteopathic college approved and accredited as reputable by the Commission on Osteopathic College Accreditation;

(6) "Medical student core preceptorship" or "physician assistant student core preceptorship", a preceptorship for a medical student or physician assistant student that provides a minimum of one hundred twenty hours of community-based instruction in family medicine, internal medicine, pediatrics, psychiatry, or obstetrics and gynecology under the guidance of a community-based faculty preceptor. A community-based faculty preceptor may add together the amounts of preceptorship instruction time separately provided to multiple students in determining whether he or she has reached the minimum hours required under this subdivision, but the total preceptorship instruction time provided shall equal at least one hundred twenty hours in order for such preceptor to be eligible for the tax credit authorized under this section;

(7) "Physician assistant student", an individual participating in a Missouri physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant or its successor organization;

(8) "Taxpayer", any individual, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in this state and subject to the state income tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

2. (1) Beginning January 1, 2023, any community-based faculty preceptor who serves as the

community-based faculty preceptor for a medical student core preceptorship or a physician assistant student core preceptorship shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, in an amount equal to one thousand dollars for each preceptorship, up to a maximum of three thousand dollars per tax year, if he or she completes up to three preceptorship rotations during the tax year and did not receive any direct compensation for the preceptorships.

(2) To receive the credit allowed by this section, a community-based faculty preceptor shall claim such credit on his or her return for the tax year in which he or she completes the preceptorship rotations and shall submit supporting documentation as prescribed by the division and the department.

(3) In no event shall the total amount of a tax credit authorized under this section exceed a taxpayer's income tax liability for the tax year for which such credit is claimed. No tax credit authorized under this section shall be allowed a taxpayer against his or her tax liability for any prior or succeeding tax year.

(4) No more than two hundred preceptorship tax credits shall be authorized under this section for any one calendar year. The tax credits shall be awarded on a first-come, first-served basis. The division and the department shall jointly promulgate rules for determining the manner in which taxpayers who have obtained certification under this section are able to claim the tax credit. The cumulative amount of tax credits awarded under this section shall not exceed two hundred thousand dollars per year.

(5) Notwithstanding the provisions of subdivision (4) of this subsection, the department is authorized to exceed the two hundred thousand dollars per year tax credit program cap in any amount not to exceed the amount of funds remaining in the medical preceptor fund, as established under subsection 3 of this section, as of the end of the most recent tax year, after any required transfers to the general revenue fund have taken place in accordance with the provisions of subsection 3 of this section.

3. (1) Funding for the tax credit program authorized under this section shall be generated by the division from a license fee increase of seven dollars per license for physicians and surgeons and from a license fee increase of three dollars per license for physician assistants. The license fee increases shall take effect beginning January 1, 2023, based on the underlying license fee rates prevailing on that date. The underlying license fee rates shall be determined under section 334.090 and all other applicable provisions of chapter 334.

(2) (a) There is hereby created in the state treasury the "Medical Preceptor Fund", which shall consist of moneys collected under this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the division for the administration of the tax credit program authorized under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the medical preceptor fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

(b) Notwithstanding any provision of this chapter or any other provision of law to the contrary, all revenue from the license fee increases described under subdivision (1) of this subsection shall be deposited in the medical preceptor fund. After the end of every tax year, an amount equal to the total dollar amount of all tax credits claimed under this section shall be transferred from the medical preceptor fund to the state's general revenue fund established under section 33.543. Any excess moneys in the medical preceptor fund shall remain in the fund and shall not be transferred to the general revenue fund.

4. (1) The department shall administer the tax credit program authorized under this section. Each taxpayer claiming a tax credit under this section shall file an application with the department verifying the number of hours of instruction and the amount of the tax credit claimed. The hours claimed on the application shall be verified by the college or university department head or the program director on the application. The certification by the department affirming the taxpayer's eligibility for the tax credit provided to the taxpayer shall be filed with the taxpayer's income tax return.

(2) No amount of any tax credit allowed under this section shall be refundable. No tax credit allowed under this section shall be transferred, sold, or assigned. No taxpayer shall be eligible to receive the tax credit authorized under this section if such taxpayer employs persons who are not authorized to work in the United States under federal law.

5. The department of commerce and insurance and the department of health and senior services shall jointly promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill, Pages 5-6, Section 167.903, Lines 1-33, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 25, Section 513.430, Line 96, by deleting the word "**before**" and inserting in lieu thereof the word "**after**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 718, Page 11, Section 170.036, Line 13, by deleting the word "**Six**" and inserting in lieu thereof the word "**Nine**"; and

Further amend said bill, page, and section, Line 19, by deleting the word "**and**"; and

Further amend said bill, page, and section, Line 21, by deleting all of the said line and inserting in lieu thereof the following:

"**computer science teachers;**

(g) An association of school board members;

(h) An association of elementary school principals; and

(i) An association of secondary school principals.

(7) A representative from a Missouri institution of higher education, to be appointed by the commissioner of higher education; and

(8) A representative from a Missouri private, nonprofit institution of higher education, to be appointed by the commissioner of higher education."; and

Further amend said bill, page, and section, Lines 37 to 42, by deleting all of the said lines and inserting in lieu thereof the following:

"**(4) Within one year of the task force forming, a plan for schools serving any student in grades kindergarten through eighth grade to provide instruction in the basics of computer science and computation thinking in an integrated or standalone format beginning in the 2024-25 school year without creating learning loss in the existing curriculum;**

(5) A plan for ensuring teachers are well-prepared to begin teaching computer science, including defining high quality professional learning for in-service teachers and strategies for pre-service teacher preparation;"; and

Further amend said bill and section, Page 12, Line 61, by deleting the words "**one month**" and inserting in lieu thereof the words "**three months**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 718, Page 12, Section 170.036, Line 65, by inserting after all of said section and line the following:

"173.280. 1. As used in this section, the following terms mean:

(1) "Postsecondary educational institution", any campus of a public or private institution of higher education in this state that is subject to the coordinating board for higher education under section 173.005;

(2) "Student athlete", an individual who participates or has participated in an intercollegiate sport for a postsecondary educational institution. Student athlete shall not be construed to apply to an individual's participation in a college intramural sport or in a professional sport outside of intercollegiate athletics;

(3) "Third party", any individual or entity, including any athlete agent, other than a postsecondary educational institution, athletic conference, or athletic association.

2. (1) No postsecondary educational institution shall uphold any rule, requirement, standard, or other limitation that prevents a student of that institution from fully participating in intercollegiate athletics without penalty and earning compensation as a result of the use of the student's name, image, likeness rights, or athletic reputation. A student athlete earning compensation from the use of a student's name, image, likeness rights, or athletic reputation shall not affect such student athlete's grant-in-aid or stipend

eligibility, amount, duration, or renewal.

(2) No postsecondary educational institution shall interfere with or prevent a student from fully participating in intercollegiate athletics or obtaining professional representation in relation to contracts or legal matters, including, but not limited to, representation provided by athlete agents, financial advisors, or legal representation provided by attorneys.

3. A grant-in-aid or stipend from the postsecondary educational institution in which a student is enrolled shall not be construed to be compensation for use of the student's name, image, likeness rights, or athletic reputation for purposes of this section, and no grant-in-aid or stipend shall be revoked or reduced as a result of a student earning compensation under this section.

4. (1) No student athlete shall enter into an apparel, equipment, or beverage contract providing compensation to the athlete for use of the athlete's name, image, likeness rights, or athletic reputation if the contract requires the athlete to display a sponsor's apparel, equipment, or beverage or otherwise advertise for the sponsor during official team activities if such provisions are in conflict with a provision of the postsecondary institution's current licenses or contracts.

(2) **(a)** Except with the prior written consent of the student athlete's postsecondary educational institution, a student athlete shall not enter into a contract for compensation for the use of such student athlete's name, image, likeness rights, or athletic reputation, if such institution determines that a term of the contract conflicts with a term of a contract to which such institution is a party.

(b) A postsecondary educational institution or any officer, director, or employee of such institution, including but not limited to a coach, member of the coaching staff, or any individual associated with the institutions athletic department, may identify or otherwise assist with opportunities for a student athlete to earn compensation from a third party for the use of the student athlete's name, image, likeness rights, or athletic reputation, provided that such individual shall not:

a. Serve as the athlete's agent;

b. Receive compensation from the student athlete or a third party for facilitating or enabling such opportunities;

c. Attempt to influence an athlete's choice of professional representation related to such opportunities;

d. Attempt to reduce such athlete's opportunities from competing third parties; or

e. Be present at any meeting between a student athlete and a third party who provides for a student athlete's compensation, where the student athlete's name, image, likeness rights, or athletic reputation contract for compensation is negotiated or completed.

(3) Before any contract for compensation for the use of a student athlete's name, image, likeness rights, or athletic reputation is executed, and before any compensation is provided to the student athlete in advance of a contract, the student athlete shall disclose that contract to his or her postsecondary educational institution in a manner prescribed by such institution.

(4) A postsecondary educational institution or any officer, director, or employee of such institution or entity shall not compensate [or cause compensation to be directed to]a student athlete, prospective

student athlete, or the family of such individuals**, or cause compensation to be directed to a prospective student athlete, or the family of a student athlete or the family of a prospective student athlete**, for the use of such student athlete or prospective student athlete's name, image, likeness rights, or athletic reputation.

5. No contract of a postsecondary educational institution's athletic program shall prevent a student athlete from receiving compensation for using the student athlete's name, image, likeness rights, or athletic reputation for a commercial purpose when the athlete is not engaged in official mandatory team activities that are recorded in writing and can be made publicly available upon request.

6. (1) Postsecondary educational institutions that enter into commercial agreements that directly or indirectly require the use of a student athlete's name, image, likeness, or athletic reputation shall conduct a financial development program once per year for their athletes.

(2) The financial development program shall not include any marketing, advertising, referral, or solicitation by providers of financial products or services. **Such program shall, at a minimum, include information concerning financial aid, debt management, and a recommended budget for student athletes based on the current year's cost of attendance. The workshop shall also include information on time management skills necessary for success as a student athlete and available academic resources.**

(3) Postsecondary educational institutions shall help distribute informational materials for such programs as needed.

(4) Postsecondary educational institutions shall inform their athletes of such program meetings and provide appropriate meeting space.

7. Student athlete representation shall be by attorneys or agents licensed by this state.

8. (1) Any student athlete may bring a civil action against third parties that violate this section for appropriate injunctive relief or actual damages, or both. Such action shall be brought in the county where the violation occurred, or is about to occur, and the court shall award damages and court costs to a prevailing plaintiff.

(2) Student athletes bringing an action under this section shall not be deprived of any protections provided under law with respect to a controversy that arises and shall have the right to adjudicate claims that arise under this section.

9. No legal settlement shall conflict with the provisions of this section.

10. This section shall apply only to agreements or contracts entered into, modified, or renewed on or after August 28, 2021. Such agreements or contracts include, but are not limited to, the national letter of intent, an athlete's financial aid agreement, commercial contracts in the athlete group licensing market, and athletic conference or athletic association rules or bylaws."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the motion to dissolve the Conference Committee on **SS** for **HB 2400**, as amended, was adopted. The House has taken up and adopted **SS** for **HB 2400**, as amended, and has passed **SS** for **HB 2400**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 1552** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 1552**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS #2** for **SCS** for **SB 968**, entitled:

An Act to repeal sections 8.250, 44.032, 130.029, 135.800, 135.802, 135.805, 135.810, 135.815, 135.825, 143.081, 143.119, 288.132, 311.060, 347.143, 415.415, 493.050, 493.070, 537.528, and 620.1039, RSMo, and to enact in lieu thereof thirty-three new sections relating to business entities, with penalty provisions and with a delayed effective date for certain sections.

With House Amendment No. 1 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4 and House Amendment No. 5.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 1

Amend House Amendment No. 1 to House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Page 2, Line 7, by inserting after the word "**beverages,**" the words "**and provided such times are during the hours a licensee is allowed by any ordinance or order of the governing body of the city to sell intoxicating liquor by the drink,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Pages 24-26, Section 311.060, Lines 1-77, by deleting said section and lines from the bill; and

Further amend said bill, Pages 26-27, Section 311.094, Lines 1-32, by deleting said lines and inserting in lieu thereof the following:

"**311.094. 1. As used in this section, the following terms mean:**

(1) "Common area", any area designated as a common area in a development plan for the entertainment district approved by the governing body of the city, any area of a public right-of-way that is adjacent to or within the entertainment district when it is closed to vehicular traffic and any other area identified in the development plan where a physical barrier precludes motor vehicle traffic and limits pedestrian accessibility;

(2) "Entertainment district", any area located in a city with more than twelve thousand five

hundred but fewer than fourteen thousand inhabitants and located in a county with more than fifty thousand but fewer than sixty thousand inhabitants and with a county seat with more than one thousand but fewer than four thousand inhabitants that:

(a) Is located in the city's central business district and borders the White River; and

(b) Contains a combination of entertainment venues, bars, nightclubs, and restaurants;

(3) "Portable bar", any bar, table, kiosk, cart, or stand that is not a permanent fixture and can be moved from place to place;

(4) "Promotional association", an association, incorporated in the state of Missouri, which is organized or authorized by one or more property owners located within the entertainment district for the purpose of organizing and promoting activities within the entertainment district.

2. Notwithstanding any other provision of this chapter to the contrary, any person acting on behalf of or designated by a promotional association, who possesses the qualifications required by this chapter, and who meets the requirements of and complies with the provisions of this chapter, may apply for, and the supervisor of alcohol and tobacco control may issue, an entertainment district special license to sell intoxicating liquor by the drink for retail for consumption dispensed from one or more portable bars within the common areas of the entertainment district between the hours of 6:00 a.m. to 1:30 a.m. on Mondays through Saturdays and from 6:00 a.m. on Sundays and until 1:30 a.m. on Mondays.

3. An applicant granted an entertainment district special license under this section shall pay a license fee of three hundred dollars per year.

4. Notwithstanding any other provision of this chapter to the contrary, on such days and at such times designated by the promotional association, in its sole discretion, provided such times are during the hours a license is allowed under this chapter to sell alcoholic beverages, the promotional association may allow persons to leave licensed establishments, located in portions of the entertainment district designated by the promotional association with an alcoholic beverage and enter upon and consume the alcoholic beverage within other licensed establishments and common areas located in portions of the entertainment district designated by the promotional association. No person shall take any alcoholic beverage or alcoholic beverages outside the boundaries of the entertainment district or portions of the entertainment district as designated by the promotional association, in its sole discretion. At times when a person is allowed to consume alcoholic beverages dispensed from portable bars and in common areas of all or any portion of the entertainment district designated by the promotional association, the promotional association shall ensure that minors can be easily distinguished from persons of legal age buying alcoholic beverages.

5. Every licensee within the entertainment district shall serve alcoholic beverages in containers that display and contain the licensee's trade name or logo or some other mark that is unique to that license and licensee.

6. The holder of an entertainment district special license is solely responsible for alcohol violations occurring at its portable bar and in any common area."; and

Further amend said bill, Pages 39-41, Section 620.3900, Lines 1-47, by deleting said lines and

inserting in lieu thereof the following:

"**620.3900. 1. Sections 620.3900 to 620.3930 shall be known and may be cited as the "Regulatory Sandbox Act".**

2. For the purposes of sections 620.3900 to 620.3930, the following terms shall mean:

(1) "Advisory committee", the general regulatory sandbox program advisory committee created in section 620.3910;

(2) "Applicable agency", a department or agency of the state that by law regulates a business activity and persons engaged in such business activity, including the issuance of licenses or other types of authorization, and which the regulatory relief office determines would otherwise regulate a sandbox participant. A participant may fall under multiple applicable agencies if multiple agencies regulate the business activity that is subject to the sandbox program application. "Applicable agency" shall not include the division of professional registration and its boards, commissions, committees and offices;

(3) "Applicant" or "sandbox applicant", a person or business that applies to participate in the sandbox program;

(4) "Consumer", a person who purchases or otherwise enters into a transaction or agreement to receive a product or service offered through the sandbox program pursuant to a demonstration by a program participant;

(5) "Demonstrate" or "demonstration", to temporarily provide an offering of an innovative product or service in accordance with the provisions of the sandbox program;

(6) "Department", the department of economic development;

(7) "Innovation", the use or incorporation of a new idea, a new or emerging technology, or a new use of existing technology to address a problem, provide a benefit, or otherwise offer a product, production method, or service;

(8) "Innovative offering", an offering of a product or service that includes an innovation;

(9) "Product", a commercially distributed good that is:

(a) Tangible personal property; and

(b) The result of a production process;

(10) "Production", the method or process of creating or obtaining a good, which may include assembling, breeding, capturing, collecting, extracting, fabricating, farming, fishing, gathering, growing, harvesting, hunting, manufacturing, mining, processing, raising, or trapping a good;

(11) "Regulatory relief office", the office responsible for administering the sandbox program within the department;

(12) "Sandbox participant" or "participant", a person or business whose application to participate in the sandbox program is approved in accordance with the provisions of section 620.3915;

(13) "Sandbox program", the general regulatory sandbox program created in sections

620.3900 to 620.3930 that allows a person to temporarily demonstrate an innovative offering of a product or service under a waiver or suspension of one or more state laws or regulations;

(14) "Sandbox program director", the director of the regulatory relief office;

(15) "Service", any commercial activity, duty, or labor performed for another person or business. "Service" shall not include a product or service when its use would impact rates, statutorily authorized service areas, or system safety or reliability of an electrical corporation or gas corporation, as defined in section 386.020, as determined by the public service commission, or of any rural electric cooperative organized or operating under the provisions of chapter 394, or to any corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or to any electrical corporation operating under a cooperative business plan as described in subsection 2 of section 393.110."; and

Further amend said bill, Pages 41-43, Section 620.3905, Lines 1-78, by deleting said lines and inserting in lieu thereof the following:

"**620.3905. 1. There is hereby created within the department of economic development the "Regulatory Relief Office", which shall be administered by the sandbox program director. The sandbox program director shall report to the director of the department and may appoint staff, subject to the approval of the director of the department.**

2. The regulatory relief office shall:

(1) Administer the sandbox program pursuant to sections 620.3900 to 620.3930;

(2) Act as a liaison between private businesses and applicable agencies that regulate such businesses to identify state laws or regulations that could potentially be waived or suspended under the sandbox program;

(3) Consult with each applicable agency; and

(4) Establish a program to enable a person to obtain monitored access to the market in the state along with legal protections for a product or service related to the laws or regulations that are being waived as a part of participation in the sandbox program, in order to demonstrate an innovative product or service without obtaining a license or other authorization that might otherwise be required.

3. The regulatory relief office shall:

(1) Review state laws and regulations that may unnecessarily inhibit the creation and success of new companies or industries and provide recommendations to the governor and the general assembly on modifying or repealing such state laws and regulations;

(2) Create a framework for analyzing the risk level of the health, safety, and financial well-being of consumers related to permanently removing or temporarily waiving laws and regulations inhibiting the creation or success of new and existing companies or industries;

(3) Propose and enter into reciprocity agreements between states that use or are proposing to use similar regulatory sandbox programs as described in sections 620.3900 to 620.3930, provided that such reciprocity agreement is supported by a two-thirds majority vote of the advisory committee and the regulatory relief office is directed by an order of the governor to pursue such

reciprocity agreement;

(4) Enter into agreements with or adopt best practices of corresponding federal regulatory agencies or other states that are administering similar programs;

(5) Consult with businesses in the state about existing or potential proposals for the sandbox program; and

(6) In accordance with the provisions of chapter 536 and the provisions of sections 620.3900 to 620.3930, make rules regarding the administration of the sandbox program, including making rules regarding the application process and the reporting requirements of sandbox participants. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

4. (1) The regulatory relief office shall create and maintain on the department's website a web page that invites residents and businesses in the state to make suggestions regarding laws and regulations that could be modified or eliminated to reduce the regulatory burden on residents and businesses in the state.

(2) On at least a quarterly basis, the regulatory relief office shall compile the relevant suggestions from the web page created pursuant to subdivision (1) of this subsection and provide a written report to the governor and the general assembly.

(3) In creating the report described in subdivision (2) of this subsection, the regulatory relief office:

(a) Shall provide the identity of residents and businesses that make suggestions on the web page if those residents and businesses wish to comment publicly, and shall ensure that the private information of residents and businesses that make suggestions on the web page is not made public if they do not wish to comment publicly; and

(b) May evaluate the suggestions and provide analysis and suggestions regarding which state laws and regulations could be modified or eliminated to reduce the regulatory burden on residents and businesses in the state while still protecting consumers.

5. (1) By October first of each year, the department shall submit an annual report to the governor, the general assembly, and to each state agency which shall include:

(a) Information regarding each participant in the sandbox program, including industries represented by each participant and the anticipated or actual cost savings that each participant experienced;

(b) The anticipated or actual benefit to consumers created by each demonstration in the sandbox program;

(c) Recommendations regarding any laws or regulations that should be permanently modified

or repealed;

(d) Information regarding any health and safety events related to the activities of a participant in the sandbox program; and

(e) Recommendations for changes to the sandbox program or other duties of the regulatory relief office.

(2) The department may provide an interim report from the sandbox program director to the governor and general assembly on specific, time-sensitive issues for the functioning of the sandbox program, for the health and safety of consumers, for the success of participants in the program, and for other issues of urgent need."; and

Further amend said bill, Pages 43-44, Section 620.3910, Lines 1-46, by deleting said lines and inserting in lieu thereof the following:

"**620.3910. 1. There is hereby created the "General Regulatory Sandbox Program Advisory Committee", to be composed of the following members:**

(1) The director of the department of economic development or his or her designee;

(2) The director of the department of commerce and insurance or his or her designee;

(3) The attorney general or his or her designee;

(4) A member of the public to be appointed by the governor;

(5) A member of the public or of an institution of higher education, to be appointed by the governor;

(6) A member of an institution of higher education, to be appointed by the director of the department of higher education and workforce development;

(7) Two members of the house of representatives, one to be appointed by the speaker of the house of representatives and one to be appointed by the minority leader of the house of representatives;

(8) Two members of the senate, one to be appointed by the president pro tempore of the senate and one to be appointed by the minority leader of the senate; and

(9) An employee of the office of public counsel, to be appointed by the public counsel.

2. (1) Advisory committee members shall be appointed to a four-year term. Members who cease holding elective office shall be replaced by the speaker or minority leader of the house of representatives or the president pro tempore or minority floor leader of the senate, as applicable. The sandbox program director may establish the terms of initial appointments so that approximately half of the advisory committee is appointed every two years.

(2) The sandbox program director shall select a chair of the advisory committee every two years in consultation with the members of the advisory committee.

(3) No appointee of the governor, speaker of the house of representatives, or president pro tempore of the senate may serve more than two complete terms.

3. A majority of the advisory committee shall constitute a quorum for the purpose of conducting business, and the action of a majority of a quorum shall constitute the action of the advisory committee, except as provided in subsection 4 of this section.

4. The advisory committee may, at its own discretion, meet to override a decision of the regulatory relief office on the admission or denial of an applicant to the sandbox program, provided such override is decided with a two-thirds majority vote of the members of the advisory committee, and further provided that such vote shall be taken within fifteen business days of the regulatory relief office's decision.

5. The advisory committee shall advise and make recommendations to the regulatory relief office on whether to approve applications to the sandbox program pursuant to section 620.3915.

6. The regulatory relief office shall provide administrative staff support for the advisory committee.

7. The members of the advisory committee shall serve without compensation, but may be reimbursed for any actual and necessary expenses incurred in the performance of the advisory committee's official duties.

8. Meetings of the advisory committee shall be considered public meetings for the purposes of chapter 610. However, a meeting of the committee shall be a closed meeting if the purpose of the meeting is to discuss an application for participation in the regulatory sandbox and failing to hold a closed meeting would reveal information that constitutes proprietary or confidential trade secrets. Upon approval by a majority vote by members of the advisory committee, the advisory committee shall be allowed to conduct remote meetings, and individual members shall be allowed to attend meetings remotely. The advisory committee shall provide the public the ability to view any such remote meetings."; and

Further amend said bill, Pages 44-49, Section 620.3915, Lines 1-172, by deleting said lines and inserting in lieu thereof the following:

"**620.3915. 1. An applicant for the sandbox program shall provide to the regulatory relief office an application in a form prescribed by the regulatory relief office that:**

(1) Confirms the applicant is subject to the jurisdiction of the state;

(2) Confirms the applicant has established physical residence or a virtual location in the state from which the demonstration of an innovative offering will be developed and performed, and where all required records, documents, and data will be maintained;

(3) Contains relevant personal and contact information for the applicant, including legal names, addresses, telephone numbers, email addresses, website addresses, and other information required by the regulatory relief office;

(4) Discloses criminal convictions of the applicant or other participating personnel, if any; and

(5) Contains a description of the innovative offering to be demonstrated, including statements regarding:

(a) How the innovative offering is subject to licensing, legal prohibition, or other authorization requirements outside of the sandbox program;

(b) Each law or regulation that the applicant seeks to have waived or suspended while participating in the sandbox program;

(c) How the innovative offering would benefit consumers;

(d) How the innovative offering is different from other innovative offerings available in the state;

(e) The risks that might exist for consumers who use or purchase the innovative offering;

(f) How participating in the sandbox program would enable a successful demonstration of the innovative offering of an innovative product or service;

(g) A description of the proposed demonstration plan, including estimated time periods for beginning and ending the demonstration;

(h) Recognition that the applicant will be subject to all laws and regulations pertaining to the applicant's innovative offering after the conclusion of the demonstration;

(i) How the applicant will end the demonstration and protect consumers if the demonstration fails;

(j) A list of each applicable agency, if any, that the applicant knows regulates the applicant's business; and

(k) Any other required information as determined by the regulatory relief office.

2. An applicant shall remit to the regulatory relief office an application fee of three hundred dollars per application for each innovative offering. Such application fees shall be used by the regulatory relief office solely for the purpose of implementing the provisions of sections 620.3900 to 620.3930.

3. An applicant shall file a separate application for each innovative offering that the applicant wishes to demonstrate.

4. An applicant for the sandbox program may contact the regulatory relief office to request a consultation regarding the sandbox program before submitting an application. The regulatory relief office may provide assistance to an applicant in preparing an application for submission.

5. (1) After an application is filed, the regulatory relief office shall:

(a) Consult with each applicable agency that regulates the applicant's business regarding whether more information is needed from the applicant; and

(b) Seek additional information from the applicant that the regulatory relief office determines is necessary.

(2) No later than fifteen business days after the day on which a completed application is received by the regulatory relief office, the regulatory relief office shall:

(a) Review the application and refer the application to each applicable agency that regulates the applicant's business; and

(b) Provide to the applicant:

a. An acknowledgment of receipt of the application; and

b. The identity and contact information of each applicable agency to which the application has been referred for review.

(3) No later than forty-five days after the day on which an applicable agency receives a completed application for review, the applicable agency shall provide a written report to the sandbox program director with the applicable agency's findings. Such report shall:

(a) Describe any identifiable, likely, and significant harm to the health, safety, or financial well-being of consumers that the relevant law or regulation protects against; and

(b) Make a recommendation to the regulatory relief office that the applicant either be admitted or denied entrance into the sandbox program.

(4) An applicable agency may request an additional ten business days to deliver the written report required by subdivision (3) of this subsection by providing notice to the sandbox program director, which request shall automatically be granted. An applicable agency may request only one extension per application. The sandbox program director may also provide an additional extension to the applicable agency for cause.

(5) If an applicable agency recommends an applicant under this section be denied entrance into the sandbox program, the written report required by subdivision (3) of this subsection shall include a description of the reasons for such recommendation, including the reason a temporary waiver or suspension of the relevant laws or regulations would potentially significantly harm the health, safety, or financial well-being of consumers or the public and the assessed likelihood of such harm occurring.

(6) If an applicable agency determines that the consumer's or public's health, safety, or financial well-being can be protected through less restrictive means than the existing relevant laws or regulations, the applicable agency shall provide a recommendation of how that can be achieved.

(7) If an applicable agency fails to deliver the written report required by subdivision (3) of this subsection, the sandbox program director shall provide a final notice to the applicable agency for delivery of the written report. If the report is not delivered within five days of such final notice, the sandbox program director shall assume that the applicable agency does not object to the temporary waiver or suspension of the relevant laws or regulations for an applicant seeking to participate in the sandbox program.

6. (1) Notwithstanding any provision of this section to the contrary, an applicable agency may, by written notice to the regulatory relief office:

(a) Reject an application, provided such rejection occurs within forty-five days after the day on which the applicable agency receives a complete application for review, or within fifty days if an extension has been requested by the applicable agency, if the applicable agency determines, in the applicable agency's sole discretion, that the applicant's offering fails to comply with standards or specifications:

a. Required by federal rule or regulation; or

b. Previously approved for use by a federal agency; or

(b) Reject an application preliminarily approved by the regulatory relief office, if the applicable agency:

a. Recommends rejection of the application in the applicable agency's written report submitted pursuant to subdivision (3) of subsection 5 of this section; and

b. Provides in the written report submitted pursuant to subdivision (3) of subsection 5 of this section a description of the applicable agency's reasons approval of the application would create a substantial risk of harm to the health or safety of the public, or create unreasonable expenses for taxpayers in the state.

(2) If any applicable agency rejects an application on a nonpreliminary basis pursuant to subdivision (1) of this subsection, the regulatory relief office shall not approve the application.

7. (1) The sandbox program director shall provide all applications and associated written reports to the advisory committee upon receiving a written report from an applicable agency.

(2) The sandbox program director may call the advisory committee to meet as needed, but not less than once per quarter if applications are available for review.

(3) After receiving and reviewing the application and each associated written report, the advisory committee shall provide to the sandbox program director the advisory committee's recommendation as to whether the applicant should be admitted as a sandbox participant.

(4) As part of the advisory committee's review of each report, the advisory committee shall use criteria used by applicable agencies to evaluate applications.

8. The regulatory relief office shall consult with each applicable agency and the advisory committee before admitting an applicant into the sandbox program. Such consultation may include seeking information about whether:

(1) The applicable agency has previously issued a license or other authorization to the applicant; and

(2) The applicable agency has previously investigated, sanctioned, or pursued legal action against the applicant.

9. In reviewing an application under this section, the regulatory relief office and applicable agencies shall consider whether:

(1) A competitor to the applicant is or has been a sandbox participant and, if so, weigh that as a factor in favor of allowing the applicant to also become a sandbox participant;

(2) The applicant's plan will adequately protect consumers from potential harm identified by an applicable agency in the applicable agency's written report;

(3) The risk of harm to consumers is outweighed by the potential benefits to consumers from the applicant's participation in the sandbox program; and

(4) Certain state laws or regulations that regulate an innovative offering should not be waived or suspended even if the applicant is approved as a sandbox participant, including applicable anti-fraud or disclosure provisions.

10. An applicant shall become a sandbox participant if the regulatory relief office approves the application for the sandbox program and enters into a written agreement with the applicant describing the specific laws and regulations that are waived or suspended as part of participation in the sandbox program. Notwithstanding any other provision of this section to the contrary, the regulatory relief office shall not enter into a written agreement with an applicant that exempts the applicant from any income, property, or sales tax liability unless such applicant otherwise qualifies for an exemption from such tax.

11. (1) The sandbox program director may deny at his or her sole discretion any application submitted under this section for any reason, including if the sandbox program director determines that the preponderance of evidence demonstrates that suspending or waiving enforcement of a law or regulation would cause significant risk of harm to consumers or residents of the state.

(2) If the sandbox program director denies an application submitted under this section, the regulatory relief office shall provide to the applicant a written description of the reasons for not allowing the applicant to become a sandbox participant.

(3) The denial of an application submitted under this section shall not be subject to judicial or administrative review.

(4) The acceptance or denial of an application submitted under this section may be overridden by an affirmative vote of a two-thirds majority of the advisory committee at the discretion of the advisory committee, provided such vote shall take place within fifteen business days of the sandbox program director's decision. Notwithstanding any other provision of this section to the contrary, the advisory committee shall not override a rejection made by an applicable agency.

(5) The sandbox program director shall deny an application for participation in the sandbox program if the applicant or any person who seeks to participate with the applicant in demonstrating an innovative offering has been convicted, entered into a plea of nolo contendere, or entered a plea of guilty or nolo contendere held in abeyance, for any crime involving significant theft, fraud, or dishonesty if the crime bears a significant relationship to the applicant's or other participant's ability to safely and competently participate in the sandbox program.

12. When an applicant is approved for participation in the sandbox program, the sandbox program director may provide notice of the approval to competitors of the applicant and to the general public.

13. Applications to participate in the sandbox program shall be considered public records for the purposes of chapter 610, provided, however, that any information contained in such applications that constitutes proprietary or confidential trade secrets shall not be subject to disclosure pursuant to chapter 610."; and

Further amend said bill, Pages 49-50, Section 620.3920, Lines 1-41, by deleting said lines and inserting in lieu thereof the following:

"**620.3920. 1. If the regulatory relief office approves an application pursuant to section 620.3915, the sandbox participant shall have twenty-four months after the day on which the application was approved to demonstrate the innovative offering described in the sandbox participant's application.**

2. An innovative offering that is demonstrated within the sandbox program shall only be available to consumers who are residents of Missouri or of another state. No law or regulation shall be waived or suspended if waiving or suspending such law or regulation would prevent a consumer from seeking restitution in the event that the consumer is harmed.

3. Nothing in sections 620.3900 to 620.3930 shall restrict a sandbox participant that holds a license or other authorization in another jurisdiction from acting in accordance with such license or other authorization in that jurisdiction.

4. A sandbox participant shall be deemed to possess an appropriate license or other authorization under the laws of this state for the purposes of any provision of federal law requiring licensure or other authorization by the state.

5. (1) During the demonstration period, a sandbox participant shall not be subject to the enforcement of state laws or regulations identified in the written agreement between the regulatory relief office and the sandbox participant.

(2) A prosecutor shall not file or pursue charges pertaining to any action related to a law or regulation identified in the written agreement between the regulatory relief office and the sandbox participant that occurs during the demonstration period.

(3) A state agency shall not file or pursue any punitive action against a sandbox participant, including a fine or license suspension or revocation, for the violation of a law or regulation that is identified as being waived or suspended in the written agreement between the regulatory relief office and the sandbox participant that occurs during the demonstration period.

6. Notwithstanding any provision of this section to the contrary, a sandbox participant shall not have immunity related to any criminal offense committed during the sandbox participant's participation in the sandbox program.

7. By written notice, the regulatory relief office may end a sandbox participant's participation in the sandbox program at any time and for any reason, including if the sandbox program director determines that a sandbox participant is not operating in good faith to bring an innovative offering to market; provided, however, that the sandbox program director's decision may be overridden by an affirmative vote of a two-thirds majority of the members of the advisory committee.

8. The regulatory relief office and regulatory relief office's employees shall not be liable for any business losses or the recouping of application expenses or other expenses related to the sandbox program, including for:

(1) Denying an applicant's application to participate in the sandbox program for any reason; or

(2) Ending a sandbox participant's participation in the sandbox program at any time and for any reason."; and

Further amend said bill, Pages 50-51, Section 620.3925, Lines 1-31, by deleting said lines and inserting in lieu thereof the following:

"**620.3925. 1. Before demonstrating an innovative offering to a consumer, a sandbox**

participant shall disclose the following information to the consumer:

(1) The name and contact information of the sandbox participant;

(2) A statement that the innovative offering is authorized pursuant to the sandbox program and, if applicable, that the sandbox participant does not have a license or other authorization to provide an innovative offering under state laws that regulate offerings outside of the sandbox program;

(3) A statement that specific laws and regulations have been waived for the sandbox participant for the duration of its demonstration in the sandbox program, with a summary of such waived laws and regulations;

(4) A statement that the innovative offering is undergoing testing and may not function as intended and may expose the consumer to certain risks as identified by the applicable agency's written report;

(5) A statement that the provider of the innovative offering is not immune from civil liability for any losses or damages caused by the innovative offering;

(6) A statement that the provider of the innovative offering is not immune from criminal prosecution for violations of state law or regulations that are not suspended or waived as allowed within the sandbox program;

(7) A statement that the innovative offering is a temporary demonstration that may be discontinued at the end of the demonstration period;

(8) The expected end date of the demonstration period; and

(9) A statement that a consumer may contact the regulatory relief office and file a complaint regarding the innovative offering being demonstrated, providing the regulatory relief office's telephone number, email address, and website address where a complaint may be filed.

2. The disclosures required by subsection 1 of this section shall be provided to a consumer in a clear and conspicuous form and, for an internet- or application-based innovative offering, a consumer shall acknowledge receipt of the disclosure before any transaction may be completed.

3. The regulatory relief office may require that a sandbox participant make additional disclosures to a consumer."; and

Further amend said bill, Pages 51-53, Section 620.3930, Lines 1-85, by deleting said lines and inserting in lieu thereof the following:

"**620.3930. 1. At least forty-five days before the end of the twenty-four-month demonstration period, a sandbox participant shall:**

(1) Notify the regulatory relief office that the sandbox participant will exit the sandbox program and discontinue the sandbox participant's demonstration after the day on which the twenty-four-month demonstration period ends; or

(2) Seek an extension pursuant to subsection 4 of this section.

2. If the regulatory relief office does not receive notification as required by subsection 1 of this

section, the demonstration period shall end at the end of the twenty-four-month demonstration period.

3. If a demonstration includes an innovative offering that requires ongoing services or duties beyond the twenty-four-month demonstration period, the sandbox participant may continue to demonstrate the innovative offering but shall be subject to enforcement of the laws or regulations that were waived or suspended as part of the sandbox program.

4. (1) No later than forty-five days before the end of the twenty-four-month demonstration period, a sandbox participant may request an extension of the demonstration period.

(2) The regulatory relief office shall grant or deny a request for an extension by the end of the twenty-four month demonstration period.

(3) The regulatory relief office may grant an extension for not more than twelve months after the end of the demonstration period.

(4) Sandbox participants may apply for additional extensions in accordance with the criteria used to assess their initial application, up to a cumulative maximum of seven years inclusive of the original twenty-four-month demonstration period.

5. (1) A sandbox participant shall retain records, documents, and data produced in the ordinary course of business regarding an innovative offering demonstrated in the sandbox program for twenty-four months after exiting the sandbox program.

(2) The regulatory relief office may request relevant records, documents, and data from a sandbox participant, and, upon the regulatory relief office's request, the sandbox participant shall make such records, documents, and data available for inspection by the regulatory relief office.

6. If a sandbox participant ceases to provide an innovative offering before the end of a demonstration period, the sandbox participant shall notify the regulatory relief office and each applicable agency and report on actions taken by the sandbox participant to ensure consumers have not been harmed as a result.

7. The regulatory relief office shall establish quarterly reporting requirements for each sandbox participant, including information about any consumer complaints.

8. (1) The sandbox participant shall notify the regulatory relief office and each applicable agency of any incidents that result in harm to the health, safety, or financial well-being of a consumer. The parameters for such incidents that shall be reported shall be laid out in the written agreement between the applicant and the regulatory relief office. Any incident reports shall be publicly available on the regulatory sandbox webpage provided, however, that any information contained in such reports that constitutes proprietary or confidential trade secrets shall not be subject to disclosure pursuant to chapter 610.

(2) If a sandbox participant fails to notify the regulatory relief office and each applicable agency of any incidents required to be reported, or the regulatory relief office or an applicable agency has evidence that significant harm to a consumer has occurred, the regulatory relief office may immediately remove the sandbox participant from the sandbox program.

9. No later than thirty days after the day on which a sandbox participant exits the sandbox

program, the sandbox participant shall submit a written report to the regulatory relief office and each applicable agency describing an overview of the sandbox participant's demonstration. Failure to submit such a report shall result in the sandbox participant and any entity that later employs a member of the leadership team of the sandbox participant being prohibited from future participation in the sandbox program. Such report shall include any:

(1) Incidents of harm to consumers;

(2) Legal action filed against the sandbox participant as a result of the participant's demonstration; or

(3) Complaint filed with an applicable agency as a result of the sandbox participant's demonstration.

Any incident reports of harm to consumers, legal actions filed against a sandbox participant, or complaints filed with an applicable agency shall be compiled and made publicly available on the regulatory sandbox webpage provided, however, that any information contained in such reports or complaints that constitutes proprietary or confidential trade secrets shall not be subject to disclosure pursuant to chapter 610.

10. No later than thirty days after the day on which an applicable agency receives the quarterly report required by subsection 7 of this section or a written report from a sandbox participant as required by subsection 9 of this section, the applicable agency shall provide a written report to the regulatory relief office on the demonstration, which describes any statutory or regulatory reform the applicable agency recommends as a result of the demonstration.

11. The regulatory relief office may remove a sandbox participant from the sandbox program at any time if the regulatory relief office determines that a sandbox participant has engaged in, is engaging in, or is about to engage in any practice or transaction that is in violation of sections 620.3900 to 620.3930 or that constitutes a violation of a law or regulation for which suspension or waiver has not been granted pursuant to the sandbox program. Information on any removal of a sandbox participant for engaging in any practice or transaction that constitutes a violation of law or regulation for which suspension or waiver has not been granted pursuant to the sandbox program shall be made publicly available on the regulatory sandbox webpage provided, however, that any information that constitutes proprietary or confidential trade secrets shall not be subject to disclosure pursuant to chapter 610."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Page 35, Section 537.529, Line 114, by inserting after all of said section and line the following:

"620.800. The following additional terms used in sections 620.800 to 620.809 shall mean:

(1) "Agreement", the agreement between a qualified company, a community college district, and the department concerning a training project. Any such agreement shall comply with the provisions of section 620.017;

(2) "Application", a form developed by and submitted to the department by a local education agency on behalf of a qualified company applying for benefits under section 620.806;

[(2)**]** **(3)** "Board of trustees", the board of trustees of a community college district established under the provisions of chapter 178;

[(3)"Certificate", a new or retained jobs training certificate issued under section 620.809;**]**

(4) "Committee", the Missouri one start job training joint legislative oversight committee, established under the provisions of section 620.803;

(5) "Department", the Missouri department of economic development;

(6) "Employee", a person employed by a qualified company;

[(7) "Existing Missouri business", a qualified company that, for the ten-year period preceding submission of a notice of intent to the department, had a physical location in Missouri and full-time employees who routinely performed job duties within Missouri;

(8)**]** **(7)** "Full-time employee", an employee of the qualified company who is scheduled to work an average of at least thirty-five hours per week for a twelve-month period, and one to whom the qualified company offers health insurance and pays at least fifty percent of such insurance premiums;

[(9)**]** **(8)** "Local education agency", a community college district, two-year state technical college, or technical career education center;

[(10)**]** **(9)** "Missouri one start program", the **[**training**]** program established under sections 620.800 to 620.809;

[(11)**]** **(10)** "New capital investment", costs incurred by the qualified company at the project facility for real or personal property, that may include the value of finance or capital leases for real or personal property for the term of such lease at the project facility executed after acceptance by the qualified company of the proposal for benefits from the department or approval of the **application or** notice of intent;

[(12)**]** **(11)** "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the **application or** notice of intent shall be deemed a new job. An employee who spends less than fifty percent of his or her work time at the facility is still considered to be located at a facility if he or she receives his or her directions and control from that facility, **if he or she** is on the facility's payroll, **and if** one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the applicable percentage of the county's average wage;

[(13)**]** **(12)** "New jobs credit", the credit from withholding remitted by a qualified company provided under subsection **[**7**]** **8** of section 620.809;

[(14)**]** **(13)** "Notice of intent", a form developed by and submitted to the department that states the qualified company's intent to request benefits under **[**this program**]** **section 620.809**;

[(15)**]** **(14)** "Project facility", the building or buildings used by a qualified company at which new or retained jobs and any new capital investment are or will be located. A project facility may include

separate buildings located within sixty miles of each other such that their purpose and operations are interrelated**[**, provided that, if the buildings making up the project facility are not located within the same county, the average wage of the new payroll must exceed the applicable percentage of the highest county average wage among the counties in which the buildings are located**]**. Upon approval by the department, a subsequent project facility may be designated if the qualified company demonstrates a need to relocate to the subsequent project facility at any time during the project period;

[(16)**] (15)** "Project facility base employment", the greater of the number of full-time employees located at the project facility on the date of the **application or** notice of intent or, for the twelve-month period prior to the date of the **application or** notice of intent, the average number of full-time employees located at the project facility. In the event the project facility has not been in operation for a full twelve-month period, the average number of full-time employees for the number of months the project facility has been in operation prior to the date of the **application or** notice of intent;

[(17)**] (16)** "Qualified company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri that is the owner or operator of a project facility, offers health insurance to all full-time employees of all facilities located in this state, and pays at least fifty percent of such insurance premiums. For the purposes of sections 620.800 to 620.809, the term "qualified company" shall not mean:

(a) Gambling establishments (NAICS industry group 7132);

(b) Retail trade establishments (NAICS sectors 44 and 45) **that have consumer-based store fronts**, except with respect to any company headquartered in this state with a majority of its full-time employees engaged in operations not within the NAICS codes specified in this subdivision;

(c) Food services and drinking places (NAICS subsector 722);

(d) Public utilities (NAICS 221 including water and sewer services);

(e) Any company that is delinquent in the payment of any nonprotested taxes or any other amounts due the state or federal government or any other political subdivision of this state;

(f) Any company requesting benefits for retained jobs that has filed for or has publicly announced its intention to file for bankruptcy protection. However, a company that has filed for or has publicly announced its intention to file for bankruptcy may be a qualified company provided that such company:

a. Certifies to the department that it plans to reorganize and not to liquidate; and

b. After its bankruptcy petition has been filed, it produces proof, in a form and at times satisfactory to the department, that it is not delinquent in filing any tax returns or making any payment due to the state of Missouri, including but not limited to all tax payments due after the filing of the bankruptcy petition and under the terms of the plan of reorganization;

(g) Educational services (NAICS sector 61);

(h) Religious organizations (NAICS industry group 8131);

(i) Public administration (NAICS sector 92);

(j) Ethanol distillation or production; or

(k) Biodiesel production.

Notwithstanding any provision of this section to the contrary, the headquarters, administrative offices, or research and development facilities of an otherwise excluded business may qualify for benefits if the offices or facilities serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the jobs and investment of such operation shall be considered eligible for benefits under this section if the other requirements are satisfied;

[(18)**] (17) "Recruitment services", the promotion of workforce opportunities in Missouri;**

(18) "Related company":

(a) A corporation, partnership, trust, or association controlled by the qualified company;

(b) An individual, corporation, partnership, trust, or association in control of the qualified company; or

(c) Corporations, partnerships, trusts, or associations controlled by an individual, corporation, partnership, trust, or association in control of the qualified company. As used in this subdivision, "control of a corporation" shall mean ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote; "control of a partnership or association" shall mean ownership of at least fifty percent of the capital or profits interest in such partnership or association; "control of a trust" shall mean ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such trust; and "ownership" shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(19) "Related facility", a facility operated by the qualified company or a related company located in this state that is directly related to the operations of the project facility or in which operations substantially similar to the operations of the project facility are performed;

(20) "Related facility base employment", the greater of the number of full-time employees located at all related facilities on the date of the **application or** notice of intent or, for the twelve-month period prior to the date of the **application or** notice of intent, the average number of full-time employees located at all related facilities of the qualified company or a related company located in this state;

(21) "Relocation costs", costs paid by a qualified company for a full-time employee who is relocating to Missouri from out of state to work in a new job. "Relocation costs" shall exclude costs for residents relocating from a Kansas border county to a Missouri border county, as those terms are defined in subsection 1 of section 135.1670, so long as subsection 2 of section 135.1670 is in effect. Any reimbursement for relocation costs shall be limited to fifty percent of the amount paid by the employer to cover actual relocation expenses, such as reasonable moving and related travel expenses. An amount paid to a qualified company shall not exceed three thousand five hundred dollars per employee and shall not exceed fifty percent of the total training project award;

[(21)**] (22)** "Retained jobs", the average number of full-time employees of a qualified company located at the project facility during each month for the calendar year preceding the year in which the **application or** notice of intent is submitted;

[(22)**] (23)** "Retained jobs credit", the credit from withholding remitted by a qualified company provided under subsection **[**7**] 8** of section 620.809;

[(23)**]** **(24)** "Targeted industry", an industry or one of a cluster of industries identified by the department by rule following a strategic planning process as being critical to the state's economic security and growth;

[(24)"Training program", the Missouri one start program established under sections 620.800 to 620.809;**]**

(25) "Training project", the project or projects established through the Missouri one start program for the creation or retention of jobs by providing education and training of workers;

(26) "Training project costs", may include all necessary and incidental costs of providing program services through the **[**training**]** **Missouri one start** program, such as:

(a) Training materials and supplies;

(b) Wages and benefits of instructors, who may or may not be employed by the eligible industry, and the cost of training such instructors;

(c) Subcontracted services;

(d) On-the-job training;

(e) Training facilities and equipment;

(f) Skill assessment;

(g) Training project and curriculum development;

(h) Travel directly to the training project, including a coordinated transportation program for training if the training can be more effectively provided outside the community where the jobs are to be located;

(i) Payments to third-party training providers and to the eligible industry;

(j) Teaching and assistance provided by educational institutions in the state of Missouri;

(k) In-plant training analysis, including fees for professionals and necessary travel and expenses;

(l) Assessment and preselection tools;

(m) Publicity;

(n) Instructional services;

(o) Rental of instructional facilities with necessary utilities; **[**and**]**

(p) Relocation costs;

[(p)**]** **(q)** Payment of the principal, premium, and interest on certificates, including capitalized interest, issued to finance a project, and the funding and maintenance of a debt service reserve fund to secure such certificates; **or**

(r) Costs of training project services not otherwise included in this definition of "training project costs";

(27) "Training project services", may include, but shall not be limited to, the following:

(a) Job training, which may include, but not be limited to, preemployment training, analysis of the

specified training needs for a qualified company, development of training plans, and provision of training through qualified training staff;

(b) Adult basic education and job-related instruction;

(c) Vocational and skill-assessment services and testing;

(d) Training facilities, equipment, materials, and supplies;

(e) On-the-job training;

(f) Administrative expenses at a reasonable amount determined by the department;

(g) Subcontracted services with state institutions of higher education, private colleges or universities, or other federal, state, or local agencies;

(h) Contracted or professional services; and

(i) Issuance of certificates, when applicable.

620.803. 1. The department shall establish a "Missouri One Start Program" to assist **[**qualified**]** companies **[**in the**]** **with recruitment services,** training of employees in new jobs**,** and the retraining or upgrading of skills of full-time employees in retained jobs as provided in sections 620.800 to 620.809. The **[**training**]** **Missouri one start** program shall be funded through appropriations to the funds established under sections 620.806 and 620.809. The department shall, to the maximum extent practicable, prioritize funding under the **[**training**]** **Missouri one start** program to assist qualified companies in targeted industries.

2. **[**There is hereby created the "Missouri One Start Job Training Joint Legislative Oversight Committee". The committee shall consist of three members of the Missouri senate appointed by the president pro tempore of the senate and three members of the house of representatives appointed by the speaker of the house. No more than two of the members of the senate and two of the members of the house of representatives shall be from the same political party. Members of the committee shall report to the governor, the president pro tempore of the senate, and the speaker of the house of representatives on all assistance to qualified companies under the provisions of sections 620.800 to 620.809 provided during the preceding fiscal year. The report of the committee shall be delivered no later than October first of each year. The director of the department shall report to the committee such information as the committee may deem necessary for its annual report. Members of the committee shall receive no compensation in addition to their salary as members of the general assembly but may receive their necessary expenses while attending the meetings of the committee, to be paid out of the joint contingent fund.

3.**]** The department shall publish guidelines and may promulgate rules and regulations governing the **[**training**]** **Missouri one start** program. In establishing such guidelines and promulgating such rules and regulations, the department shall consider such factors as the potential number of new jobs to be created **or number of jobs to be retained**, the potential number of new minority jobs created, the amount of new capital investment in new **or existing** facilities and equipment, the significance of state benefits to the qualified company's decision to locate or expand in Missouri, the economic need of the affected community, and the importance of the qualified company to the economic development of the state. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the

provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

[4.**]** **3.** The department shall make **Missouri one start** program applications and guidelines available online.

[5.**]** **4.** The department may contract with other entities for the purposes of advertising, marketing, or promoting the **[**training**]** **Missouri one start** program established in sections 620.800 to 620.809. Any assistance through the **[**training**]** **Missouri one start** program shall be provided under an agreement.

[6.**]** **5.** Prior to the authorization of any application submitted through the **[**training**]** **Missouri one start** program, the department shall verify the applicant's tax payment status and offset any delinquencies as provided in section 135.815.

[7.**]** **6.** Any qualified company that is awarded benefits under sections 620.800 to 620.809 and who files for bankruptcy under Chapter 7 of the United States Bankruptcy Code, Title 11 U.S.C., as amended, shall immediately notify the department, shall forfeit such benefits, and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained.

[8.**]** **7.** The department may require repayment of all benefits awarded, increased by an additional amount that shall provide the state a reasonable rate of return, to any qualified company under sections 620.800 to 620.809 that fails to maintain the new or retained jobs within five years of approval of the benefits or that leaves the state within five years of approval of the benefits.

[9.**]** **8.** The department shall be authorized to contract with other entities, including businesses, industries, other state agencies, and political subdivisions of the state for the purpose of implementing a training project **or providing recruitment services** under the provisions of sections 620.800 to 620.809.

620.806. 1. There is hereby created in the state treasury a fund to be known as the "Missouri One Start Job Development Fund", that shall be administered by the department for the purposes of the Missouri one start program. The fund shall consist of all moneys which may be appropriated to it by the general assembly and also any gifts, contributions, grants, or bequests received from federal, private or other sources, including, but not limited to, any block grant or other sources of funding relating to job training, school-to-work transition, welfare reform, vocational and technical training, housing, infrastructure, development, and human resource investment programs which may be provided by the federal government or other sources. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. The department may provide financial assistance **for training projects** through the **[**training**]** **Missouri one start** program **from the Missouri one start job development fund** to qualified companies that create new jobs which will result in the need for training, or that make new capital

investment relating directly to the retention of jobs in an amount at least five times greater than the amount of any financial assistance. Financial assistance may also be provided to a consortium of a majority of qualified companies organized to provide common training to the consortium members' employees.

3. Funds in the Missouri one start job development fund shall be appropriated, for **recruitment services and to provide** financial assistance **for training projects** through the **[**training**] Missouri one start** program, by the general assembly to the department **[**and**]. Recruitment services shall be administered by the department. Financial assistance for training projects** shall be administered by a local education agency certified by the department for such purpose. **[**Except for state-sponsored preemployment training, no qualified company shall receive more than fifty percent of its training program costs from the Missouri one start job development fund.**]** No funds shall be awarded or reimbursed to any qualified company for the training, retraining, or upgrading of skills of potential employees with the purpose of replacing or supplanting employees engaged in an authorized work stoppage. Upon approval by the department, training project costs, except the purchase of training equipment and training facilities, shall be eligible for reimbursement with funds from the Missouri one start job development fund. Notwithstanding any provision of law to the contrary, no qualified company within a service industry shall be eligible for **training** assistance under this subsection unless such qualified company provides services in interstate commerce, which shall mean that the qualified company derives a majority of its annual revenues from out of the state.

[3.**]** **4.** Upon appropriation, a local education agency may petition the department to utilize the Missouri one start job development fund in order to create or improve training facilities, training equipment, training staff, training expertise, training programming, and administration. The department shall review all petitions and may award funds from the Missouri one start job development fund for reimbursement of training project costs and training project services as it deems necessary.

[4.**]** **5.** The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void.

620.809. 1. There is hereby established in the state treasury a fund to be known as the "Missouri One Start Community College New Jobs Training Fund", that shall be administered by the department for **[**the**]** training **projects in the Missouri one start** program. **Through June 30, 2023,** the department of revenue shall credit to the fund, as received, all new jobs credits. **[**For existing Missouri businesses creating new jobs, the training project may include retained jobs.**]** The fund shall also consist of any gifts, contributions, grants, or bequests received from federal, private, or other sources. The general assembly, however, shall not provide for any transfer of general revenue funds into the fund. Moneys in the fund shall be disbursed to the department under regular appropriations by the general assembly. **[**The department shall have the discretion to determine the appropriate amount of funds to allocate per training project.**]** **Through June 30, 2023,** the department shall disburse such appropriated funds in a timely manner into the special funds established by community college districts for training projects, which funds shall be used to pay training project costs. Such disbursements shall be made to the special

fund for each training project as provided under subsection **[**5**]** **6** of this section. All moneys remaining in the fund at the end of any fiscal year shall not lapse to the general revenue fund, as provided in section 33.080, but shall remain in the fund. **Any unobligated funds in the Missouri one start community college new jobs training fund on July 1, 2023, shall be transferred to the Missouri one start community college training fund authorized under subsection 3 of this section.**

2. There is hereby created in the state treasury a fund to be known as the "Missouri One Start Community College Job Retention Training Fund", that shall be administered by the department for the Missouri one start program. **Through June 30, 2023,** the department of revenue shall credit to the fund, as received, all retained jobs credits. **[**For existing Missouri businesses retaining jobs, the training project may include new jobs.**]** The fund shall also consist of any gifts, contributions, grants, or bequests received from federal, private, or other sources. The general assembly, however, shall not provide for any transfer of general revenue funds into the fund. Moneys in the fund shall be disbursed to the department under regular appropriations by the general assembly. **[**The department shall have the discretion to determine the appropriate amount of funds to allocate per training project.**]** **Through June 30, 2023,** the department shall disburse such appropriated funds in a timely manner into the special funds established by community college districts for projects, which funds shall be used to pay training **[**program**]** **project** costs**[**, including the principal, premium, and interest on certificates issued by the district to finance or refinance, in whole or in part, a project**]**. Such disbursements by the department shall be made to the special fund for each project as provided under subsection **[**5**]** **6** of this section. All moneys remaining in the fund at the end of any fiscal year shall not lapse to the general revenue fund, as provided in section 33.080, but shall remain in the fund. **All unobligated funds in the Missouri one start community college job retention training fund on July 1, 2023, shall be transferred to the Missouri one start community college training fund authorized under subsection 3 of this section.**

3. There is hereby created in the state treasury the "Missouri One Start Community College Training Fund", which shall be administered by the department for training projects in the Missouri one start program. Beginning July 1, 2023, the department of revenue shall credit to the fund, as received, all new and retained jobs credits. The fund shall also consist of any gifts, contributions, grants, or bequests received from federal, private, or other sources. However, the general assembly shall not authorize any transfer of general revenue funds into the fund. Beginning July 1, 2023, the department shall disburse moneys in the fund under regular appropriations by the general assembly. The department shall disburse such appropriated funds in a timely manner into the special funds established by community college districts for training projects, which funds shall be used to pay training project costs. Such disbursements shall be made to the special fund for each training project as provided under subsection 6 of this section. All moneys remaining in the fund at the end of any fiscal year shall not lapse to the general revenue fund, as provided in section 33.080, but shall remain in the fund.

[3.**]** **4.** The department of revenue shall develop such forms as are necessary to demonstrate accurately each qualified company's new jobs credit paid **through June 30, 2023,** into the Missouri one start community college new jobs training fund or retained jobs credit paid **through June 30, 2023,** into the Missouri one start community college job retention training fund. **The department of revenue shall develop such forms as are necessary to demonstrate accurately each qualified company's new or retained jobs credit, or both, whichever is applicable, paid beginning July 1, 2023, into the Missouri one start community college training fund.** The new or retained jobs credits**, or both, whichever is applicable,** shall be accounted as separate from the normal withholding tax paid to the

department of revenue by the qualified company. **Through June 30, 2023,** reimbursements made by all qualified companies to the Missouri one start community college new jobs training fund and the Missouri one start community college job retention training fund shall be no less than all allocations made by the department to all community college districts for all projects. **Beginning July 1, 2023, reimbursements made by all qualified companies to the Missouri one start community college training fund shall be no less than all allocations made by the department to all community college districts for all projects.** The qualified company shall remit the amount of the new or retained jobs credit, as **or both, whichever is** applicable, to the department of revenue in the same manner as provided in sections 143.191 to 143.265. **A qualified company's training project may include both new jobs and retained jobs.**

[4.**]** **5.** A community college district, with the approval of the department in consultation with the office of administration, may enter into an agreement to establish a training project and provide training project services to a qualified company. **The department shall have the discretion to determine the appropriate amount of funds to allocate per training project.** As soon as possible after initial contact between a community college district and a potential qualified company regarding the possibility of entering into an agreement, the community college district shall inform the department of the potential training project. The department shall evaluate the proposed training project within the overall job training efforts of the state to ensure that the training project will not duplicate other job training programs. The department shall have fourteen days from receipt of a notice of intent to approve or disapprove a training project. If no response is received by the qualified company within fourteen days, the training project shall be deemed approved. Disapproval of any training project shall be made in writing and state the reasons for such disapproval. If an agreement is entered into, the district and the qualified company shall notify the department of revenue within fifteen calendar days. In addition to any provisions required under subsection **[**6**]** **7** of this section for a qualified company applying to receive a new or retained job credit, **or both, whichever is applicable,** an agreement may provide, but shall not be limited to:

(1) Payment of training project costs, which may be paid from one or a combination of the following sources:

(a) **Through June 30, 2023,** funds appropriated by the general assembly to the Missouri one start community college new jobs training program fund or Missouri one start community college job retention training program fund, as applicable, and disbursed by the department for the purposes consistent with sections 620.800 to 620.809;

(b) Beginning July 1, 2023, funds appropriated by the general assembly to the Missouri one start community college jobs training program fund and disbursed by the department for the purposes consistent with sections 620.800 to 620.809;

[(b)**]** **(c)** Funds appropriated by the general assembly from the general revenue fund and disbursed by the department for the purposes consistent with sections 620.800 to 620.809;

[(c)**]** **(d)** Tuition, student fees, or special charges fixed by the board of trustees to defray training project costs in whole or in part;

(2) Payment of training project costs which shall not be deferred for a period longer than eight years;

(3) Costs of on-the-job training for employees which shall include wages or salaries of participating

employees. Payments for on-the-job training shall not exceed the average of fifty percent of the total wages paid by the qualified company to each participant during the period of training. Payment for on-the-job training may continue for up to six months from the date the training begins;

(4) A provision which fixes the minimum amount of new or retained jobs credits, **or both, whichever is applicable,** general revenue fund appropriations, or tuition and fee payments which shall be paid for training project costs; and

(5) Any payment required to be made by a qualified company. This payment shall constitute a lien upon the qualified company's business property until paid, shall have equal priority with ordinary taxes and shall not be divested by a judicial sale. Property subject to such lien may be sold for sums due and delinquent at a tax sale, with the same forfeitures, penalties, and consequences as for the nonpayment of ordinary taxes. The purchasers at a tax sale shall obtain the property subject to the remaining payments.

[5.**] 6.** (1) For projects that are funded exclusively under paragraph (a) **or (b)** of subdivision (1) of subsection **[**4**] 5** of this section, the department shall disburse such funds to the special fund for each training project in the same proportion as the new jobs or retained jobs credits remitted by the qualified company participating in such project bears to the total new jobs or retained jobs credits from withholding remitted by all qualified companies participating in projects during the period for which the disbursement is made.

(2) Subject to appropriation, for projects that are funded through a combination of funds under paragraphs (a) **[**and**],** (b)**, and (c)** of subdivision (1) of subsection **[**4**] 5** of this section, the department shall disburse funds appropriated under paragraph **[**(b)**] (c)** of subdivision (1) of subsection **[**4**] 5** of this section to the special fund for each training project upon commencement of the project. The department shall disburse funds appropriated under paragraph (a) **or (b)** of subdivision (1) of subsection **[**4**] 5** of this section to the special fund for each training project in the same proportion as the new jobs or retained jobs credits remitted by the qualified company participating in such project bears to the total new jobs or retained jobs credits from withholding remitted by all qualified companies participating in projects during the period for which the disbursement is made, reduced by the amount of funds appropriated under paragraph **[**(b)**] (c)** of subdivision (1) of subsection **[**4**] 5** of this section.

[6.**] 7.** Any qualified company that submits a notice of intent for retained job credits shall enter into an agreement, providing that the qualified company has:

(1) Maintained at least one hundred full-time employees per year at the project facility for the calendar year preceding the year in which the application is made; and

(2) Made or agrees to make a new capital investment of greater than five times the amount of any award under **[**this training**] the Missouri one start** program at the project facility over a period of two consecutive years, as certified by the qualified company and:

(a) Has made substantial investment in new technology requiring the upgrading of employee skills; or

(b) Is located in a border county of the state and represents a potential risk of relocation from the state; or

(c) Has been determined to represent a substantial risk of relocation from the state by the director of the department of economic development.

[7.**]** **8.** If an agreement provides that all or part of the training **[**program**]** **project** costs are to be met by receipt of new or retained jobs credit, **or both, whichever is applicable,** such new or retained jobs credit from withholding shall be determined and paid as follows:

(1) New or retained jobs credit shall be based upon the wages paid to the employees in the new or retained jobs;

(2) A portion of the total payments made by the qualified companies under sections 143.191 to 143.265 shall be designated as the new or retained jobs credit**, or both, whichever is applicable,** from withholding. Such portion shall be an amount equal to two and one-half percent of the gross wages paid by the qualified company for each of the first one hundred jobs included in the project and one and one-half percent of the gross wages paid by the qualified company for each of the remaining jobs included in the project. If business or employment conditions cause the amount of the new or retained jobs credit**, or both, whichever is applicable,** from withholding to be less than the amount projected in the agreement for any time period, then other withholding tax paid by the qualified company under sections 143.191 to 143.265 shall be credited to the applicable fund by the amount of such difference. The qualified company shall remit the amount of the new or retained jobs credit**, or both, whichever is applicable,** to the department of revenue in the manner prescribed in sections 143.191 to 143.265. When all training **[**program**]** **project** costs have been paid, the new or retained jobs credits**, or both, whichever is applicable,** shall cease;

(3) The community college district participating in a project shall establish a special fund for and in the name of the training project. All funds appropriated by the general assembly from the funds established under **[**subsections 1 and 2 of**]** this section and disbursed by the department for the training project and other amounts received by the district for training project costs as required by the agreement shall be deposited in the special fund. Amounts held in the special fund shall be used and disbursed by the district only to pay training project costs for such training project. The special fund may be divided into such accounts and subaccounts as shall be provided in the agreement, and amounts held therein may be invested in the same manner as the district's other funds;

(4) Any disbursement for training project costs received from the department under sections 620.800 to 620.809 and deposited into the training project's special fund may be irrevocably pledged by a community college district for the payment of the principal, premium, and interest on the certificate issued by a community college district to finance or refinance, in whole or in part, such training project;

(5) The qualified company shall certify to the department of revenue that the new or retained jobs credit**, or both, whichever is applicable,** is in accordance with an agreement and shall provide other information the department of revenue may require;

(6) An employee participating in a training project shall receive full credit under section 143.211 for the amount designated as a new or retained jobs credit;

(7) If an agreement provides that all or part of training **[**program**]** **project** costs are to be met by receipt of new or retained jobs credit, **or both, whichever is applicable,** the provisions of this subsection shall also apply to any successor to the original qualified company until the principal and interest on the certificates have been paid.

[8.**]** **9.** To provide funds for the present payment of the training project costs **[**of new or retained jobs training project**]** through the **[**training**]** **Missouri one start** program **as provided in this section**, a

community college district may borrow money and issue and sell certificates payable from a sufficient portion of the future receipts of payments authorized by the agreement including disbursements from the **[**Missouri one start community college new jobs training fund or the Missouri one start community college job retention training fund**]** **funds established under this section**, to the special fund established by the community college district for each **training** project. The total amount of outstanding certificates sold by all community college districts shall not exceed the total amount authorized under law as of January 1, 2013**[**, unless an increased amount is authorized in writing by a majority of members of the committee**]**. The certificates shall be marketed through financial institutions authorized to do business in Missouri. The receipts shall be pledged to the payment of principal of and interest on the certificates. Certificates may be sold at public sale or at private sale at par, premium, or discount of not less than ninety-five percent of the par value thereof, at the discretion of the board of trustees, and may bear interest at such rate or rates as the board of trustees shall determine, notwithstanding the provisions of section 108.170 to the contrary. However, the provisions of chapter 176 shall not apply to the issuance of such certificates. Certificates may be issued with respect to a single **training** project or multiple **training** projects and may contain terms or conditions as the board of trustees may provide by resolution authorizing the issuance of the certificates.

[9.**]** **10.** Certificates issued to refund other certificates may be sold at public sale or at private sale as provided in this section, with the proceeds from the sale to be used for the payment of the certificates being refunded. The refunding certificates may be exchanged in payment and discharge of the certificates being refunded, in installments at different times or an entire issue or series at one time. Refunding certificates may be sold or exchanged at any time on, before, or after the maturity of the outstanding certificates to be refunded. They may be issued for the purpose of refunding a like, greater, or lesser principal amount of certificates and may bear a rate of interest that is higher, lower, or equivalent to that of the certificates being renewed or refunded.

[10.**]** **11.** Before certificates are issued, the board of trustees shall publish once a notice of its intention to issue the certificates, stating the amount, the purpose, and the project or projects for which the certificates are to be issued. A person with standing may, within fifteen days after the publication of the notice, by action in the circuit court of a county in the district, appeal the decision of the board of trustees to issue the certificates. The action of the board of trustees in determining to issue the certificates shall be final and conclusive unless the circuit court finds that the board of trustees has exceeded its legal authority. An action shall not be brought which questions the legality of the certificates, the power of the board of trustees to issue the certificates, the effectiveness of any proceedings relating to the authorization of the project, or the authorization and issuance of the certificates from and after fifteen days from the publication of the notice of intention to issue.

[11.**]** **12.** The board of trustees shall make a finding based on information supplied by the qualified company that revenues provided in the agreement are sufficient to secure the faithful performance of obligations in the agreement.

[12.**]** **13.** Certificates issued under this section shall not be deemed to be an indebtedness of the state, the community college district, or any other political subdivision of the state, and the principal and interest on any certificates shall be payable only from the sources provided in subdivision (1) of subsection **[**4**]** **5** of this section which are pledged in the agreement.

[13.**]** **14.** Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under sections 620.800 to 620.809 shall be reauthorized as of August 28, 2018, and shall expire on August 28, 2030; and

(2) If such program is reauthorized, the program authorized under sections 620.800 to 620.809 shall automatically sunset twelve years after the effective date of the reauthorization of sections 620.800 to 620.809; and

(3) Sections 620.800 to 620.809 shall terminate on September first of the calendar year immediately following the calendar year in which a program authorized under sections 620.800 to 620.809 is sunset.

[14.**]** **15.** Any agreement or obligation entered into by the department that was made under the provisions of sections 620.800 to 620.809 prior to August 28, 2019, shall remain in effect according to the provisions of such agreement or obligation.”; and

Further amend said bill, Page 39, Section 620.1039, Line 153, by inserting after all of said section and line the following:

“620.2475. 1. As used in this section, the following terms shall mean:

(1) “Aerospace project”, a project undertaken by or for the benefit of a qualified company with a North American Industry Classification System industry classification of 3364 involving the creation of at least two thousand new jobs within ten years following the approval of a notice of intent pursuant to section 620.2020 and for which the department of economic development has provided a proposal for benefits under job creation, worker training, and infrastructure development programs on or before June 10, 2014;

(2) “Job creation, worker training, and infrastructure development programs”, the Missouri works program established under sections 620.2000 to 620.2020, the Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri one start training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865.

2. Provisions of law to the contrary notwithstanding, no benefits authorized under job creation, worker training, and infrastructure development programs for an aerospace project shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection **[**8**]** **9** of section 620.809, and subsection 7 of section 620.2020. No aerospace project shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred fifty million dollars annually under all such programs.

3. For any aerospace project receiving state benefits under this section, the department of economic development shall deliver to the general assembly an annual report providing detailed information on the state benefits received and projected to be received by the aerospace project and shall also denote the number of minorities that have been trained under the Missouri one start training program established under sections 620.800 to 620.809.

4. Any aerospace project receiving benefits under this section shall annually report to the general assembly and the department of economic development its minority and women employment outreach efforts.

5. For aerospace projects receiving benefits under this section, in no event shall disbursements of new state revenues under sections 99.800 to 99.865 be made to satisfy bond obligations incurred for improvements that do not directly benefit such project.

6. For aerospace projects receiving benefits under this section, in the tenth year following the approval of a notice of intent under sections 620.2000 to 620.2020, the department of economic development shall determine the net fiscal benefit to the state resulting from such project and shall take any action necessary to ensure a positive net fiscal benefit to the state by no later than the last year in which the aerospace project receives benefits under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Page 23, Section 143.436, Line 154, by inserting after all of said section and line the following:

"**285.1000. For purposes of sections 285.1000 to 285.1055, the following terms shall mean:**

(1) "Administrative fund" or "Missouri workplace retirement savings administrative fund", the Missouri workplace retirement savings administrative fund described in section 285.1045;

(2) "Association", any bona fide association of individual members located in Missouri and in continuous existence for at least two years. An association does not include a professional employer organization. An association may also qualify as an eligible employer and may not exceed fifty participants in the program and would have five years to identify a private sector replacement upon exceeding fifty participants. After such five-year period has ended, the association shall immediately cease to qualify as an eligible employer and shall be prohibited from further participation in the plan

(3) "Board", the Missouri workplace retirement savings board established under section 285.1005;

(4) "Eligible employee", an individual who is employed by a participating employer, who has wages or other compensation that is allocable to the state, and who is eighteen years of age or older. "Eligible employee" shall not include any of the following:

(a) Any employee covered under the federal Railway Labor Act, 45 U.S.C. Section 151;

(b) Any employee on whose behalf an employer makes contributions to a multiemployer pension trust fund under 29 U.S.C. Section 186; or

(c) Any individual who is an employee of:

a. The federal government;

b. Any state government in the United States; or

c. Any county, municipal corporation, or political subdivision of any state in the United States;

(5) "Eligible employer", a person or entity engaged in a business, industry, profession, trade,

or other enterprise in the state of Missouri, whether for-profit or not-for-profit, provided that such a person or entity employs no more than fifty employees. A person or entity who qualifies as an eligible employer but who later employs more than fifty employees shall be permitted to remain an eligible employer for a period of five years beginning on the date on which the person or entity first employs more than fifty employees. After such five-year period has ended, the person or entity shall immediately cease to qualify as an eligible employer and shall be prohibited from further participation in the plan. For purposes of this subdivision, an eligible employer shall not include:

(a) The federal government;

(b) The state of Missouri;

(c) Any county, municipal corporation, or political subdivision of the state of Missouri; or

(d) An employer that maintains a specified tax-favored retirement plan for its employees or that has effectively done so in form and operation at any time within the current or two preceding calendar years. If an employer does not maintain a specified tax-favored retirement plan for a portion of a calendar year ending on or after the effective date of sections 285.1000 to 285.1055 and adopts such a plan effective for the remainder of that calendar year, the employer shall not be treated as an eligible employer for that remainder of the year;

(6) "ERISA", the Employee Retirement Income Security Act of 1974, as amended, 29 U.S.C. Section 1001 et seq.;

(7) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(8) "Participant", an eligible employee or other individual who has a balance credited to his or her account under the plan;

(9) "Participating employer", an eligible employer that is participating in the plan provided for by sections 285.1000 to 285.1055;

(10) "Plan" or "Missouri workplace retirement savings plan", the multiple-employer retirement savings plan established by sections 285.1000 to 285.1055, which shall be treated as a single plan under Title I of ERISA and is described in sections 401(a), 401(k), and 413(c) of the Internal Revenue Code, in which multiple employers may choose to participate regardless of whether any relationship exists between and among the employers other than their participation in the plan. Based on the context, the term "plan" may also refer to multiple plans if multiple plans are established under sections 285.1000 to 285.1055;

(11) "Self-employed individual", an individual who is eighteen years of age or older, is self-employed, and has self-employment income or other compensation from self-employment that is allocable to the state of Missouri;

(12) "Specified tax-favored retirement plan", a retirement plan that is tax-qualified under, or is described in and satisfies the requirements of, section 401(a), 401(k), 403(a), 403(b), 408(k)(Simplified Employee Pension), or 408(p)(SIMPLE-IRA) of the Internal Revenue Code;

(13) "Total fees and expenses", all fees, costs, and expenses including, but not limited to, administrative expenses, investment expenses, investment advice expenses, accounting costs,

actuarial costs, legal costs, marketing expenses, education expenses, trading costs, insurance annuitization costs, and other miscellaneous costs;

(14) "Trust", the trust in which the assets of the plan are held.

285.1005. 1. The "Missouri Workplace Retirement Savings Board" is hereby established in the office of the state treasurer.

2. The board shall consist of the following members, with the state treasurer, or his or her designee, serving as chair:

(1) The state treasurer, or his or her designee;

(2) An individual who has a favorable reputation for skill, knowledge, and experience in the field of retirement savings and investments, to be appointed by the governor with the advice and consent of the senate;

(3) An individual who has a favorable reputation for skill, knowledge, and experience relating to small business, to be appointed by the governor with the advice and consent of the senate;

(4) An individual who is a representative of an association representing employees or who has a favorable reputation for skill, knowledge, and experience in the interests of employees in retirement savings, to be appointed by the speaker of the house of representatives;

(5) An individual who has a favorable reputation for skill, knowledge, and experience in the interests of employers in retirement savings, to be appointed by the president pro tempore of the senate;

(6) A retired individual to be a representative of the interests of retirees, to be appointed by the speaker of the house of representatives;

(7) An individual who has a favorable reputation for skill, knowledge, and experience in retirement investment products or retirement plan designs, to be appointed by the president pro tempore of the senate;

(8) A member of the house of representatives to be appointed by the speaker of the house of representatives; and

(9) A member of the senate to be appointed by the president pro tempore of the senate.

At least one of the members described in subdivisions (4), (6), and (8) and one of the members described in subdivisions (5), (7), and (9) of this subsection must be a member of the minority party.

3. The governor, the president pro tempore of the senate, and the speaker of the house of representatives shall make the respective initial appointments to the board for terms of office beginning on January 1, 2023.

4. Members of the board appointed by the governor, the president pro tempore of the senate, and the speaker of the house of representatives shall serve at the pleasure of the appointing authority.

5. The term of office of each member of the board shall be four years. Any member is eligible

to be reappointed. If there is a vacancy for any reason, the appropriate appointing authority shall make an appointment, to become immediately effective, for the unexpired term.

6. All members of the board shall serve without compensation and shall be reimbursed from the administrative fund for necessary travel expenses incurred in carrying out the duties of the board.

7. A majority of the voting members of the board shall constitute a quorum for the transaction of business.

285.1010. 1. The board, subject to the authority granted under sections 285.1000 to 285.1055, shall design, develop, and implement the plan, and to that end, may conduct market, legal, and feasibility analyses.

2. The members of the board shall be fiduciaries of the plan under ERISA, and the board shall have the following powers, authorities, and duties:

(1) To establish, implement, and maintain the plan, in each case acting on behalf of the state of Missouri, including, in its discretion, more than one plan;

(2) To cause the plan, trust, and arrangements and accounts established under the plan to be designed, established, and operated:

(a) In accordance with best practices for retirement savings vehicles;

(b) To encourage participation, saving, sound investment practices, and appropriate selection of default investments;

(c) To maximize simplicity and ease of administration for eligible employers;

(d) To minimize costs, including by collective investment and economies of scale; and

(e) To promote portability of benefits;

(3) To arrange for collective, common, and pooled investment of assets of the plan and trust, including investments in conjunction with other funds with which assets are permitted to be collectively invested, to save costs through efficiencies and economies of scale;

(4) To develop and disseminate educational information designed to educate participants and citizens about the benefits of planning and saving for retirement and to help participants and citizens decide the level of participation and savings strategies that may be appropriate, including information in furtherance of financial capability and financial literacy;

(5) To adopt rules and regulations necessary or advisable for the implementation of sections 285.1000 to 285.1055 and the administration and operation of the plan consistent with the Internal Revenue Code and regulations thereunder, including to ensure that the plan satisfies all criteria for favorable federal tax-qualified treatment and complies, to the extent necessary, with ERISA and any other applicable federal or Missouri law. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective

date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void;

(6) To arrange for and facilitate compliance by the plan or arrangements established thereunder with all applicable requirements for the plan under the Internal Revenue Code, ERISA, and any other applicable federal or Missouri law and accounting requirements, and to provide or arrange for assistance to eligible employers, eligible employees, and self-employed individuals in complying with applicable law and tax-related requirements in a cost-effective manner. The board may establish any processes deemed reasonably necessary or advisable to verify whether a person or entity is an eligible employer, including reference to online data and possible use of questions in employer tax filings;

(7) To employ or retain a plan administrator; executive director; staff; trustee; record-keeper; investment managers; investment advisors; and other administrative, professional, and expert advisors and service providers, none of whom shall be members of the board and all of whom shall serve at the pleasure of the board, which shall determine their duties and compensation. The board may authorize the executive director and other officials to oversee requests for proposals or other public competitions and enter into contracts on behalf of the board or conduct any business necessary for the efficient operation of the plan or the board;

(8) To establish procedures for the timely and fair resolution of participant and other disputes related to accounts or program operation and, if necessary, determine the eligibility of an employer, employee, or other individual to participate in the plan;

(9) To develop and implement an investment policy that defines the plan's investment objectives, consistent with the objectives of the plan, and that provides for policies and procedures consistent with those investment objectives;

(10) (a) To designate appropriate default investments that include a mix of asset classes, such as target date and balanced funds;

(b) To seek to minimize participant fees and expenses of investment and administration;

(c) To strive to design and implement investment options available to holders of accounts established as part of the plan and other plan features that are intended to achieve maximum possible income replacement balanced with an appropriate level of risk, consistent with the investment objectives under the investment policy. The investment options may encompass a range of risk and return opportunities and allow for a rate of return commensurate with an appropriate level of risk in view of the investment objectives under the policy. The menu of investment options shall be determined taking into account the nature and objectives of the plan, the desirability of limiting investment choices under the plan to a reasonable number, based on behavioral research findings, and the extensive investment choices available to participants in the event that funds roll over to an individual retirement account (IRA) outside the program; and

(d) In accordance with subdivision (7) of this subsection, the board, to the extent it deems necessary or advisable, in carrying out its responsibilities and exercising its powers under sections 285.1000 to 285.1055, shall employ or retain appropriate entities or personnel to assist or advise it or to whom to delegate the carrying out of such responsibilities and exercising of such powers;

(11) To discharge its duties and see that the members of the board discharge their duties with respect to the plan solely in the interests of the participants as follows:

(a) For the exclusive purpose of providing benefits to participants and defraying reasonable expenses of administering the plan; and

(b) With the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with those matters would use in the conduct of an enterprise of a like character and with like aims;

(12) To cause expenses incurred to initiate, implement, maintain, and administer the plan to be paid from contributions to, or investment returns or assets of the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law;

(13) To collect application, account, or administrative fees and to accept any grants, gifts, legislative appropriations, loans, and other moneys from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, or entity to defray the costs of administering and operating the plan;

(14) To make and enter into competitively procured contracts, agreements, or arrangements with; to collaborate and cooperate with; and to retain, employ, and contract with or for any of the following to the extent necessary or desirable for the effective and efficient design, implementation, and administration of the plan consistent with the purposes set forth in sections 285.1000 to 285.1055 and to maximize outreach to eligible employers and eligible employees:

(a) Services of private and public financial institutions, depositories, consultants, actuaries, counsel, auditors, investment advisors, investment administrators, investment management firms, other investment firms, third-party administrators, other professionals and service providers, and state public retirement systems;

(b) Research, technical, financial, administrative, and other services; and

(c) Services of other state agencies to assist the board in the exercise of its powers and duties;

(15) To develop and implement an outreach plan to gain input and disseminate information regarding the plan and retirement savings in general;

(16) To cause moneys to be held and invested and reinvested under the plan;

(17) To ensure that all contributions under the plan shall be used only to:

(a) Pay benefits to participants under the plan;

(b) Pay the costs of administering the plan; and

(c) Make investments for the benefit of the plan, and ensure that no assets of the plan or trust are transferred to the general revenue fund or to any other fund of the state or are otherwise encumbered or used for any purpose other than those specified in this paragraph or section 285.1045;

(18) To make provisions for the payment of costs of administration and operation of the program and trust;

(19) To evaluate the need for and procure as needed insurance against any and all loss in connection with the property, assets, or activities of the program, including fiduciary liability coverage;

(20) To evaluate the need for and procure as needed pooled private insurance;

(21) To indemnify, including procurement of insurance as needed for this purpose, each member of the board from personal loss or liability resulting from a member's action or inaction as a member of the board and as a fiduciary;

(22) To collaborate with and evaluate the role of financial advisors or other financial professionals, including in assisting and providing guidance for covered employees; and

(23) To carry out the powers and duties of the program under sections 285.1000 to 285.1055 and exercise any and all other powers as are appropriate to effect the purposes, objectives, and provisions of such sections pertaining to the program.

3. A board member, program administrator, or other staff of the board shall not:

(1) Directly or indirectly, have any interest in the making of any investment under the program or in any gains or profits accruing from any such investment;

(2) Borrow any program-related funds or deposits, or use any such funds or deposits in any manner, for himself or herself or as an agent or partner of others; or

(3) Become an endorser, surety, or obligor on investments made under the program.

4. Each board member shall be subject to the provisions of sections 105.452 and 105.454.

285.1015. 1. The board shall, consistent with federal law and regulation, adopt and implement the plan, which shall remain in compliance with federal law and regulations once implemented and shall be called the "Missouri Workplace Retirement Savings Plan".

2. In accordance with terms and conditions specified and regulations promulgated by the board, the plan shall:

(1) Be set forth in documents prescribing the terms and conditions of the plan;

(2) Be available on a voluntary basis to eligible employers and self-employed individuals;

(3) Be available to eligible members of an association who may elect to participate in the plan if the association or its members do not maintain a plan or a specified tax-favored retirement plan;

(4) Allow all eligible employees who choose to participate in the plan after providing appropriate written notice to opt in;

(5) Enroll self-employed individuals who wish to participate;

(6) Provide participants the option to terminate their participation at any time;

(7) Allow voluntary pre-tax or designated Roth 401(k) contributions;

(8) Allow voluntary employer contributions;

(9) Be overseen by the board and its designees;

(10) Be administered and managed by one or more trustees, other fiduciaries, custodians, third-party administrators, investment managers, record-keepers, or other service providers;

(11) An eligible employee may opt-in to contribute a minimum of one percent or any percentage, up to the maximum, in increments of one-half of one percent, of his or her salary or wages to the plan, or may at a later date elect to opt out of the plan or may contribute at a higher or lower rate, expressed as a percentage of salary or wages;

(12) Provide on a uniform basis, if and when the board so determines, in its discretion, for an increase of each participant's contribution rate, by a minimum increment of one-half of one percent of salary or wages per year, for each additional year the participant is employed or is participating in the plan up to the maximum percentage of such participant's salary or wages that may be contributed to the plan under federal law. Any such increases shall apply to participants, as determined by the board, by default or only if initiated by affirmative participant election;

(13) Provide for direct deposit of contributions into investments under the plan. To the extent consistent with ERISA, the investment alternatives under the plan shall be limited to an automatic investment for participants who do not actively and affirmatively elect a particular investment option, which unless the board provides otherwise, shall be a diversified target date fund, including a series of such diversified funds to apply to different participants depending on their choice or their target retirement dates, a principal-protected option, and up to four additional investment alternatives as may be selected by the board in its discretion. To the extent consistent with ERISA, the investment options may, at the discretion of the board, include a principal-protection fund as a temporary "security corridor" option that applies as the sole initial investment before participants may choose other investments or as the initial default investment for a specified period of time or up to a specified dollar amount of contributions or account balance;

(14) Be professionally managed;

(15) Provide for reports on the status of each participant's account to be provided to each participant at least annually and make best efforts to provide participants frequent or continual online access to information on the status of their accounts;

(16) When possible and practicable, use existing employer and public infrastructure to facilitate contributions, record keeping, and outreach and use pooled or collective investment arrangements;

(17) Provide that each account holder owns the contributions to or earnings on amounts contributed to his or her account under the plan and that the state and employers have no proprietary interest in those contributions or earnings;

(18) Be designed and implemented in a manner consistent with federal law to the extent that it applies;

(19) Make provisions for the participation in the plan of individuals who are not employees, if allowed under federal law;

(20) Establish rules and procedures governing the distribution of funds from the plan,

including such distributions as may be permitted or required by the plan and any applicable provisions of ERISA, the tax-qualification rules, and the other tax laws, with the objectives of maximizing financial security in retirement, protecting spousal rights, and assisting participants to effectively manage the decumulation of their savings and to receive payment of their benefits under the plan. The board shall have the authority, in its discretion, to provide for one or more reasonably priced distribution options to provide a source of fixed regular retirement income, including income for life or for the participant's life expectancy, or for joint lives and life expectancies, as applicable;

(21) Establish rules and procedures promoting portability of benefits, including the ability to make tax-free roll-overs or transfers to and from the plan, provided that any roll-over is initiated by participants; and

(22) Encourage choices by employers in the state to adopt a specified tax-favored retirement plan, including the plan.

285.1020. The board shall adopt rules to implement the plan that:

(1) Establish the processes for enrollment and contributions under the plan, including withholding by participating employers of employee payroll deduction contributions from wages and remittance for deposit to the plan; voluntary contributions by others, including self-employed individuals and independent contractors, through payroll deduction or otherwise; the making of default contributions using default investments; and participant selection of alternative contribution rates or amounts and alternative investments from among the options offered under the plan;

(2) Conduct outreach to individuals, employers, other stakeholders, and the public regarding the plan. The rules shall specify the contents, frequency, timing, and means of required disclosures from the plan to eligible employees, participants, and self-employed individuals, eligible employers, participating employers, and other interested parties. These disclosures shall include, but not be limited to:

(a) The benefits associated with tax-favored retirement saving;

(b) The potential advantages and disadvantages associated with participating in the plan;

(c) Instructions for enrolling, making contributions, and opting out of participation;

(d) The potential availability of a saver's tax credit, including the eligibility conditions for the credit and instructions on how to claim it;

(e) A disclaimer that employees seeking tax, investment, or other financial advice should contact appropriate professional advisors, and that participating employers are not in a position to provide such advice and are not liable for decisions individuals make in relation to the plan;

(f) The potential implications of account balances under the plan for the application of asset limits under certain public assistance programs;

(g) A disclaimer that the account owner is solely responsible for investment performance, including market gains and losses, and that plan accounts and rates of return are not guaranteed by any employer, the state, the board, any board member or state official, or the plan;

(h) Any additional information about retirement and saving and other information designed to promote financial literacy and capability, which may take the form of links to, or explanations of how to obtain, such information; and

(i) Instructions on how to obtain additional information about the plan; and

(3) Ensure that the assets of the trust and plan shall at all times be preserved, invested, and expended only for the purposes set forth in sections 285.1000 to 285.1055, and that no property rights therein shall exist in favor of the state, except as provided under section 285.1045.

285.1025. An eligible employer, a participating employer, or other employer is not and shall not be liable for or bear responsibility for:

(1) An employee's decision to participate in or opt out of the plan;

(2) An employee's decision as to which investments to choose;

(3) Participants' or the board's investment decisions;

(4) The administration, investment, investment returns, or investment performance of the plan, including without limitation any interest rate or other rate of return on any contribution or account balance, provided that the eligible employer, participating employer, or other employer is not involved in the administration or investment of the plan;

(5) The plan design or the benefits paid to participants; or

(6) Any loss, failure to realize any gain, or any other adverse consequences, including without limitation any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person as a result of participating in the plan.

285.1030. 1. The state of Missouri; the board; each member of the board; any other state official, state board, commission, and agency; any member, officer, and employee thereof; and the plan:

(1) Shall not guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance; and

(2) Shall not be liable or responsible for any loss, deficiency, failure to realize any gain, or any other adverse consequences, including without limitation any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person as a result of participating in the plan.

2. The debts, contracts, and obligations of the plan or the board are not the debts, contracts, and obligations of the state, and neither the faith and credit nor the taxing power of the state is pledged directly or indirectly to the payment of the debts, contracts, and obligations of the plan or the board.

3. Nothing in sections 285.1000 to 285.1055 shall be construed to guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance.

285.1035. 1. Individual account information relating to accounts under the plan and relating to individual participants including, but not limited to, names, addresses, telephone numbers, email addresses, personal identification information, investments, contributions, and earnings shall be

confidential and shall be maintained as confidential, provided that such information may be disclosed:

(1) To the extent necessary to administer the plan in a manner consistent with sections 285.1000 to 285.1055, ERISA, the Internal Revenue Code, or any other federal or Missouri law; or

(2) If the individual who provides the information or who is the subject of the information expressly agrees in writing to the disclosure of the information.

2. Information required to be confidential under subsection 1 of this section shall be considered a "closed record" as that term is defined in section 610.010.

285.1040. The board may enter into an intergovernmental agreement or memorandum of understanding with the state of Missouri and any agency thereof to receive outreach, technical assistance, enforcement and compliance services, collection or dissemination of information pertinent to the plan, subject to such obligations of confidentiality as may be agreed or required by law, or other services or assistance. The state of Missouri and any agency thereof that enters into such agreements or memoranda of understanding shall collaborate to provide the outreach, assistance, information, and compliance or other services or assistance to the board. The memoranda of understanding may cover the sharing of costs incurred in gathering and disseminating information and the reimbursement of costs for any enforcement activities or assistance.

285.1045. 1. There is hereby created in the state treasury the "Missouri Workplace Retirement Savings Administrative Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Subject to appropriation, moneys in the fund shall be distributed by the state treasurer solely for the administration of sections 285.1000 to 285.1055.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. The Missouri workplace retirement savings administrative fund shall consist of:

(1) Moneys appropriated to the administrative fund by the general assembly;

(2) Moneys transferred to the administrative fund from the federal government, other state agencies, or local governments;

(3) Moneys from the payment of application, account, administrative, or other fees and the payment of other moneys due to the board;

(4) Any gifts, donations, or grants made to the state of Missouri for deposit in the administrative fund;

(5) Moneys collected for the administrative fund from contributions to, or investment returns or assets of, the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law; and

(6) Earnings on moneys in the administrative fund.

5. To the extent consistent with ERISA, the tax qualification rules, and other federal law; the board shall accept any grants, gifts, appropriations, or other moneys from the state; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity solely for deposit into the administrative fund, whether for investment or administrative expenses.

6. To enable or facilitate the start-up and continuing operation, maintenance, administration, and management of the program until the plan accumulates sufficient balances and can generate sufficient funding through fees assessed on program accounts for the plan to become financially self-sustaining:

(1) The board may borrow from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity working capital funds and other funds as may be necessary for this purpose, provided that such funds are borrowed in the name of the plan and board only and that any such borrowings shall be payable solely from the revenues of the plan; and

(2) The board may enter into long-term procurement contracts with one or more financial providers that provide a fee structure that would assist the plan in avoiding or minimizing the need to borrow or to rely upon general assets of the state.

7. Subject to appropriation, the state of Missouri may pay administrative costs associated with the creation, maintenance, operation, and management of the plan and trust until sufficient assets are available in the administrative fund for that purpose. Thereafter, all administrative costs of the administrative fund, including any repayment of start-up funds provided by the state of Missouri, shall be repaid only out of moneys on deposit therein. However, private funds or federal funding received in order to implement the program until the administrative fund is self-sustaining shall not be repaid unless those funds were offered contingent upon the promise of such repayment.

8. The board may use the moneys in the administrative fund solely to pay the administrative costs and expenses of the plan and the administrative costs and expenses the board incurs in the performance of its duties under sections 285.1000 to 285.1055.

9. The state treasurer's office shall follow the competitive bids procedure adopted by the office of administration for the following:

(1) The contracting or hiring of a contractor with the relevant skills, knowledge, and expertise determined by the board for managing the program, every five years; and

(2) The contracting or hiring of a contractor who has qualified staff with the relevant skills, knowledge, and expertise as determined by the state treasurer's office when the number of the participants in the plan reaches fifty thousand participants.

The office of administration is authorized to provide the state treasurer's office with the necessary assistance and services as may be needed."

285.1050. 1. The board shall keep an accurate account of all the activities, operations, receipts, and expenditures of the plan, the trust, and the board. Each year, a full audit of the books and

accounts of the board pertaining to those activities, operations, receipts and expenditures, personnel, services, or facilities shall be conducted by a certified public accountant and shall include, but not be limited to, direct and indirect costs attributable to the use of outside consultants, independent contractors, and any other persons who are not state employees for the administration of the plan. For the purposes of the audit, the auditors shall have access to the properties and records of the plan and board and may prescribe methods of accounting and the rendering of periodic reports in relation to projects undertaken by the plan.

2. By August first of each year, the board shall submit to the governor, the state treasurer, the president pro tempore of the senate, and the speaker of the house of representatives a public report on the operation of the plan and trust and activities of the board, including an audited financial report, prepared in accordance with generally accepted accounting principles, detailing the activities, operations, receipts, and expenditures of the plan and board during the preceding calendar year. The report shall also include a summary of the benefits provided by the plan, the number of participants, the names of the participating employers, the contribution formulas and amounts of contributions made by participants and by each participating employer, the withdrawals, the account balances, investments, investment returns, and fees and expenses associated with the investments and with the administration of the plan, projected activities of the plan for the current calendar year, and any other information regarding the plan and its operations that the board may determine to provide.

285.1055. 1. The board shall establish the plan so that individuals are able to begin contributing under the plan no later than September 1, 2024.

2. The board may, in its discretion, phase in the plan so that the ability to contribute first applies on different dates for different classes of individuals, including employees of employers of different sizes or types and individuals who are not employees; provided that, any such staged or phased-in implementation schedule shall be substantially completed no later than September 1, 2024."; and

Further amend said bill, Page 28, Section 347.143, Line 23, by inserting after all of said section and line the following:

"361.020. 1. The division of finance shall have charge of the execution of**:**

(1) The laws relating to banks, trust companies, and the banking business of this state; **[**credit unions; and of**]**

(2) The laws relating to persons**[**, copartnerships and corporations**]** **or entities** engaged in the small loan **or consumer credit** business in this state**;**

(3) The laws relating to persons and entities engaged in the mortgage loan business in this state; and

(4) The laws relating to persons and entities engaged in any other financial-services-related business over which the division of finance is granted express authority.

2. The director of finance may institute, in the name of the state of Missouri, and defend suits in the courts of this state and the United States.

361.098. 1. The members of the state banking and savings and loan board shall receive as

compensation for their services the sum of one hundred dollars per day while discharging their duties**[**,**]** and shall be entitled to receive their necessary traveling and other expenses incurred while actually engaged in the performance of their duties as such members**, which shall be paid out of the division of finance fund**.

2. **[**A majority of the**]** **Three** members of the board shall constitute a quorum for the transaction of any business, for the performance of any duty**,** or for the exercise of any power of the board.

3. The board may meet and exercise its powers in any place in this state and shall meet at any time upon the call of its chairman or of the director of the division of finance or of any two members of the board.

4. The board shall have an official seal bearing the inscription, "State Banking and Savings and Loan Board of the State of Missouri", which shall be judicially noticed.

5. The division of finance may provide administrative services to the board to assist the board with fulfilling its statutory responsibilities.

361.106. 1. As used in this section, the following terms mean:

(1) "Bulletin", an informal written communication to inform or educate individuals or entities licensed, chartered, or regulated by the division of finance and the general public about a regulatory topic or issue. A "bulletin" is informational in nature and is not an evaluation of specific facts and circumstances;

(2) "Industry letter", a written communication from the director of finance in response to a specific individual or entity chartered, licensed, or regulated by the division of finance that provides the position of the division of finance on a particular regulatory topic or issue with respect to a specific set of facts and circumstances.

2. Notwithstanding any law to the contrary, the director of finance may at his or her discretion issue bulletins addressing the business of the individuals and entities licensed, chartered, or regulated by the division in this state. Bulletins shall not have the force or effect of law and shall not be considered statements of general applicability that would require promulgation by rule.

3. Notwithstanding any law to the contrary, the director of finance may at his or her discretion issue industry letters in response to a written request from an individual or entity licensed, chartered, or regulated by the division that seeks the position of the division of finance on the application of law. In addition to any materials or information requested by the division, the written request for an industry letter shall include:

(1) A brief summary of the applicable laws and rules that pertain to the request;

(2) A detailed statement of facts regarding every relevant aspect of the proposed business activity, transaction, event, or circumstance;

(3) A discussion of current statutes, rules, and legal principles relevant to the factual representation;

(4) A statement of the requesting person's or entity's opinion and the basis for such opinion; and

(5) A statement that the proposed business activity, transaction, event, or circumstance has not commenced or, if it has commenced, the present status of the proposed business activity, transaction, event, or circumstance.

4. With respect to the requesting person or entity, an industry letter is binding on the division. The requesting person or entity shall not be subject to any administrative proceeding or penalty for any acts or omissions done in reliance on an industry letter, so long as no change in any material fact or law has occurred and so long as the requesting person or entity did not misrepresent or omit a material fact.

5. An industry letter request and response shall be confidential, but the director may publish an industry letter with nonidentifying facts and information from the request.

6. After redacting all identifying information, the director may publish industry letters for informational purposes. Because the division may have a different position in response to similar but nonidentical facts and circumstances, published industry letters shall not have the force or effect of law, shall not be binding on the division, and shall not be considered statements of general applicability that would require promulgation by rule.

7. Industry letters issued under this section are distinct from letters issued by the director under subsection 5 of section 362.106, and this section shall not apply to section 362.106.

361.160. 1. The director of finance at least once each year, either personally or by a deputy or examiner appointed by the director, shall visit and examine every bank and trust company organized and doing business under the laws of this state, and every other corporation which is by law required to report to the director; except, for banks or trust companies receiving a Camel/MOECA 1 or Camel/MOECA 2 rating from the division of finance, the director of finance at least once each eighteen calendar months, or for a private trust company at least once each thirty-six months, either personally or by a deputy or examiner appointed by the director, shall visit and examine such bank or trust company, and the director of finance, at the director's discretion, may conduct the director's examination, or any part thereof, on the basis of information contained in examination reports of other states, the Federal Deposit Insurance Corporation or the Federal Reserve Board or in audits performed by certified public accountants. For purposes of this subsection, a private trust company is one that does not engage in trust company business with the general public or otherwise hold itself out as a trustee or fiduciary for hire by advertising, solicitation, or other means and instead operates for the primary benefit of a family, relative of same family, or single family lineage, regardless of whether compensation is received or anticipated. The director shall be afforded prompt and free access to any workpapers upon which a certified public accountant bases an audit. A certified public accountant shall retain workpapers for a minimum of three years after the date of issuance of the certified public accountant's report to the bank or trust company. The director or the director's agent may concentrate the examinations on institutions which the director believes have safety or soundness concerns.

2. The director, or the deputy or examiners designated by the director for that purpose, shall have power to examine any such corporation whenever, in the director's judgment, it may be deemed necessary or expedient, and shall have power to examine every agency located in this state of any foreign banking corporation and every branch in this state of any out-of-state bank, for the purpose of ascertaining whether it has violated any law of this state, and for such other purposes and as to such other matters as the director may prescribe.

3. The director and the director's deputy and examiners shall have power to administer oaths to any person whose testimony may be required in such examination or investigation of any such corporation or agency, and to compel the appearance and attendance of any person for the purpose of any such examination or investigation.

4. On every such examination inquiry shall be made as to the condition and resources of such corporation, the mode of conducting and managing its affairs, the actions of its directors or trustees, the investment of its funds, the safety and prudence of its management, the security afforded to its creditors, and whether the requirements of its charter and of law have been complied with in the administration of its affairs, and as to such other matters as the director may prescribe.

5. The director may also make such special investigations as the director deems necessary to determine whether any individual or corporation has violated any of the provisions of this law.

6. Such examination may be made and such inquiry instituted or continued in the discretion of the director after the director has taken possession of the property and business of any such corporation, until it shall resume business or its affairs shall be finally liquidated in accordance with the provisions of this chapter.

7. The result of each examination shall be certified by the director or the examiner upon the records of the corporation examined **[**and the result of all examinations during the biennial period shall be embodied in the report to be made by the director of the department of commerce and insurance to the legislature**]**.

8. The director may contract with regulators in other states to provide for the examination of Missouri branches of out-of-state banks and branches of banks whose home state is Missouri. The agreements may provide for the payment by the home state of the cost of examinations conducted by the host state at the request of the home state regulators.

361.260. 1. Whenever the director shall have reason to believe that the capital stock of any corporation subject to the provisions of this chapter is reduced by impairment or otherwise, below the amount required by law, or by its certificates or articles of agreement, he shall issue a notice of charges in respect thereof.

2. Whenever **[**it shall appear to**]** the director **has reason to believe**, from any examination **or investigation** made by **[**him**]** **the director** or his **or her** examiners, that any corporation subject to the provisions of this chapter, or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation, or any foreign corporation licensed by the director to do business under this chapter or chapter 362 is engaging in**[** or**],** has engaged in, or **[**there is reasonable cause to believe that the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation**]** is about to engage in**[**,**]:**

(1) An unsafe or unsound practice in conducting the business of such corporation **[**or is violating or has violated, or there is reasonable cause to believe that the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation is about to violate**];**

(2) A **violation of** law, rule, **or director-imposed written** condition **[**imposed, in writing, by the director in connection with the granting of any application or other request by the corporation or**];**

(3) A violation of any written agreement entered into with the director**[**,**];** or

(4) A violation of the corporation's charter, the director may issue and serve upon the corporation or such director, officer, employee, agent, or other person a notice of charges in respect thereof.

3. Whenever it shall appear to the director that any corporation subject to the provisions of this chapter does not keep its books and accounts in such manner as to enable him **or her** readily to ascertain its true condition or that wrong entries or unlawful uses of the funds of the corporation have been made, the director may issue and serve upon the corporation or any appropriate director, officer, employee, agent, or other person a notice of charges in respect thereof.

4. The notice of charges shall contain a statement of the facts constituting the deficiencies, **[**the**]** alleged violation or violations, improper use of funds, or **[**the**]** unsafe or unsound practice or practices**[**,**]** and shall fix a time and place at which a **contested** hearing will be held to determine whether an order to cease and desist therefrom should issue against the corporation or the director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation.

5. In the event the party or parties so served shall fail to appear at the hearing, or shall consent to the cease and desist order, or in the event the director shall find that the fact of any deficiency, violation, unsafe or unsound practice, inadequate recordkeeping, or improper use of funds specified has been established, the director may issue and serve upon the corporation or the director, officer, employee, agent, or other person participating in the conduct of the affairs of the corporation an order to cease and desist from the actions, violations, or practices charged.

6. The **cease and desist** order**:**

(1) May require the corporation or its directors, officers, employees, agents, and other persons participating in the conduct of the affairs of such corporation to cease and desist from **[**same and, further,**] such actions, violations, or practices;**

(2) May require the corporation or its directors, officers, employees, agents, and other persons participating in the conduct of the affairs of such corporation to take affirmative action to correct the conditions resulting from any such actions, violations, or practices**[**. If the director determines that the capital of the corporation is impaired, the order**];**

(3) Shall require that**, if the director determines that the capital of the corporation is impaired,** the corporation make good the deficiency forthwith or within a time specified in the order**[**. If the director determines that the corporation does not keep adequate records, the order**];**

(4) May**, if the director determines that the corporation does not keep adequate records,** determine and prescribe such books of account as the director, in his **or her** discretion, shall require of the corporation for the purpose of keeping accurate and convenient records of the transactions and accounts**[**. If the director shall determine that wrong entries or unlawful uses of the funds of the corporation have been made, he**]; and**

(5) Shall**, if the director determines that wrong entries or unlawful uses of the funds of the corporation have been made,** order that the entries shall be corrected, and the sums unlawfully paid out restored by the person or persons responsible for the wrongful or illegal payment thereof.

[6.**] 7.** If a notice of charges served under this section specifies, on the basis of particular facts and circumstances, that a corporation's books and records are so incomplete or inaccurate that the director is

unable, through the normal supervisory process, to determine the financial condition of that corporation or the details or purpose of any transaction or transactions that may have a material effect on the financial condition of that corporation, the director may issue a temporary order requiring the cessation of any activity or practice which gave rise, whether in whole or in part, to the incomplete or inaccurate state of the books or records, or affirmative action to restore such books or records to a complete and accurate state, until the completion of the proceedings under this section. Any temporary order issued under this subsection shall become effective upon service and, unless set aside, limited or suspended by a court, shall remain in effect and enforceable until the earlier of the completion of the proceedings initiated under this section or the date on which the director determines by examination or otherwise that the corporation's books and records are accurate and reflect the financial condition of the corporation.

[7.**]** **8.** Whenever it shall appear to the director that the violation or threatened violation or the unsafe or unsound practice or practices specified in the notice of charges served upon the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation pursuant to subsection 4 of this section, or the continuation thereof, is likely to cause insolvency or significant dissipation of assets or earnings of the corporation, or is likely to weaken the condition of the corporation or otherwise prejudice the interests of its depositors prior to the completion of the proceedings conducted pursuant to said subsection, the director may issue a temporary order, effective immediately, requiring the corporation or such director, officer, employee, agent, or other person to cease and desist from any such violation or practice and to take affirmative action to prevent such insolvency, dissipation, condition, or prejudice pending completion of such proceedings. Such order shall remain effective and enforceable pending the completion of the administrative proceedings pursuant to such notice and until such time as the director shall dismiss the charges specified in such notice or if a cease and desist order is issued against the corporation or such director, officer, employee, agent, or other person, until the effective date of such order. The corporation, director, officer, employee, agent, or other person may, within ten days after having been served with a temporary cease and desist order, apply to the circuit court of Cole County for an order setting aside, limiting, or suspending the enforcement, operation, or effectiveness of such order.

[8.**]** **9.** If any corporation, or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation shall fail or refuse to comply with any duly issued order provided for in this chapter and chapter 362, the corporation or such director, officer, employee, agent, or other person shall pay a civil penalty of not more than one thousand dollars per day for each day the failure or refusal shall continue. The penalty shall be assessed and collected by the director of the division. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the size of the financial resources and good faith of the corporation or person charged, the gravity of the violation, the history of previous violations, and such other matters as justice may require. In addition to the penalty, the director may, in his **or her** discretion, report the delinquency to the attorney general, with a request that **[**he**]** **the attorney general** proceed as provided in section 361.270, and in the event of such request, the attorney general shall proceed.

361.262. 1. Whenever it shall appear to the director, from any examination **or investigation** made by **[**him**]** **the director** or **[**his**]** **the director's** examiners, that**:**

(1) Any director, officer, or any other person participating in the conduct of the affairs of a corporation subject to this chapter has **[**committed any violation of**]:**

(a) Violated a law or regulation **[**or of**];**

(b) Violated a cease and desist order**[**, or has violated**];**

(c) Violated any **director-imposed written** condition **[**imposed in writing by the director**]** in connection with the grant of any application or other request by such corporation**[** or**];**

(d) Violated any written agreement between such corporation and the director**[**, or has**];**

(e) Engaged or participated in any unsafe or unsound practice in connection with the corporation**[**, or has**]; or**

(f) Committed or engaged in any act, omission, or practice **[**which**] that** constitutes a breach of his **or her** fiduciary duty to the corporation**[**,**];** and

(2) The director determines that**:**

(a) The corporation has suffered or will probably suffer financial loss or other damage **[**or that**];**

(b) The interests of its depositors**, beneficiaries, or other customers** could be prejudiced by reason of such violation or practice or breach of fiduciary duty**[**, or that**]; or**

(c) The director**[** or**],** officer**,** or other person has received financial gain by reason of **[**such**] his or her** violation or practice or breach of fiduciary duty**[**,**];** and

(3) The director determines that such violation or practice or breach of fiduciary duty is**:**

(a) One involving personal dishonesty on the part of such director, officer**,** or other person**[**,**];** or

(b) One **[**which**] that** demonstrates a willful or continuing disregard for the safety or soundness of the corporation, the director may serve upon such director, officer, or other person a written notice of **[**his**] the director's** intention to remove him **or her** from office.

2. **[**When**] If** it **[**shall appear**] appears from any examination or investigation** to the director**, [**from any examination made by him or his examiners**]** that any director or officer of a corporation subject to this chapter, by conduct or practice with respect to another such corporation or any business **[**institution which**] that:**

(1) Resulted in financial loss or other damage**[**, has**];**

(2) Evidenced either**:**

(a) His **or her** personal dishonesty**;** or

(b) A willful or continuing disregard for **[**its**] the corporation's** safety and soundness**;** and**[**, in addition, has**]**

(3) Evidenced his **or her** unfitness to continue as a director or officer**[** and whenever it shall appear to the director that any other person participating in the conduct of the affairs of a corporation subject to this chapter, by conduct or practice with respect to such corporation or other corporation or other business institution which resulted in financial loss or other damage, has evidenced either his personal dishonesty or willful or continuing disregard for its safety and soundness and, in addition, has evidenced his unfitness to participate in the conduct of the affairs of such corporation**]**,

the director may serve upon such director**[**,**] or** officer**[**, or other person**]** a written notice of intention to remove him **or her** from office or to prohibit his **or her** further participation in any manner in the

conduct of the affairs of the corporation or from any other banking, savings, or trust institution supervised by the director.

3. If, in the director's discretion, the results of an examination or investigation indicate:

(1) A financial loss or other damage;

(2) A director, officer, or other person participating in the affairs of a corporation subject to this chapter, through his or her conduct or practice with respect to such corporation, other corporation, or other business institution, caused the loss or damage as a result of either:

(a) Personal dishonesty; or

(b) A willful or continuing disregard for safety and sound practices; and

(3) The person is unfit to participate in the affairs of the corporation,

the director may serve upon such person a written notice of intention to remove him or her from office or to prohibit him or her from any further participation in the affairs of the corporation or any other banking, savings, or trust institution supervised by the director.

[3.**]** **4.** Whenever it shall appear to the director to be necessary for the protection of any corporation or its depositors, **[**he**]** **beneficiaries, or other customers, the director** may, by written notice to such effect served upon any director, officer, or other person referred to in subsection 1**, 2,** or **[**2**]** **3** of this section, suspend him **or her** from office or prohibit him **or her** from further participation in any manner in the conduct of the affairs of the corporation. Such suspension or prohibition shall become effective upon service of such notice and shall remain in effect pending the completion of the administrative proceedings pursuant to the notice served under subsection 1**, 2,** or **[**2**]** **3** of this section and until such time as the director shall dismiss the charges specified in such notice or, if an order of removal or prohibition is issued against the director or officer or other person, until the effective date of any such order. Copies of any such notice shall also be served upon the corporation of which he **or she** is a director or officer or in the conduct of whose affairs he **or she** has participated.

[4.**]** **5.** Except as provided in subsection **[**5**]** **6** of this section, any person who, pursuant to an order issued under this section, has been removed or suspended from office in a corporation or prohibited from participating in the conduct of the affairs of a corporation may not, while such order is in effect, continue or commence to hold any office in, or participate in any manner in, the conduct of the affairs of any other corporation subject to the provisions of this chapter.

[5.**]** **6.** If, on or after the date an order is issued under this section **[**which**]** **that** removes or suspends from office any person or prohibits such person from participating in the conduct of the affairs of a corporation, such party receives the written consent of the director, subsection **[**4**]** **5** of this section shall, to the extent of such consent, cease to apply to such person with respect to the **[**corporation**]** **terms and conditions** described in the written consent and the director shall publicly disclose such consent. Any violation of subsection **[**4**]** **5** of this section by any person who is subject to an order described in such subsection shall be treated as a violation of the order.

361.715. 1. Upon the filing of the application, the filing of a certified audit, the payment of the investigation fee and the approval by the director of the necessary bond, the director shall cause, investigate, and determine whether the character, responsibility, and general fitness of the principals of the applicant or any affiliates are such as to command confidence and warrant belief that the business of

the applicant will be conducted honestly and efficiently and that the applicant is in compliance with all other applicable state and federal laws. If satisfied, the director shall issue to the applicant a license pursuant to the provisions of sections 361.700 to 361.727. In processing a renewal license, the director shall require the same information and follow the same procedures described in this subsection.

2. Each licensee shall pay to the director before the issuance of the license, and annually thereafter on or before April fifteenth of each year, a license fee of three hundred **fifty** dollars.

3. The director may assess a reasonable charge, not to exceed three hundred **fifty** dollars, for any application to amend and reissue an existing license.

364.030. 1. No person shall engage in the business of a financing institution in this state without a license therefor as provided in this chapter; except, however, that no bank, trust company, loan and investment company, licensed sales finance company, registrant under the provisions of sections 367.100 to 367.200, or person who makes only occasional purchases of retail time contracts or accounts under retail charge agreements and which purchases are not being made in the course of repeated or successive purchase of retail installment contracts from the same seller, shall be required to obtain a license under this chapter but shall comply with all the laws of this state applicable to the conduct and operation of a financing institution.

2. The application for the license shall be in writing, under oath and in the form prescribed by the director. The application shall contain the name of the applicant; date of incorporation, if incorporated; the address where the business is or is to be conducted and similar information as to any branch office of the applicant; the name and resident address of the owner or partners or, if a corporation or association, of the directors, trustees and principal officers, and other pertinent information as the director may require.

3. The license fee for each calendar year or part thereof shall be the sum of five hundred **fifty** dollars for each place of business of the licensee in this state which shall be paid into the general revenue fund. The director may establish a biennial licensing arrangement but in no case shall the fees be payable for more than one year at a time.

4. Each license shall specify the location of the office or branch and must be conspicuously displayed therein. In case the location is changed, the director shall either endorse the change of location of the license or mail the licensee a certificate to that effect, without charge.

5. Upon the filing of an application, and the payment of the fee, the director shall issue a license to the applicant to engage in the business of a financing institution under and in accordance with the provisions of this chapter for a period which shall expire the last day of December next following the date of its issuance. The license shall not be transferable or assignable. No licensee shall transact any business provided for by this chapter under any other name.

364.105. 1. No person shall engage in the business of a premium finance company in this state without first registering as a premium finance company with the director.

2. The annual registration fee shall be five hundred **fifty** dollars payable to the director as of the first day of July of each year. The director may establish a biennial licensing arrangement but in no case shall the fees be payable for more than one year at a time.

3. Registration shall be made on forms prepared by the director and shall contain the following

information:

(1) Name, business address and telephone number of the premium finance company;

(2) Name and business address of corporate officers and directors or principals or partners;

(3) A sworn statement by an appropriate officer, principal or partner of the premium finance company that:

(a) The premium finance company is financially capable to engage in the business of insurance premium financing; and

(b) If a corporation, that the corporation is authorized to transact business in this state;

(4) If any material change occurs in the information contained in the registration form, a revised statement shall be submitted to the director accompanied by an additional fee of three hundred dollars.

365.030. 1. No person shall engage in the business of a sales finance company in this state without a license as provided in this chapter; except, that no bank, trust company, savings and loan association, loan and investment company or registrant under the provisions of sections 367.100 to 367.200 authorized to do business in this state is required to obtain a license under this chapter but shall comply with all of the other provisions of this chapter.

2. The application for the license shall be in writing, under oath and in the form prescribed by the director. The application shall contain the name of the applicant; date of incorporation, if incorporated; the address where the business is or is to be conducted and similar information as to any branch office of the applicant; the name and resident address of the owner or partners or, if a corporation or association, of the directors, trustees and principal officers, and such other pertinent information as the director may require.

3. The license fee for each calendar year or part thereof shall be the sum of five hundred **fifty** dollars for each place of business of the licensee in this state. The director may establish a biennial licensing arrangement but in no case shall the fees be payable for more than one year at a time.

4. Each license shall specify the location of the office or branch and must be conspicuously displayed there. In case the location is changed, the director shall either endorse the change of location on the license or mail the licensee a certificate to that effect, without charge.

5. Upon the filing of the application, and the payment of the fee, the director shall issue a license to the applicant to engage in the business of a sales finance company under and in accordance with the provisions of this chapter for a period which shall expire the last day of December next following the date of its issuance. The license shall not be transferable or assignable. No licensee shall transact any business provided for by this chapter under any other name.

367.140. 1. Every lender shall, at the time of filing application for certificate of registration as provided in section 367.120 hereof, pay the sum of five hundred **fifty** dollars as an annual registration fee for the period ending the thirtieth day of June next following the date of payment and in full payment of all expenses for investigations, examinations and for the administration of sections 367.100 to 367.200, except as provided in section 367.160, and thereafter a like fee shall be paid on or before June thirtieth of each year; provided, that if a lender is supervised by the commissioner of finance under any other law, the charges for examination and supervision required to be paid under said law shall be in

lieu of the annual fee for registration and examination required under this section. The fee shall be made payable to the director of revenue. If the initial registration fee for any certificate of registration is for a period of less than twelve months, the registration fee shall be prorated according to the number of months that said period shall run. The director may establish a biennial licensing arrangement but in no case shall the fees be payable for more than one year at a time.

2. Upon receipt of such fee and application for registration, and provided the bond, if required by the director, has been filed, the director shall issue to the lender a certificate containing the lender's name and address and reciting that such lender is duly and properly registered to conduct the supervised business. The lender shall keep this certificate of registration posted in a conspicuous place at the place of business recited in the registration certificate. Where the lender engages in the supervised business at or from more than one office or place of business, such lender shall obtain a separate certificate of registration for each such office or place of business.

3. Certificates of registration shall not be assignable or transferable except that the lender named in any such certificate may obtain a change of address of the place of business therein set forth. Each certificate of registration shall remain in full force and effect until surrendered, revoked, or suspended as herein provided."; and

Further amend said bill, Page 28, Section 407.475, Line 12, by inserting after all of said section and line the following:

"407.640. 1. A credit services organization shall file a registration statement with the director of finance before conducting business in this state. The registration statement must contain:

(1) The name and address of the credit services organization; and

(2) The name and address of any person who directly or indirectly owns or controls ten percent or more of the outstanding shares of stock in the credit services organization.

2. The registration statement must also contain either:

(1) A full and complete disclosure of any litigation or unresolved complaint filed by or with a governmental authority of this state relating to the operation of the credit services organization; or

(2) A notarized statement that states that there has been no litigation or unresolved complaint filed by or with a governmental authority of this state relating to the operation of the credit services organization.

3. The credit services organization shall update the statement not later than the ninetieth day after the date on which a change in the information required in the statement occurs.

4. Each credit services organization registering under this section shall maintain a copy of the registration statement in the office of the credit services organization. The credit services organization shall allow a buyer to inspect the registration statement on request.

5. The director of finance may charge each credit services organization that files a registration statement with the director of finance a reasonable fee not to exceed three hundred **fifty** dollars to cover the cost of filing. The director of finance may not require a credit services organization to provide information other than that provided in the registration statement as part of the registration process.

408.500. 1. Lenders, other than banks, trust companies, credit unions, savings banks and savings and

loan companies, in the business of making unsecured loans of five hundred dollars or less shall obtain a license from the director of the division of finance. An annual license fee of five hundred **fifty** dollars per location shall be required. The license year shall commence on January first each year and the license fee may be prorated for expired months. The director may establish a biennial licensing arrangement but in no case shall the fees be payable for more than one year at a time. The provisions of this section shall not apply to pawnbroker loans, consumer credit loans as authorized under chapter 367, nor to a check accepted and deposited or cashed by the payee business on the same or the following business day. The disclosures required by the federal Truth in Lending Act and regulation Z shall be provided on any loan, renewal or extension made pursuant to this section and the loan, renewal or extension documents shall be signed by the borrower.

2. Entities making loans pursuant to this section shall contract for and receive simple interest and fees in accordance with sections 408.100 and 408.140. Any contract evidencing any fee or charge of any kind whatsoever, except for bona fide clerical errors, in violation of this section shall be void. Any person, firm or corporation who receives or imposes a fee or charge in violation of this section shall be guilty of a class A misdemeanor.

3. Notwithstanding any other law to the contrary, cost of collection expenses, which include court costs and reasonable attorneys fees, awarded by the court in suit to recover on a bad check or breach of contract shall not be considered as a fee or charge for purposes of this section.

4. Lenders licensed pursuant to this section shall conspicuously post in the lobby of the office, in at least fourteen-point bold type, the maximum annual percentage rates such licensee is currently charging and the statement:

NOTICE:

This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

5. The lender shall provide the borrower with a notice in substantially the following form set forth in at least ten-point bold type, and receipt thereof shall be acknowledged by signature of the borrower:

(1) This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

(2) You may cancel this loan without costs by returning the full principal balance to the lender by the close of the lender's next full business day.

6. The lender shall renew the loan upon the borrower's written request and the payment of any interest and fees due at the time of such renewal; however, upon the first renewal of the loan agreement, and each subsequent renewal thereafter, the borrower shall reduce the principal amount of the loan by not less than five percent of the original amount of the loan until such loan is paid in full. However, no loan may be renewed more than six times.

7. When making or negotiating loans, a licensee shall consider the financial ability of the borrower to reasonably repay the loan in the time and manner specified in the loan contract. All records shall be retained at least two years.

8. A licensee who ceases business pursuant to this section must notify the director to request an examination of all records within ten business days prior to cessation. All records must be retained at

least two years.

9. Any lender licensed pursuant to this section who fails, refuses or neglects to comply with the provisions of this section, or any laws relating to consumer loans or commits any criminal act may have its license suspended or revoked by the director of finance after a hearing before the director on an order of the director to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor which shall be served on the licensee at least ten days prior to the hearing.

10. Whenever it shall appear to the director that any lender licensed pursuant to this section is failing, refusing or neglecting to make a good faith effort to comply with the provisions of this section, or any laws relating to consumer loans, the director may issue an order to cease and desist which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure or refusal shall continue. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require."; and

Further amend said bill, Page 30, Section 415.415, Line 64, by inserting after all of said section and line the following:

"**427.300. 1. This section shall be known, and may be cited, as the "Commercial Financing Disclosure Law".**

2. For purposes of this section, the following terms mean:

(1) "Accounts receivable purchase transaction", any transaction in which the business forwards or otherwise sells to the provider all or a portion of the business's accounts or payment intangibles at a discount to their expected value;

(2) "Broker", any person or entity that, for compensation or the expectation of compensation, obtains a commercial financing product or an offer for a commercial financing product from a third party for a business located in this state;

(3) "Business", an individual or group of individuals, sole proprietorship, corporation, limited liability company, trust, estate, cooperative, association, or limited or general partnership engaged in a business activity;

(4) "Business purpose transaction", any transaction where the proceeds are provided to a business or are intended to be used to carry on a business and not for personal, family, or household purposes. For purposes of determining whether a transaction is a business purpose transaction, the provider may rely on any written statement of intended purpose signed by the business. The statement may be a separate statement or may be contained in an application, agreement, or other document signed by the business or the business owner or owners;

(5) "Commercial financing product", any commercial loan, accounts receivable purchase transaction, commercial open-end credit plan or each to the extent the transaction is a business purpose transaction;

(6) "Commercial loan", a loan to a business, whether secured or unsecured;

(7) "Commercial open-end credit plan", commercial financing extended by any provider under a plan in which:

(a) The provider reasonably contemplates repeat transactions; and

(b) The amount of financing that may be extended to the business during the term of the plan, up to any limit set by the provider, is generally made available to the extent that any outstanding balance is repaid;

(8) "Depository institution", any of the following:

(a) A bank, trust company, or industrial loan company doing business under the authority of, or in accordance with, a license, certificate, or charter issued by the United States, this state, or any other state, district, territory, or commonwealth of the United States that is authorized to transact business in this state;

(b) A federally chartered savings and loan association, federal savings bank, or federal credit union that is authorized to transact business in this state; or

(c) A savings and loan association, savings bank, or credit union organized under the laws of this or any other state that is authorized to transact business in this state;

(9) "Provider", a person or entity that consummates more than five commercial financing products to a business located in this state in any calendar year. "Provider" also includes a person or entity that enters into a written agreement with a depository institution to arrange for the extension of a commercial financing product by the depository institution to a business via an online lending platform administered by the person or entity. The fact that a provider extends a specific offer for a commercial financing product on behalf of a depository institution shall not be construed to mean that the provider engaged in lending or financing or originated that loan or financing.

3. (1) A provider that consummates a commercial financing product shall disclose the terms of the commercial financing product as required by this section. The disclosures shall be provided at or before consummation of the transaction and, in the case of a commercial open-end credit plan, the disclosures shall also be provided for any disbursement of funds after consummation within fifteen days following the last day of the month in which the disbursement of funds occurred under the commercial open-end credit plan.

(2) A provider shall disclose the following in connection with each commercial financing product:

(a) The total amount of funds provided to the business under the terms of the commercial financing product. This disclosure shall be labeled "Total Amount of Funds Provided";

(b) The total amount of funds disbursed to the business under the terms of the commercial financing product, if less than the total amount of funds provided, as a result of any fees deducted or withheld at disbursement and any amount paid to a third party on behalf of the business. This disclosure shall be labeled "Total Amount of Funds Disbursed";

(c) The total amount to be paid to the provider pursuant to the commercial financing product agreement. This disclosure shall be labeled "Total of Payments";

(d) The total dollar cost of the commercial financing product under the terms of the agreement, derived by subtracting the total amount of funds provided from the total of payments. This calculation shall include any fees or charges deducted by the provider from the total amount of funds provided disclosure. This disclosure shall be labeled "Total Dollar Cost of Financing";

(e) The manner, frequency, and amount of each payment. This disclosure shall be labeled "Payments". If the payments may vary, the provider shall instead disclose the manner, frequency, and the estimated amount of the initial payment labeled "Estimated Payments" and the commercial financing product agreement shall include a description of the methodology for calculating any variable payment and the circumstances when payments may vary;

(f) A statement of whether there are any costs or discounts associated with prepayment of the commercial financing product including a reference to the paragraph in the agreement that creates the contractual rights of the parties related to prepayment. This disclosure shall be labeled "Prepayment"; and

(g) A statement of whether any amount of the total amount of funds provided described under paragraph (a) of this subdivision are paid to a broker in connection with the commercial financing product and the amount of compensation.

4. This section shall not apply to the following:

(1) A provider that is a depository institution, or a subsidiary or service corporation of a depository institution, that is:

(a) Owned and controlled by a depository institution; and

(b) Regulated by a federal banking agency;

(2) A provider that is a lender regulated under the Farm Credit Act, 12 U.S.C. Section 2001 et seq.;

(3) A commercial financing product:

(a) That is secured by real property;

(b) That is a lease, as defined under section 400.2A-103; or

(c) That is a purchase-money obligation, as defined under section 400.9-103;

(d) In which the recipient is a motor vehicle dealer or an affiliate of such a dealer or a vehicle rental company or an affiliate of such a company, pursuant to a commercial loan or commercial open-end credit plan of at least fifty thousand dollars;

(e) Offered by a person in connection with the sale of products or services that such person manufactures, licenses, or distributes or whose parent company or any owned and controlled subsidiary thereof manufactures, licenses, or distributes; or

(f) That is a factoring transaction, purchase, sale, advance, or similar transaction of accounts receivables owed to a health care provider because the health care provider treated a patient's personal injury;

(4) A provider that is licensed as a money transmitter in accordance with a license, certificate,

or charter issued by this state or any other state, district, territory, or commonwealth of the United States; or

(5) A provider that consummates not more than five commercial financing products in this state in a twelve-month period.

5. (1) Any person or entity that violates any provision of this section shall be punished by a fine of five hundred dollars per incident, not to exceed twenty thousand dollars for all aggregated violations arising from the use of the transaction documentation or materials found to be in violation of this section. Any person or entity that violates any provision of this section after receiving written notice of a prior violation from the attorney general shall be punished by a fine of one thousand dollars per incident, not to exceed fifty thousand dollars for all aggregated violations arising from the use of the transaction documentation or materials found to be in violation of this section.

(2) Violation of any provision of this section shall not affect the enforceability or validity of the underlying agreement.

(3) This section shall not create a private right of action against any person or other entity based upon compliance or noncompliance with its provisions.

(4) Authority to enforce compliance with this section is vested exclusively in the attorney general of this state."; and

Further amend said bill, Page 32, Section 493.070, Line 6, by inserting after all of said section and line the following:

"513.430. 1. The following property shall be exempt from attachment and execution to the extent of any person's interest therein:

(1) Household furnishings, household goods, wearing apparel, appliances, books, animals, crops or musical instruments that are held primarily for personal, family or household use of such person or a dependent of such person, not to exceed three thousand dollars in value in the aggregate;

(2) A wedding ring not to exceed one thousand five hundred dollars in value and other jewelry held primarily for the personal, family or household use of such person or a dependent of such person, not to exceed five hundred dollars in value in the aggregate;

(3) Any other property of any kind, not to exceed in value six hundred dollars in the aggregate;

(4) Any implements or professional books or tools of the trade of such person or the trade of a dependent of such person not to exceed three thousand dollars in value in the aggregate;

(5) Any motor vehicles, not to exceed three thousand dollars in value in the aggregate;

(6) Any mobile home used as the principal residence but not attached to real property in which the debtor has a fee interest, not to exceed five thousand dollars in value;

(7) Any one or more unmatured life insurance contracts owned by such person, other than a credit life insurance contract, and up to fifteen thousand dollars of any matured life insurance proceeds for actual funeral, cremation, or burial expenses where the deceased is the spouse, child, or parent of the beneficiary;

(8) The amount of any accrued dividend or interest under, or loan value of, any one or more unmatured life insurance contracts owned by such person under which the insured is such person or an individual of whom such person is a dependent; provided, however, that if proceedings under Title 11 of the United States Code are commenced by or against such person, the amount exempt in such proceedings shall not exceed in value one hundred fifty thousand dollars in the aggregate less any amount of property of such person transferred by the life insurance company or fraternal benefit society to itself in good faith if such transfer is to pay a premium or to carry out a nonforfeiture insurance option and is required to be so transferred automatically under a life insurance contract with such company or society that was entered into before commencement of such proceedings. No amount of any accrued dividend or interest under, or loan value of, any such life insurance contracts shall be exempt from any claim for child support. Notwithstanding anything to the contrary, no such amount shall be exempt in such proceedings under any such insurance contract which was purchased by such person within one year prior to the commencement of such proceedings;

(9) Professionally prescribed health aids for such person or a dependent of such person;

(10) Such person's right to receive:

(a) A Social Security benefit, unemployment compensation or a public assistance benefit;

(b) A veteran's benefit;

(c) A disability, illness or unemployment benefit;

(d) Alimony, support or separate maintenance, not to exceed seven hundred fifty dollars a month;

(e) **a.** Any payment under a stock bonus plan, pension plan, disability or death benefit plan, profit-sharing plan, nonpublic retirement plan or any plan described, defined, or established pursuant to section 456.014, the person's right to a participant account in any deferred compensation program offered by the state of Missouri or any of its political subdivisions, or annuity or similar plan or contract on account of illness, disability, death, age or length of service, to the extent reasonably necessary for the support of such person and any dependent of such person unless:

[a.**] (i)** Such plan or contract was established by or under the auspices of an insider that employed such person at the time such person's rights under such plan or contract arose;

[b.**] (ii)** Such payment is on account of age or length of service; and

[c.**] (iii)** Such plan or contract does not qualify under Section 401(a), 403(a), 403(b), 408, 408A or 409 of the Internal Revenue Code of 1986, as amended, (26 U.S.C. Section 401(a), 403(a), 403(b), 408, 408A or 409)**[**;**].**

[except that**] b. Notwithstanding the exemption provided in subparagraph a. of this paragraph,** any such payment to any person shall be subject to attachment or execution pursuant to a qualified domestic relations order, as defined by Section 414(p) of the Internal Revenue Code of 1986 **(26 U.S.C. Section 414(p))**, as amended, issued by a court in any proceeding for dissolution of marriage or legal separation or a proceeding for disposition of property following dissolution of marriage by a court which lacked personal jurisdiction over the absent spouse or lacked jurisdiction to dispose of marital property at the time of the original judgment of dissolution;

(f) Any money or assets, payable to a participant or beneficiary from, or any interest of any

participant or beneficiary in, a retirement plan, profit-sharing plan, health savings plan, or similar plan, including an inherited account or plan, that is qualified under Section 401(a), 403(a), 403(b), 408, 408A or 409 of the Internal Revenue Code of 1986 **(26 U.S.C. 401(a), 403(a), 403(b), 408, 408A, or 409)**, as amended, whether such participant's or beneficiary's interest arises by inheritance, designation, appointment, or otherwise, except as provided in this paragraph. Any plan or arrangement described in this paragraph shall not be exempt from the claim of an alternate payee under a qualified domestic relations order; however, the interest of any and all alternate payees under a qualified domestic relations order shall be exempt from any and all claims of any creditor, other than the state of Missouri through its department of social services. As used in this paragraph, the terms "alternate payee" and "qualified domestic relations order" have the meaning given to them in Section 414(p) of the Internal Revenue Code of 1986 **(26 U.S.C. Section 414(p))**, as amended. If proceedings under Title 11 of the United States Code are commenced by or against such person, no amount of funds shall be exempt in such proceedings under any such plan, contract, or trust which is fraudulent as defined in subsection 2 of section 428.024 and for the period such person participated within three years prior to the commencement of such proceedings. For the purposes of this section, when the fraudulently conveyed funds are recovered and after, such funds shall be deducted and then treated as though the funds had never been contributed to the plan, contract, or trust;

(11) The debtor's right to receive, or property that is traceable to, a payment on account of the wrongful death of an individual of whom the debtor was a dependent, to the extent reasonably necessary for the support of the debtor and any dependent of the debtor;

(12) Firearms, firearm accessories, and ammunition, not to exceed one thousand five hundred dollars in value in the aggregate**;**

(13) Any moneys accruing to and deposited in individual savings accounts or individual deposit accounts under sections 166.400 to 166.456 or sections 166.500 to 166.529, subject to the following provisions:

(a) This subdivision shall apply to any proceeding that:

a. Is filed on or before January 1, 2022; or

b. Was filed before January 1, 2022, and is pending or on appeal after January 1, 2022;

(b) Except as provided by paragraph (c) of this subdivision, if the designated beneficiary of an individual savings account or individual deposit account established under sections 166.400 to 166.456 or sections 166.500 to 166.529 is a lineal descendant of the account owner, all moneys in the account shall be exempt from any claims of creditors of the account owner or designated beneficiary;

(c) The provisions of paragraph (b) of this subdivision shall not apply to:

a. Claims of any creditor of an account owner as to amounts contributed within a two-year period preceding the date of the filing of a bankruptcy petition under 11 U.S.C. Section 101 et seq., as amended; or

b. Claims of any creditor of an account owner as to amounts contributed within a one-year period preceding an execution on judgment for such claims against the account owner.

2. Nothing in this section shall be interpreted to exempt from attachment or execution for a valid

judicial or administrative order for the payment of child support or maintenance any money or assets, payable to a participant or beneficiary from, or any interest of any participant or beneficiary in, a retirement plan which is qualified pursuant to Sections 408 and 408A of the Internal Revenue Code of 1986 **(26 U.S.C. Sections 408 and 408A)**, as amended."; and

Further amend said bill, Page 35, Section 537.529, Line 114, by inserting after all of said section and line the following:

"569.010. As used in this chapter the following terms mean:

(1) "Cave or cavern", any naturally occurring subterranean cavity enterable by a person including, without limitation, a pit, pothole, natural well, grotto, and tunnel, whether or not the opening has a natural entrance;

(2) "Enter unlawfully or remain unlawfully", a person enters or remains in or upon premises when he or she is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters or remains in or upon premises which are at the time open to the public does so with license and privilege unless he or she defies a lawful order not to enter or remain, personally communicated to him or her by the owner of such premises or by other authorized person. A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of the building which is not open to the public;

(3) "Nuclear power plant", a power generating facility that produces electricity by means of a nuclear reactor owned by a utility or a consortium utility. Nuclear power plant shall be limited to property within the structure or fenced yard, as defined in section 563.011;

(4) "To tamper", to interfere with something improperly, to meddle with it, displace it, make unwarranted alterations in its existing condition, or to deprive, temporarily, the owner or possessor of that thing;

(5) "Teller machine", an automated teller machine (ATM) or interactive teller machine (ITM) is a remote computer terminal owned or controlled by a financial institution or a private business that allows individuals to obtain financial services including obtaining cash, transferring or transmitting money or digital currencies, payment of bills, loading money or digital currency to a payment card or other device without physical in-person assistance from another person. "Teller machine" does not include personally owned electronic devices used to access financial services;

[(5)**]** **(6)** "Utility", an enterprise which provides gas, electric, steam, water, sewage disposal, or communication, video, internet, or voice over internet protocol services, and any common carrier. It may be either publicly or privately owned or operated.

569.100. 1. A person commits the offense of property damage in the first degree if such person:

(1) Knowingly damages property of another to an extent exceeding seven hundred fifty dollars; or

(2) Damages property to an extent exceeding seven hundred fifty dollars for the purpose of defrauding an insurer; **[**or**]**

(3) Knowingly damages a motor vehicle of another and the damage occurs while such person is making entry into the motor vehicle for the purpose of committing the crime of stealing therein or the damage occurs while such person is committing the crime of stealing within the motor vehicle**; or**

(4) Knowingly damages, modifies, or destroys a teller machine or otherwise makes it inoperable.

2. The offense of property damage in the first degree committed under subdivision (1) or (2) of subsection 1 of this section is a class E felony, unless the offense of property damage in the first degree was committed under subdivision (1) of subsection 1 of this section and the victim was intentionally targeted as a law enforcement officer, as defined in section 556.061, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer, in which case it is a class D felony. The offense of property damage in the first degree committed under subdivision (3) of subsection 1 of this section is a class D felony unless committed as a second or subsequent violation of subdivision (3) of subsection 1 of this section in which case it is a class B felony. **The offense of property damage in the first degree committed under subdivision (4) of subsection 1 of this section is a class D felony unless committed for the purpose of executing any scheme or artifice to defraud or obtain any property, the value of which exceeds seven hundred fifty dollars or the damage to the teller machine exceeds seven hundred fifty dollars in which case it is a class C felony; or unless committed to obtain the personal financial credentials of another person or committed as a second or subsequent violation of subdivision (4) of subsection 1 of this section in which case it is a class B felony.**

570.010. As used in this chapter, the following terms mean:

(1) "Adulterated", varying from the standard of composition or quality prescribed by statute or lawfully promulgated administrative regulations of this state lawfully filed, or if none, as set by commercial usage;

(2) "Appropriate", to take, obtain, use, transfer, conceal, retain or dispose;

(3) "Check", a check or other similar sight order or any other form of presentment involving the transmission of account information for the payment of money;

(4) "Coercion", a threat, however communicated:

(a) To commit any offense; or

(b) To inflict physical injury in the future on the person threatened or another; or

(c) To accuse any person of any offense; or

(d) To expose any person to hatred, contempt or ridicule; or

(e) To harm the credit or business reputation of any person; or

(f) To take or withhold action as a public servant, or to cause a public servant to take or withhold action; or

(g) To inflict any other harm which would not benefit the actor. A threat of accusation, lawsuit or other invocation of official action is justified and not coercion if the property sought to be obtained by virtue of such threat was honestly claimed as restitution or indemnification for harm done in the circumstances to which the accusation, exposure, lawsuit or other official action relates, or as compensation for property or lawful service. The defendant shall have the burden of injecting the issue of justification as to any threat;

(5) "Credit device", a writing, card, code, number or other device purporting to evidence an undertaking to pay for property or services delivered or rendered to or upon the order of a designated person or bearer;

(6) "Dealer", a person in the business of buying and selling goods;

(7) "Debit device", a writing, card, code, number or other device, other than a check, draft or similar paper instrument, by the use of which a person may initiate an electronic fund transfer, including but not limited to devices that enable electronic transfers of benefits to public assistance recipients;

(8) "Deceit or deceive", making a representation which is false and which the actor does not believe to be true and upon which the victim relies, as to a matter of fact, law, value, intention or other state of mind, or concealing a material fact as to the terms of a contract or agreement. The term "deceit" does not, however, include falsity as to matters having no pecuniary significance, or puffing by statements unlikely to deceive ordinary persons in the group addressed. Deception as to the actor's intention to perform a promise shall not be inferred from the fact alone that he did not subsequently perform the promise;

(9) "Deprive":

(a) To withhold property from the owner permanently; or

(b) To restore property only upon payment of reward or other compensation; or

(c) To use or dispose of property in a manner that makes recovery of the property by the owner unlikely;

(10) "Electronic benefits card" or "EBT card", a debit card used to access food stamps or cash benefits issued by the department of social services;

(11) "Financial institution", a bank, trust company, savings and loan association, or credit union;

(12) "Food stamps", the nutrition assistance program in Missouri that provides food and aid to low-income individuals who are in need of benefits to purchase food operated by the United States Department of Agriculture (USDA) in conjunction with the department of social services;

(13) "Forcibly steals", a person, in the course of stealing, uses or threatens the immediate use of physical force upon another person for the purpose of:

(a) Preventing or overcoming resistance to the taking of the property or to the retention thereof immediately after the taking; or

(b) Compelling the owner of such property or another person to deliver up the property or to engage in other conduct which aids in the commission of the theft;

(14) "Internet service", an interactive computer service or system or an information service, system, or access software provider that provides or enables computer access by multiple users to a computer server, and includes, but is not limited to, an information service, system, or access software provider that provides access to a network system commonly known as the internet, or any comparable system or service and also includes, but is not limited to, a world wide web page, newsgroup, message board, mailing list, or chat area on any interactive computer service or system or other online service;

(15) "Means of identification", anything used by a person as a means to uniquely distinguish himself

or herself;

(16) "Merchant", a person who deals in goods of the kind or otherwise by his or her occupation holds oneself out as having knowledge or skill peculiar to the practices or goods involved in the transaction or to whom such knowledge or skill may be attributed by his or her employment of an agent or broker or other intermediary who by his or her occupation holds oneself out as having such knowledge or skill;

(17) "Mislabeled", varying from the standard of truth or disclosure in labeling prescribed by statute or lawfully promulgated administrative regulations of this state lawfully filed, or if none, as set by commercial usage; or represented as being another person's product, though otherwise accurately labeled as to quality and quantity;

(18) "Pharmacy", any building, warehouse, physician's office, hospital, pharmaceutical house or other structure used in whole or in part for the sale, storage, or dispensing of any controlled substance as defined in chapter 195;

(19) "Property", anything of value, whether real or personal, tangible or intangible, in possession or in action, and shall include but not be limited to the evidence of a debt actually executed but not delivered or issued as a valid instrument;

(20) "Public assistance benefits", anything of value, including money, food, EBT cards, food stamps, commodities, clothing, utilities, utilities payments, shelter, drugs and medicine, materials, goods, and any service including institutional care, medical care, dental care, child care, psychiatric and psychological service, rehabilitation instruction, training, transitional assistance, or counseling, received by or paid on behalf of any person under chapters 198, 205, 207, 208, 209, and 660, or benefits, programs, and services provided or administered by the Missouri department of social services or any of its divisions;

(21) "Services" includes transportation, telephone, electricity, gas, water, or other public service, cable television service, video service, voice over internet protocol service, or internet service, accommodation in hotels, restaurants or elsewhere, admission to exhibitions and use of vehicles;

(22) "Stealing-related offense", federal and state violations of criminal statutes against stealing, robbery, or buying or receiving stolen property and shall also include municipal ordinances against the same if the offender was either represented by counsel or knowingly waived counsel in writing and the judge accepting the plea or making the findings was a licensed attorney at the time of the court proceedings;

(23) "Teller machine", an automated teller machine (ATM) or interactive teller machine (ITM) is a remote computer terminal owned or controlled by a financial institution or a private business that allows individuals to obtain financial services including obtaining cash, transferring or transmitting money or digital currencies, payment of bills, loading money or digital currency to a payment card or other device without physical in-person assistance from another person. "Teller machine" does not include personally owned electronic devices used to access financial services;

[(23)**]** **(24)** "Video service", the provision of video programming provided through wireline facilities located at least in part in the public right-of-way without regard to delivery technology, including internet protocol technology whether provided as part of a tier, on demand, or a per-channel basis. This

definition includes cable service as defined by 47 U.S.C. Section 522(6), but does not include any video programming provided by a commercial mobile service provider as "commercial mobile service" is defined in 47 U.S.C. Section 332(d), or any video programming provided solely as part of and via a service that enables users to access content, information, electronic mail, or other services offered over the public internet, and includes microwave television transmission, from a multipoint distribution service not capable of reception by conventional television receivers without the use of special equipment;

[(24)**] (25)** "Voice over internet protocol service", a service that:

(a) Enables real-time, two-way voice communication;

(b) Requires a broadband connection from the user's location;

(c) Requires internet protocol-compatible customer premises equipment; and

(d) Permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network;

[(25)**] (26)** "Writing" includes printing, any other method of recording information, money, coins, negotiable instruments, tokens, stamps, seals, credit cards, badges, trademarks and any other symbols of value, right, privilege or identification.

570.030. 1. A person commits the offense of stealing if he or she:

(1) Appropriates property or services of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion;

(2) Attempts to appropriate anhydrous ammonia or liquid nitrogen of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion; or

(3) For the purpose of depriving the owner of a lawful interest therein, receives, retains or disposes of property of another knowing that it has been stolen, or believing that it has been stolen.

2. The offense of stealing is a class A felony if the property appropriated consists of any of the following containing any amount of anhydrous ammonia: a tank truck, tank trailer, rail tank car, bulk storage tank, field nurse, field tank or field applicator.

3. The offense of stealing is a class B felony if:

(1) The property appropriated or attempted to be appropriated consists of any amount of anhydrous ammonia or liquid nitrogen;

(2) The property consists of any animal considered livestock as the term livestock is defined in section 144.010, or any captive wildlife held under permit issued by the conservation commission, and the value of the animal or animals appropriated exceeds three thousand dollars and that person has previously been found guilty of appropriating any animal considered livestock or captive wildlife held under permit issued by the conservation commission. Notwithstanding any provision of law to the contrary, such person shall serve a minimum prison term of not less than eighty percent of his or her sentence before he or she is eligible for probation, parole, conditional release, or other early release by the department of corrections;

(3) A person appropriates property consisting of a motor vehicle, watercraft, or aircraft, and that

person has previously been found guilty of two stealing-related offenses committed on two separate occasions where such offenses occurred within ten years of the date of occurrence of the present offense;

(4) The property appropriated or attempted to be appropriated consists of any animal considered livestock as the term is defined in section 144.010 if the value of the livestock exceeds ten thousand dollars; or

(5) The property appropriated or attempted to be appropriated is owned by or in the custody of a financial institution and the property is taken or attempted to be taken physically from an individual person to deprive the owner or custodian of the property.

4. The offense of stealing is a class C felony if the value of the property or services appropriated is twenty-five thousand dollars or more **or the property is a teller machine or the contents of a teller machine including cash regardless of the value or amount**.

5. The offense of stealing is a class D felony if:

(1) The value of the property or services appropriated is seven hundred fifty dollars or more;

(2) The offender physically takes the property appropriated from the person of the victim; or

(3) The property appropriated consists of:

(a) Any motor vehicle, watercraft or aircraft;

(b) Any will or unrecorded deed affecting real property;

(c) Any credit device, debit device or letter of credit;

(d) Any firearms;

(e) Any explosive weapon as defined in section 571.010;

(f) Any United States national flag designed, intended and used for display on buildings or stationary flagstaffs in the open;

(g) Any original copy of an act, bill or resolution, introduced or acted upon by the legislature of the state of Missouri;

(h) Any pleading, notice, judgment or any other record or entry of any court of this state, any other state or of the United States;

(i) Any book of registration or list of voters required by chapter 115;

(j) Any animal considered livestock as that term is defined in section 144.010;

(k) Any live fish raised for commercial sale with a value of seventy-five dollars or more;

(l) Any captive wildlife held under permit issued by the conservation commission;

(m) Any controlled substance as defined by section 195.010;

(n) Ammonium nitrate;

(o) Any wire, electrical transformer, or metallic wire associated with transmitting

telecommunications, video, internet, or voice over internet protocol service, or any other device or pipe that is associated with conducting electricity or transporting natural gas or other combustible fuels; or

(p) Any material appropriated with the intent to use such material to manufacture, compound, produce, prepare, test or analyze amphetamine or methamphetamine or any of their analogues.

6. The offense of stealing is a class E felony if:

(1) The property appropriated is an animal;

(2) The property is a catalytic converter; or

(3) A person has previously been found guilty of three stealing-related offenses committed on three separate occasions where such offenses occurred within ten years of the date of occurrence of the present offense.

7. The offense of stealing is a class D misdemeanor if the property is not of a type listed in subsection 2, 3, 5, or 6 of this section, the property appropriated has a value of less than one hundred fifty dollars, and the person has no previous findings of guilt for a stealing-related offense.

8. The offense of stealing is a class A misdemeanor if no other penalty is specified in this section.

9. If a violation of this section is subject to enhanced punishment based on prior findings of guilt, such findings of guilt shall be pleaded and proven in the same manner as required by section 558.021.

10. The appropriation of any property or services of a type listed in subsection 2, 3, 5, or 6 of this section or of a value of seven hundred fifty dollars or more may be considered a separate felony and may be charged in separate counts.

11. The value of property or services appropriated pursuant to one scheme or course of conduct, whether from the same or several owners and whether at the same or different times, constitutes a single criminal episode and may be aggregated in determining the grade of the offense, except as set forth in subsection 10 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Pages 5-7, Section 105.1500, Lines 1-62, by deleting said lines and inserting in lieu thereof the following:

"**105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".**

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited

to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under subsection 4 of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency, unless consented to by an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri ethics commission or the Missouri state highway patrol as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri state highway patrol or the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

(4) Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

(5) Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal

information absent a specific finding of good cause;

(6) Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made public by state law; or

(7) Any request from a public agency for a list of the directors and officers of an entity exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 968, Page 27, Section 311.094, Line 32, by inserting after said section and line the following:

"347.020. **1.** The name of each limited liability company as set forth in its articles of organization:

(1) Shall contain the words "limited company" or "limited liability company" or the abbreviation "LC", "LLC", "L.C." or "L.L.C." and shall be the name under which the limited liability company transacts business in this state unless the limited liability company registers another name under which it transacts business as provided under chapter 417 or conspicuously discloses its name as set forth in its articles of organization;

(2) May not contain the word "corporation", "incorporated", "limited partnership", "limited liability partnership", "limited liability limited partnership", or "Ltd." or any abbreviation of one of such words or any word or phrase which indicates or implies that it is organized for any purpose not stated in its articles of organization or that it is a governmental agency; and

(3) Must be distinguishable upon the records of the secretary from the name of any corporation, limited liability company, limited partnership, limited liability partnership, or limited liability limited partnership which is licensed, organized, reserved, or registered under the laws of this state as a domestic or foreign entity, unless:

(a) Such other holder of a reserved or registered name consents to such use in writing and files appropriate documentation to the secretary to change its name to a name that is distinguishable upon the records of the secretary from the name of the applying limited liability company; or

(b) A certified copy of a final decree of a court of competent jurisdiction establishing the prior right of the applicant to the use of such name in this state is filed with the secretary.

2. The name of a limited liability company that has been dissolved or cancelled shall not be available for use by others for a period of one year from the effective date of the dissolution or cancellation.

347.044. 1. Each limited liability company organized under this chapter and each foreign limited liability company registered in this state shall file an information statement with the secretary of state.

2. The information statement shall include:

(1) The name of the limited liability company or foreign limited liability company;

(2) The company charter number assigned by the secretary of state;

(3) The address of the principal place of business;

(4) The address, including street and number, if any, of the registered office and the name of the registered agent at such office; and

(5) If a foreign limited liability company, the state or other jurisdiction under whose law the company is formed.

3. The information statement shall be current as of the date the statement is filed with the secretary of state.

4. The limited liability company or foreign limited liability company shall file an information statement every five years, and the information statement shall be due on the fifteenth day of the month in which the anniversary of the date the limited liability company or foreign limited liability company organized or registered in Missouri occurs. For limited liability companies and foreign limited liability companies that organized or registered in an odd-numbered year before January 1, 2022, the first information statement shall be due in 2025. For limited liability companies and foreign limited liability companies that organized or registered in an even-numbered year before January 1, 2023, the first information statement shall be due in 2026.

5. The information statement shall be signed by an authorized person.

6. If the information statement does not contain the information required under this section, the secretary of state shall promptly notify the limited liability company or foreign limited liability company and return the information statement for completion. The entity shall return the completed information statement to the secretary within sixty days of the issuance of the notice.

7. Ninety days before the statement is due, the secretary of state shall send notice to each limited liability company or foreign limited liability company that the information statement is due. The notice shall be directed to the limited liability company's registered office as stated in the company's most recent filing with the secretary of state."; and

Further amend said bill, Page 28, Section 347.143, Line 23, by inserting after said section and line the following:

"347.179. 1. The secretary shall charge and collect:

(1) For filing the original articles of organization, a fee of **[**one hundred**]** **ninety-five** dollars;

(2) For filing the original articles of organization online, in an electronic format prescribed by the secretary of state, a fee of **[**forty-five**]** **twenty-five** dollars;

(3) Applications for registration of foreign limited liability companies and issuance of a certificate of registration to transact business in this state, a fee of one hundred dollars;

(4) Amendments to and restatements of articles of limited liability companies to application for registration of a foreign limited liability company or any other filing otherwise provided for, a fee of twenty dollars **or, if filed online in an electronic format prescribed by the secretary, a fee of ten dollars**;

(5) Articles of termination of limited liability companies or cancellation of registration of foreign limited liability companies, a fee of twenty dollars **or, if filed online in an electronic format prescribed by the secretary, a fee of ten dollars**;

(6) For filing notice of merger or consolidation, a fee of twenty dollars;

(7) For filing a notice of winding up, a fee of twenty dollars **or, if filed online in an electronic format prescribed by the secretary, a fee of ten dollars**;

(8) For issuing a certificate of good standing, a fee of five dollars;

(9) For a notice of the abandonment of merger or consolidation, a fee of twenty dollars;

(10) For furnishing a copy of any document or instrument, a fee of fifty cents per page;

(11) For accepting an application for reservation of a name, or for filing a notice of the transfer or cancellation of any name reservation, a fee of twenty dollars;

(12) For filing a statement of change of address of registered office or registered agent, or both, a fee of five dollars;

(13) For any service of notice, demand, or process upon the secretary as resident agent of a limited liability company, a fee of twenty dollars, which amount may be recovered as taxable costs by the party instituting such suit, action, or proceeding causing such service to be made if such party prevails therein;

(14) For filing an amended certificate of registration a fee of twenty dollars **or, if filed online in an electronic format prescribed by the secretary, a fee of ten dollars**; **[**and**]**

(15) For filing a statement of correction a fee of five dollars**;**

(16) For filing an information statement for a domestic or foreign limited liability company, a fee of fifteen dollars or, if filing online in an electronic format prescribed by the secretary, a fee of five dollars;

(17) For filing a withdrawal of an erroneously or accidentally filed notice of winding up or articles of termination, a fee of ninety-five dollars;

(18) For a filing relating to a limited liability series, an additional fee of ten dollars for each series effected or, if filing online in an electronic format prescribed by the secretary, a fee of five dollars for each series effected; and

(19) For filing an application for reinstatement, a fee of ninety-five dollars or, if filed online in an electronic format prescribed by the secretary, a fee of forty-five dollars.

2. Fees mandated in subdivisions (1) and (2) of subsection 1 of this section and for application for reservation of a name in subdivision (11) of subsection 1 of this section shall be waived if an organizer who is listed as a member in the operating agreement of the limited liability company is a member of the Missouri National Guard or any other active duty military, resides in the state of Missouri, and provides proof of such service to the secretary of state.

347.183. In addition to the other powers of the secretary established in sections 347.010 to 347.187, the secretary shall, as is reasonably necessary to enable the secretary to administer sections 347.010 to 347.187 efficiently and to perform the secretary's duties, have the following powers including, but not limited to:

(1) The power to examine the books and records of any limited liability company to which sections 347.010 to 347.187 apply, and it shall be the duty of any manager, member or agent of such limited liability company having possession or control of such books and records to produce such books and records for examination on demand of the secretary or **[**his**]** **the secretary's** designated employee; except that no person shall be subject to any criminal prosecution on account of any matter or thing which may be disclosed by examination of any limited liability company books and records, which they may produce or exhibit for examination; or on account of any other matter or thing concerning which they may make any voluntary and truthful statement in writing to the secretary or **[**his**]** **the secretary's** designated employee. All facts obtained in the examination of the books and records of any limited liability company, or through the voluntary sworn statement of any manager, member, agent or employee of any limited liability company, shall be treated as confidential, except insofar as official duty may require the disclosure of same, or when such facts are material to any issue in any legal proceeding in which the secretary or **[**his**]** **the secretary's** designated employee may be a party or called as witness, and, if the secretary or **[**his**]** **the secretary's** designated employee shall, except as provided in this subdivision, disclose any information relative to the private accounts, affairs, and transactions of any such limited liability company, he **or she** shall be guilty of a class C misdemeanor. If any manager, member or registered agent in possession or control of such books and records of any such limited liability company shall refuse a demand of the secretary or **[**his**]** **the secretary's** designated employee, to exhibit the books and records of such limited liability company for examination, such person shall be guilty of a class B misdemeanor;

(2) The power to cancel or disapprove any articles of organization or other filing required under sections 347.010 to 347.187, if the limited liability company fails to comply with the provisions of sections 347.010 to 347.187 by failing to file required documents under sections 347.010 to 347.187, by failing to maintain a registered agent, by failing to pay the required filing fees, by using fraud or deception in effecting any filing, by filing a required document containing a false statement, or by violating any section or sections of the criminal laws of Missouri, the federal government or any other state of the United States. Thirty days before such cancellation shall take effect, the secretary shall notify the limited liability company with written notice, either personally or by certified mail, deposited in the United States mail in a sealed envelope addressed to such limited liability company's last

registered agent in office, or to one of the limited liability company's members or managers. Written notice of the secretary's proposed cancellation to the limited liability company, domestic or foreign, shall specify the reasons for such action. The limited liability company may appeal this notice of proposed cancellation to the circuit court of the county in which the registered office of such limited liability company is or is proposed to be situated by filing with the clerk of such court a petition setting forth a copy of the articles of organization or other relevant documents and a copy of the proposed written cancellation thereof by the secretary, such petition to be filed within thirty days after notice of such cancellation shall have been given, and the matter shall be tried by the court, and the court shall either sustain the action of the secretary or direct **[**him**]** **the secretary** to take such action as the court may deem proper. An appeal from the circuit court in such a case shall be allowed as in civil action. The limited liability company may provide information to the secretary that would allow the secretary to withdraw the notice of proposed cancellation. This information may consist of, but need not be limited to, corrected statements and documents, new filings, affidavits and certified copies of other filed documents;

(3) The power to rescind cancellation provided for in subdivision (2) of this section upon compliance with either of the following:

(a) The affected limited liability company provides the necessary documents and affidavits indicating the limited liability company has corrected the conditions causing the proposed cancellation or the cancellation; or

(b) The limited liability company provides the correct statements or documentation that the limited liability company is not in violation of any section of the criminal code; **[**and**]**

(4) The power to charge late filing fees for any filing fee required under sections 347.010 to 347.187 and the power to impose civil penalties as provided in section 347.053. Late filing fees shall be assessed at a rate of ten dollars for each thirty-day period of delinquency;

(5) (a) The power to administratively cancel **[**an**]:**

a. Articles of organization if the limited liability company's period of duration stated in **the** articles of organization expires **or if the limited liability company fails to timely file its information statement; or**

b. The registration of a foreign limited liability company if the foreign limited liability company fails to timely file its information statement.

(b) Not less than thirty days before such administrative cancellation shall take effect, the secretary shall notify the **domestic or foreign** limited liability company with written notice, either personally or by mail. If mailed, the notice shall be deemed delivered five days after it is deposited in the United States mail in a sealed envelope addressed to such limited liability company's last registered agent and office or to one of the limited liability company's managers or members.

(c) If the limited liability company does not timely file an articles of amendment in accordance with section 347.041 to extend the duration of the limited liability company, which may be any number of years or perpetual, or demonstrate to the reasonable satisfaction of the secretary that the period of duration determined by the secretary is incorrect, within sixty days after service of the notice is perfected by posting with the United States Postal Service, then the secretary shall cancel the articles of organization by signing an administrative cancellation that recites the grounds for cancellation and its

effective date. The secretary shall file the original of the administrative cancellation and serve a copy on the limited liability company as provided in section 347.051.

(d) A limited liability company whose articles of organization has been administratively cancelled continues its existence but may not carry on any business except that necessary to wind up and liquidate its business and affairs under section 347.147 and notify claimants under section 347.141.

(e) The administrative cancellation of an articles of organization does not terminate the authority of its registered agent.

(f) If a limited liability company does not timely file an information statement in accordance with section 347.044 within sixty days after service of the notice is perfected by posting with the United States Postal Service or fails to demonstrate to the reasonable satisfaction of the secretary that the information statement was timely filed, the secretary shall cancel the articles of organization by signing an administrative cancellation that states the grounds for cancellation and the effective date of the cancellation. The secretary shall file the original administrative cancellation and serve a copy on the limited liability company as provided under section 347.051.

(g) If a foreign limited liability company does not timely file an information statement in accordance with section 347.044 within sixty days after service of the notice is perfected by posting with the United States Postal Service or fails to demonstrate to the reasonable satisfaction of the secretary that the information statement was timely filed, the secretary shall cancel the registration of the foreign limited liability company by signing an administrative cancellation that states the grounds for cancellation and the effective date of the cancellation. The secretary shall file the original administrative cancellation and serve a copy on the foreign limited liability company as provided in section 347.051. A foreign limited liability company whose registration has been administratively cancelled may continue its existence but shall not conduct any business in this state except to wind up and liquidate its business and affairs in this state;

(6) (a) The power to rescind an administrative cancellation and reinstate the articles of organization.

(b) Except as otherwise provided in the operating agreement, a limited liability company whose articles of organization has been administratively cancelled under subdivision **(2) or** (5) of this section may file an articles of amendment in accordance with section 347.041 to extend the duration of the limited liability company, which may be any number **of years** or perpetual.

(c) A limited liability company whose articles of organization has been administratively cancelled under subdivision (5) of this section may apply to the secretary for reinstatement. The **[**applicant**]** **application** shall:

a. Recite the name of the limited liability company and the effective date of its administrative cancellation;

b. State that the grounds for cancellation either did not exist or have been eliminated, as applicable, and be accompanied by documentation satisfactory to the secretary evidencing the same;

c. State that the limited liability company's name satisfies the requirements of section 347.020;

d. Be accompanied by a reinstatement fee in the amount **[**of one hundred dollars**]** **specified in subdivision (19) of subsection 1 of section 347.179**, or such greater amount as required by state regulation, plus any delinquent fees, penalties, and other charges as determined by the secretary to then

be due.

(d) If the secretary determines that the application contains the information and is accompanied by the fees required in paragraph (c) of this subdivision and that the information and fees are correct, the secretary shall rescind the cancellation and prepare a certificate of reinstatement that recites his or her determination and the effective date of reinstatement, file the original articles of organization, and serve a copy on the limited liability company as provided in section 347.051.

(e) When the reinstatement is effective, it shall relate back to and take effect as of the effective date of the administrative cancellation of the articles of organization and the limited liability company may continue carrying on its business as if the administrative cancellation had never occurred.

(f) In the event the name of the limited liability company was reissued by the secretary to another entity prior to the time application for reinstatement was filed, the limited liability company applying for reinstatement may elect to reinstate using a new name that complies with the requirements of section 347.020 and that has been approved by appropriate action of the limited liability company for changing the name thereof.

(g) If the secretary denies a limited liability company's application for reinstatement following administrative cancellation of the articles of organization, he or she shall serve the limited liability company as provided in section 347.051 with a written notice that explains the reason or reasons for denial.

(h) The limited liability company may appeal a denial of reinstatement as provided for in subdivision (2) of this section.

[(7)**]** **(i) This** subdivision **[**(6) of this section**]** shall apply to any limited liability company whose articles of organization was cancelled because such limited liability company's period of duration stated in the articles of organization expired on or after August 28, 2003**;**

(7) The power to rescind an administrative cancellation and reinstate the registration of a foreign limited liability company. The following procedures apply:

(a) A foreign limited liability company whose registration was administratively cancelled under subdivision (2) or (5) of this section may apply to the secretary for reinstatement. The application shall:

a. State the name of the foreign limited liability company and the date of the administrative cancellation;

b. State that the grounds for cancellation either did not exist or have been eliminated, with supporting documentation satisfactory to the secretary;

c. State that the foreign limited liability company's name satisfies the requirements of section 347.020; and

d. Include a reinstatement fee in the amount specified in subdivision (19) of subsection 1 of section 347.179, or a higher amount if required by state regulation, and any delinquent fees, penalties, or other charges as the secretary determines are due;

(b) If the secretary determines that the application satisfies the requirements under paragraph (a) of this subdivision, the secretary shall rescind the cancellation and prepare a certificate of

reinstatement that includes the effective date of reinstatement and deliver a copy to the limited liability company as provided under section 347.051;

(c) If reinstatement is granted, the administrative cancellation shall be retroactively voided, and the foreign limited liability company may conduct its business as if the administrative cancellation never occurred;

(d) If the name of the foreign limited liability company was issued to another entity before the application for reinstatement was filed, the foreign limited liability company applying for reinstatement may elect to reinstate using a new name that complies with the requirements under section 347.020 and is approved by appropriate action of the foreign limited liability company for changing its name;

(e) If the secretary denies a foreign limited liability company's application for reinstatement, the secretary shall serve the limited liability company with a written notice as provided under section 347.051 that explains the reason for denial; and

(f) The foreign limited liability company may appeal a denial of reinstatement by using the procedure under subdivision (2) of this section; and

(8) The power to reinstate a limited liability company that erroneously or accidentally filed a notice of winding up or notice of termination. The following procedures apply:

(a) A limited liability company whose articles of organization were terminated due to an erroneously or accidentally filed notice of winding up or notice of termination may apply to the secretary for reinstatement by filing a withdrawal of notice of winding up or withdrawal of notice of termination. The application shall:

a. State the name of the limited liability company and the filing date of the erroneous or accidental notice;

b. State the grounds for erroneously or accidentally filing the notice, with supporting documentation satisfactory to the secretary;

c. State that the limited liability company's name satisfies the requirements under section 347.020; and

d. Include a reinstatement fee in the amount specified in subdivision (19) of subsection 1 of section 347.179, or a higher amount if required by state regulation, and any delinquent fees, penalties, or other charges as the secretary determines are due;

(b) If the secretary determines that the application satisfies the requirements under paragraph (a) of this subdivision, the secretary shall rescind the notice of winding up or notice of termination and prepare a certificate of reinstatement that includes the effective date of reinstatement and deliver a copy to the limited liability company as provided under section 347.051;

(c) If reinstatement is granted, the termination of the articles of organization shall be retroactively voided, and the limited liability company may conduct its business as if the notice of winding up or notice of termination never occurred;

(d) If the name of the limited liability company was issued to another entity before the application for reinstatement was filed, the limited liability company applying for the

reinstatement may elect to reinstate using a new name that complies with the requirements under section 347.020 and is approved by appropriate action of the limited liability company for changing its name;

(e) If the secretary of state denies a limited liability company's application for reinstatement, the secretary shall serve the limited liability company with a written notice as provided under section 347.051 that explains the reason for denial; and

(f) The limited liability company may appeal a denial of reinstatement by using the procedure under subdivision (2) of this section.

347.186. 1. An operating agreement may establish or provide for the establishment of a designated series of members, managers, or limited liability company interests having separate rights, powers, or duties with respect to specified property or obligations of the limited liability company or profits and losses associated with specified property or obligations. To the extent provided in the operating agreement, any such series may have a separate business purpose or investment objective.

2. (1) Notwithstanding any other provisions of law to the contrary, the debts, liabilities, and obligations incurred, contracted for, or otherwise existing with respect to a particular series shall be enforceable against the assets of such series only, and not against the assets of the limited liability company generally or any other series thereof. Such particular series shall be deemed to have possession, custody, and control only of the books, records, information, and documentation related to such series and not of the books, records, information, and documentation related to the limited liability company as a whole or any other series thereof if all of the following apply:

(a) The operating agreement creates one or more series;

(b) Separate and distinct records are maintained for or on behalf of any such series;

(c) The assets associated with any such series, whether held directly or indirectly, including through a nominee or otherwise, are accounted for separately from the other assets of the limited liability company or of any other series;

(d) The operating agreement provides for the limitations on liabilities of a series described in this subdivision;

(e) Notice of the limitation on liabilities of a series described in this subdivision is included in the limited liability company's articles of organization; and

(f) The limited liability company has filed articles of organization that separately identify each series which is to have limited liability under this section.

(2) With respect to a particular series, unless otherwise provided in the operating agreement, none of the debts, liabilities, obligations, and expenses incurred, contracted for or otherwise existing with respect to a limited liability company generally, or any other series thereof, shall be enforceable against the assets of such series, subject to the provisions of subdivision (1) of this subsection.

(3) Compliance with paragraphs (e) and (f) of subdivision (1) of this subsection shall constitute notice of such limitation of liability of a series.

(4) A series with limited liability shall be treated as a separate entity to the extent set forth in the articles of organization. Each series with limited liability may, in its own name, contract, hold title to

assets, grant security interests, sue and be sued, and otherwise conduct business and exercise the powers of a limited liability company under this chapter. The limited liability company and any of its series may elect to consolidate its operations as a single taxpayer to the extent permitted under applicable law, elect to work cooperatively, elect to contract jointly, or elect to be treated as a single business for the purposes of qualification or authorization to do business in this or any other state. Such elections shall not affect the limitation of liability set forth in this section except to the extent that the series have specifically accepted joint liability by contract.

3. Except in the case of a foreign limited liability company that has adopted a name that is not the name under which it is registered in its jurisdiction of organization, as permitted under sections 347.153 and 347.157, the name of the series with limited liability is required to contain the entire name of the limited liability company and be distinguishable from the names of the other series set forth in the articles of organization. In the case of a foreign limited liability company that has adopted a name that is not the name under which it is registered in its jurisdiction of organization, as permitted under sections 347.153 and 347.157, the name of the series with limited liability must contain the entire name under which the foreign limited liability company has been admitted to transact business in this state.

4. (1) (a) Upon filing of articles of organization setting forth the name of each series with limited liability, in compliance with section 347.037 or amendments under section 347.041, the series' existence shall begin.

(b) Each copy of the articles of organization stamped "Filed" and marked with the filing date shall be conclusive evidence that all required conditions have been met and that the series has been or shall be legally organized and formed under this section and is notice for all purposes of all other facts required to be set forth therein.

(c) The name of a series with limited liability under this section may be changed by filing articles of amendment with the secretary of state pursuant to section 347.041, identifying the series whose name is being changed and the new name of such series. If not the same as the limited liability company, the names of the members of a member-managed series or of the managers of a manager-managed series may be changed by an amendment to the articles of organization with the secretary of state.

(d) A series with limited liability under this section may be dissolved by filing with the secretary of state articles of amendment pursuant to section 347.041 identifying the series being dissolved or by the dissolution of the limited liability company as provided in section 347.045. Except to the extent otherwise provided in the operating agreement, a series may be dissolved and its affairs wound up without causing the dissolution of the limited liability company. The dissolution of a series established in accordance with subsection 2 of this section shall not affect the limitation on liabilities of such series provided by subsection 2 of this section. A series is terminated and its affairs shall be wound up upon the dissolution of the limited liability company under section 347.045.

(e) Articles of organization, amendment, or termination described under this subdivision may be executed by the limited liability company or any manager, person, or entity designated in the operating agreement for the limited liability company.

(f) Notwithstanding paragraph (d) of this subdivision, the maximum number of designated series that may be effected by any one filing shall be limited to fifty.

(2) If different from the limited liability company, the articles of organization shall list the names of

the members for each series if the series is member-managed or the names of the managers if the series is manager-managed.

(3) A series of a limited liability company shall be deemed to be in good standing as long as the limited liability company is in good standing.

(4) The registered agent and registered office for the limited liability company appointed under section 347.033 shall serve as the agent and office for service of process for each series in this state.

5. (1) An operating agreement may provide for classes or groups of members or managers associated with a series having such relative rights, powers, and duties as an operating agreement may provide and may make provision for the future creation of additional classes or groups of members or managers associated with the series having such relative rights, powers, and duties as may from time to time be established, including rights, powers, and duties senior and subordinate to or different from existing classes and groups of members or managers associated with the series.

(2) A series may be managed either by the member or members associated with the series or by the manager or managers chosen by the members of such series, as provided in the operating agreement. Unless otherwise provided in an operating agreement, the management of a series shall be vested in the members associated with such series.

(3) An operating agreement may grant to all or certain identified members or managers, or to a specified class or group of the members or managers associated with a series, the right to vote separately or with all or any class or group of the members or managers associated with the series, on any matter. An operating agreement may provide that any member or class or group of members associated with a series shall have no voting rights or ability to otherwise participate in the management or governance of such series, but any such member or class or group of members are owners of the series.

(4) Except as modified in this section, the provisions of this chapter which are generally applicable to limited liability companies and their managers, members, and transferees shall be applicable to each particular series with respect to the operation of such series.

(5) Except as otherwise provided in an operating agreement, any event specified in this chapter or in an operating agreement that causes a manager to cease to be a manager with respect to a series shall not, in itself, cause such manager to cease to be a manager of the limited liability company or with respect to any other series thereof.

(6) Except as otherwise provided in an operating agreement, any event specified in this chapter or in an operating agreement that causes a member to cease to be associated with a series shall not, in itself, cause such member to cease to be associated with any other series, terminate the continued membership of a member in the limited liability company, or cause the termination of the series, regardless of whether such member was the last remaining member associated with such series.

(7) An operating agreement may impose restrictions, duties, and obligations on members of the limited liability company or any series thereof as a matter of internal governance, including, without limitation, those with regard to:

(a) Choice of law, forum selection, or consent to personal jurisdiction;

(b) Capital contributions;

(c) Restrictions on, or terms and conditions of, the transfer of membership interests;

(d) Restrictive covenants, including noncompetition, nonsolicitation, and confidentiality provisions;

(e) Fiduciary duties; and

(f) Restrictions, duties, or obligations to or for the benefit of the limited liability company, other series thereof, or their affiliates.

6. (1) If a limited liability company with the ability to establish series does not register to do business in a foreign jurisdiction for itself and its series, a series of a limited liability company may itself register to do business as a limited liability company in the foreign jurisdiction in accordance with the laws of the foreign jurisdiction.

(2) If a foreign limited liability company, as permitted in the jurisdiction of its organization, has established a series having separate rights, powers, or duties and has limited the liabilities of such series so that the debts, liabilities, and obligations incurred, contracted for, or otherwise existing with respect to a particular series are enforceable against the assets of such series only, and not against the assets of the limited liability company generally or any other series thereof, or so that the debts, liabilities, obligations, and expenses incurred, contracted for, or otherwise existing with respect to the limited liability company generally or any other series thereof are not enforceable against the assets of such series, then the limited liability company, on behalf of itself or any of its series, or any of its series on its own behalf may register to do business in this state in accordance with this chapter. The limitation of liability shall also be stated on the application for registration. As required under section 347.153, the registration application filed shall identify each series being registered to do business in the state by the limited liability company. Unless otherwise provided in the operating agreement, the debts, liabilities, and obligations incurred, contracted for, or otherwise existing with respect to a particular series of such a foreign limited liability company shall be enforceable against the assets of such series only and not against the assets of the foreign limited liability company generally or any other series thereof, and none of the debts, liabilities, obligations, and expenses incurred, contracted for, or otherwise existing with respect to such a foreign limited liability company generally or any other series thereof shall be enforceable against the assets of such series.

7. Nothing in sections 347.039, 347.153, or 347.186 shall be construed to alter existing Missouri statute or common law providing any cause of action for fraudulent conveyance, including but not limited to chapter 428, or any relief available under existing law that permits a challenge to limited liability.

358.460. 1. The exclusive right to the use of a name of a registered limited liability partnership or foreign registered limited liability partnership may be reserved by:

(1) Any person intending to become a registered limited liability partnership or foreign registered limited liability partnership under this chapter and to adopt that name; and

(2) Any registered limited liability partnership or foreign registered limited liability partnership which proposes to change its name.

2. The reservation of a specified name shall be made by filing with the secretary of state an application, executed by the applicant, specifying the name to be reserved and the name and address of the applicant. If the secretary of state finds that the name is available for use by a registered limited

liability partnership or foreign registered limited liability partnership, the secretary of state shall reserve the name for the exclusive use of the applicant for a period of sixty days. A name reservation shall not exceed a period of one hundred eighty days from the date of the first name reservation application. Upon the one hundred eighty-first day the name shall cease reserve status and shall not be placed back in such status. The right to the exclusive use of a reserved name may be transferred to any other person by filing in the office of the secretary of state a notice of the transfer, executed by the applicant for whom the name was reserved, specifying the name to be transferred and the name and address of the transferee. The reservation of a specified name may be cancelled by filing with the secretary of state a notice of cancellation, executed by the applicant or transferee, specifying the name reservation to be cancelled and the name and address of the applicant or transferee.

3. A fee in the amount of **[**twenty-five**]** **twenty** dollars shall be paid to the secretary of state upon receipt for filing of an application for reservation of name, an application for renewal of reservation or a notice of transfer or cancellation pursuant to this section. All moneys from the payment of this fee shall be deposited into the general revenue fund.

358.470. 1. Each registered limited liability partnership and each foreign registered limited liability partnership shall have and maintain in the state of Missouri:

(1) A registered office, which may, but need not be, a place of its business in the state of Missouri; and

(2) A registered agent for service of process on the registered limited liability partnership or foreign registered limited liability partnership, which agent may be either an individual resident of the state of Missouri whose business office is identical with the registered limited liability partnership's or foreign registered limited liability partnership's registered office, or a domestic corporation, or a foreign corporation authorized to do business in the state of Missouri, having a business office identical with such registered office or the registered limited liability partnership or foreign registered limited liability partnership itself.

2. A registered agent may change the address of the registered office of the registered limited liability partnerships or foreign registered limited liability partnerships for which the agent is the registered agent to another address in the state of Missouri by paying a fee in the amount of **[**ten**]** **five** dollars**[**, and a further fee in the amount of two dollars**]** for each registered limited liability partnership or foreign registered limited liability partnership affected thereby, to the secretary of state and filing with the secretary of state a certificate, executed by such registered agent, setting forth the names of all the registered limited liability partnerships or foreign registered limited liability partnerships represented by such registered agent, and the address at which such registered agent has maintained the registered office for each of such registered limited liability partnerships or foreign registered limited liability partnerships, and further certifying to the new address to which such registered office will be changed on a given day, and at which new address such registered agent will thereafter maintain the registered office for each of the registered limited liability partnerships or foreign registered limited liability partnerships recited in the certificate. Upon the filing of such certificate, the secretary of state shall furnish to the registered agent a certified copy of the same under the secretary of state's hand and seal of office, and thereafter, or until further change of address, as authorized by law, the registered office in the state of Missouri of each of the registered limited liability partnerships or foreign registered limited liability partnerships recited in the certificate shall be located at the new address of the registered agent thereof as given in the certificate. In the event of a change of name of any person acting as a registered

agent of a registered limited liability partnership or foreign registered limited liability partnership, such registered agent shall file with the secretary of state a certificate, executed by such registered agent, setting forth the new name of such registered agent, the name of such registered agent before it was changed, the names of all the registered limited liability partnerships or foreign registered limited liability partnerships represented by such registered agent, and the address at which such registered agent has maintained the registered office for each of such registered limited liability partnerships or foreign registered limited liability partnerships, and shall pay a fee in the amount of **[**twenty-five**]** **five** dollars**[**, and a further fee in the amount of two dollars**]** for each registered limited liability partnership or foreign registered limited liability partnership affected thereby, to the secretary of state. Upon the filing of such certificate, the secretary of state shall furnish to the registered agent a certified copy of the same under the secretary of state's hand and seal of office. Filing a certificate under this section shall be deemed to be an amendment of the application, renewal application or notice filed pursuant to subsection 19 of section 358.440, as the case may be, of each registered limited liability partnership or foreign registered limited liability partnership affected thereby, and each such registered limited liability partnership or foreign registered limited liability partnership shall not be required to take any further action with respect thereto to amend its application, renewal application or notice filed, as the case may be, pursuant to section 358.440. Any registered agent filing a certificate under this section shall promptly, upon such filing, deliver a copy of any such certificate to each registered limited liability partnership or foreign registered limited liability partnership affected thereby.

3. The registered agent of one or more registered limited liability partnerships or foreign registered limited liability partnerships may resign and appoint a successor registered agent by paying a fee in the amount of **[**fifty**]** **five** dollars**[**, and a further fee in the amount of two dollars**]** for each registered limited liability partnership or foreign registered limited liability partnership affected thereby, to the secretary of state and filing a certificate with the secretary of state, stating that it resigns and the name and address of the successor registered agent. There shall be attached to such certificate a statement executed by each affected registered limited liability partnership or foreign registered limited liability partnership ratifying and approving such change of registered agent. Upon such filing, the successor registered agent shall become the registered agent of such registered limited liability partnerships or foreign registered limited liability partnerships as have ratified and approved such substitution and the successor registered agent's address, as stated in such certificate, shall become the address of each such registered limited liability partnership's or foreign registered limited liability partnership's registered office in the state of Missouri. The secretary of state shall furnish to the successor registered agent a certified copy of the certificate of resignation. Filing of such certificate of resignation shall be deemed to be an amendment of the application, renewal application or notice filed pursuant to subsection 19 of section 358.440, as the case may be, of each registered limited liability partnership or foreign registered limited liability partnership affected thereby, and each such registered limited liability partnership or foreign registered limited liability partnership shall not be required to take any further action with respect thereto, to amend its application, renewal application or notice filed pursuant to subsection 19 of section 358.440, as the case may be, pursuant to section 358.440.

4. The registered agent of a registered limited liability partnership or foreign registered limited liability partnership may resign without appointing a successor registered agent by paying a fee in the amount of **[**ten**]** **five** dollars to the secretary of state and filing a certificate with the secretary of state stating that it resigns as registered agent for the registered limited liability partnership or foreign registered limited liability partnership identified in the certificate, but such resignation shall not become

effective until one hundred twenty days after the certificate is filed. There shall be attached to such certificate an affidavit of such registered agent, if an individual, or the president, a vice president or the secretary thereof if a corporation, that at least thirty days prior to and on or about the date of the filing of the certificate, notices were sent by certified or registered mail to the registered limited liability partnership or foreign registered limited liability partnership for which such registered agent is resigning as registered agent, at the principal office thereof within or outside the state of Missouri, if known to such registered agent or, if not, to the last known address of the attorney or other individual at whose request such registered agent was appointed for such registered limited liability partnership or foreign registered limited liability partnership, of the resignation of such registered agent. After receipt of the notice of the resignation of its registered agent, the registered limited liability partnership or foreign registered limited liability partnership for which such registered agent was acting shall obtain and designate a new registered agent, to take the place of the registered agent so resigning. If such registered limited liability partnership or foreign registered limited liability partnership fails to obtain and designate a new registered agent prior to the expiration of the period of one hundred twenty days after the filing by the registered agent of the certificate of resignation, the application, renewal application or notice filed pursuant to subsection 19 of section 358.440 of such registered limited liability partnership or foreign registered limited liability partnership shall be deemed to be cancelled."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 908**, entitled:

An Act to repeal sections 67.457, 67.461, 67.1305, 67.1421, 67.1431, 67.1471, 92.105, 92.111, 92.115, 99.825, 99.830, 99.865, 137.073, 137.115, 238.212, and 238.222, RSMo, and to enact in lieu thereof twenty new sections relating to taxation, with an emergency clause for a certain section.

With House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, and House Amendment No. 3.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 908, Page 14, Section 67.1421, Line 125, by inserting after the word "**district**" the words "**or the governing body of such district**"; and

Further amend said bill and section, Page 15, Line 132, by deleting the word "**terminated**" and inserting in lieu thereof the words "**to expire unless sooner terminated**"; and

Further amend said bill, page, and section, Line 133, by deleting the words "**the municipality or county establishing**"; and

Further amend said bill, page, and section, Line 134, by inserting after the word "**district**" the word "**established**"; and

Further amend said bill, page, and section, Line 136, by deleting the words "**such governing body**

has submitted"; and

Further amend said bill, page, and section, Line 137, by inserting after the word "**subsection**" the words "**has been submitted**"; and

Further amend said bill, Page 41, Section 238.222, Line 29, by inserting after the word "**district**" the words "**or the governing body of such district**"; and

Further amend said bill, page, and section, Line 36, by deleting the word "**terminated**" and inserting in lieu thereof the words "**to expire unless sooner terminated**"; and

Further amend said bill and section, Page 42, Line 37, by deleting the words "**the local transportation authority establishing**"; and

Further amend said bill, page, and section, Line 38, by inserting after the word "**district**" the word "**established**"; and

Further amend said bill, page, and section, Line 39, by deleting the words "**such governing body has submitted**"; and

Further amend said bill, page, and section, Line 40, by inserting after the word "**subsection**" the words "**has been submitted**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 2

Amend House Amendment No. 2 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 908, Page 4, Lines 9-12, by deleting said lines and inserting in lieu thereof the following:

"9. **Notwithstanding any other law to the contrary, for the purposes of this subsection, on or before the first day of October each year, the office of administration, with recommendation by the state tax commission, shall choose a published guide or schedule of motor vehicle values that shall be used by** the assessor of each county and each city not within a county **[**shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information**]** for determining the true value of motor vehicles described in such publication. **The**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 908, Pages 32-38, Section 137.115, Lines 1-210, by deleting all of said section and lines from the bill and inserting in lieu thereof the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in

subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

6. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units

shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. The assessor of each county and each city not within a county shall use the trade-in value published in the **current or two previous years** October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. **The assessor may assign any value that the assessor deems to be the true value, provided that such value is not greater than the current October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, and such value is not less than the lowest value in the current or two previous years of such publication.** The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. **For the purposes of this section,** in the absence of a listing for a particular motor vehicle**, recreational vehicle, or agricultural equipment** in such publication, **excluding tangible personal property as described in section 137.122, section 137.123, chapter 151, chapter 153, and chapter 155,** the assessor **[**shall**] may** use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle**, recreational vehicle, or agricultural equipment in the current year or two previous years. If an assessor used a publication other than the current October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, the assessor may assign any value that the assessor deems to be the true value, provided that such value is not greater than the current publication's value, and such value is not less than the lowest value in the current or two previous years of such publication**.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real

property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection 11 of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

14. Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

15. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that

has exercised its authority to opt out under subsection 14 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

16. Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444.

17. The true value of a taxpayer's personal property assessed under subsection 9 of this section shall not increase more than the consumer price index established in subsection 4 of section 137.073. The provisions of this subsection shall become effective January 1, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 908, Page 38, Section 137.115, Line 210, by inserting after all of said section and line the following:

"143.011. 1. A tax is hereby imposed for every taxable year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:

If the Missouri taxable income is:	The tax is:
Not over $1,000.00	1 1/2% of the Missouri taxable income
Over $1,000 but not over $2,000	$15 plus 2% of excess over $1,000
Over $2,000 but not over $3,000	$35 plus 2 1/2% of excess over $2,000
Over $3,000 but not over $4,000	$60 plus 3% of excess over $3,000
Over $4,000 but not over $5,000	$90 plus 3 1/2% of excess over $4,000

Over $5,000 but not over $6,000	$125 plus 4% of excess over $5,000
Over $6,000 but not over $7,000	$165 plus 4 1/2% of excess over $6,000
Over $7,000 but not over $8,000	$210 plus 5% of excess over $7,000
Over $8,000 but not over $9,000	$260 plus 5 1/2% of excess over $8,000
Over $9,000	$315 plus 6% of excess over $9,000

2. (1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of this section may be reduced over a period of years. Each reduction in the top rate of tax shall be by one-tenth of a percent **[**and no more than one reduction shall occur in a calendar year. No more than seven reductions shall be made under this subsection**]**. Reductions in the rate of tax shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs.

(2) A reduction in the rate of tax shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

(3) Any modification of tax rates under this subsection shall only apply to tax years that begin on or after a modification takes effect.

(4) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection. The bracket for income subject to the top rate of tax shall be eliminated once the top rate of tax has been reduced to five and one-half percent, and the top remaining rate of tax shall apply to all income in excess of the income in the second highest remaining income bracket.

(5) Notwithstanding the provisions of subdivision (1) of this subsection to the contrary, there shall be no reduction under this subsection in the 2024 calendar year. However, such reductions shall continue after the 2024 calendar year for subsequent calendar years.

(6) Beginning January 1, 2023, and for all subsequent tax years, more than one reduction may be made per year, with no limits on the number of reductions made under this subsection.

3. (1) In addition to the rate reductions under subsection 2 of this section, beginning with the 2019 calendar year, the top rate of tax under subsection 1 of this section shall be reduced by four-tenths of one percent. Such reduction in the rate of tax shall take effect on January first of the 2019 calendar year.

(2) The modification of tax rates under this subsection shall only apply to tax years that begin on or after the date the modification takes effect.

(3) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection.

4. (1) In addition to the rate reductions under subsections 2 and 3 of this section, beginning with the

2024 calendar year, the top rate of tax under subsection 1 of this section shall be reduced by one-tenth of one percent.

(2) The modification of tax rates under this subsection shall apply only to tax years that begin on or after the date the modification takes effect.

(3) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection.

5. Beginning with the 2017 calendar year, the brackets of Missouri taxable income identified in subsection 1 of this section shall be adjusted annually by the percent increase in inflation. The director shall publish such brackets annually beginning on or after October 1, 2016. Modifications to the brackets shall take effect on January first of each calendar year and shall apply to tax years beginning on or after the effective date of the new brackets.

6. As used in this section, the following terms mean:

(1) "CPI", the Consumer Price Index for All Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index;

(2) "CPI for the preceding calendar year", the average of the CPI as of the close of the twelve month period ending on August thirty-first of such calendar year;

(3) "Net general revenue collected", all revenue deposited into the general revenue fund, less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund;

(4) "Percent increase in inflation", the percentage, if any, by which the CPI for the preceding calendar year exceeds the CPI for the year beginning September 1, 2014, and ending August 31, 2015."; and

Further amend said bill, Page 43, Section B, Line 5, by inserting after all of said section and line the following:

"Section C. The repeal and reenactment of section 143.011 of this act shall become effective on January 1, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

PRIVILEGED MOTIONS

Senator Hegeman moved that the conference committee be dissolved on **SS** for **SCS** for **SB 724**, with **HCS**, as amended, and request the House to recede from its position on **HCS**, as amended, and take up and pass **SS** for **SCS** for **SB 724**, which motion prevailed.

Senator Washington moved that **SB 718**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SB 718**, as amended, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 718

An Act to repeal sections 160.545, 167.903, 170.018, 173.1200, 173.2500, 173.2505, and 513.430, RSMo, and to enact in lieu thereof twelve new sections relating to higher education.

Was taken up.

Senator Washington moved that **HCS** for **SB 718**, as amended, be adopted.

Senator Moon offered a substitute motion that the Senate refuse to concur in HCS for Senate Bill 718, as amended, and request the House to grant the Senate a conference thereon and that the conferees be allowed to exceed the differences by adding section 167.780 to enact the "Save Women's Sports Act" relating to college athletics.

Senator Moon moved that the above substitute motion be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Eigel, and Hoskins.

Senator Rowden assumed the Chair.

Senator Hough assumed the Chair.

The substitute motion failed of adoption by the following vote:

YEAS—Senators

Brattin	Burlison	Crawford	Eigel	Hegeman	Hoskins	Koenig
Moon	O'Laughlin	Onder	Wieland—11			

NAYS—Senators

Arthur	Beck	Gannon	Hough	May	Mosley	Razer
Riddle	Rizzo	Roberts	Rowden	Schupp	Thompson Rehder	Washington
White	Williams—16					

Absent—Senators

Bean	Bernskoetter	Brown	Cierpiot	Eslinger	Luetkemeyer	Schatz—7

Absent with leave—Senators—None

Vacancies—None

Senator Washington moved that **HCS** for **SB 718**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Beck	Bernskoetter	Brown	Burlison	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer	Riddle
Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington
White	Wieland	Williams—31				

NAYS—Senator Moon—1

Absent—Senators

Bean Brattin—2

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Washington, **HCS** for **SB 718**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Schupp	Thompson Rehder
Washington	White	Wieland	Williams—32			

NAYS—Senator Moon—1

Absent—Senator Brattin—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Washington, title to the bill was agreed to.

Senator Washington moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 1606**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 1606**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House recedes from its position on HA 1, HA 1 to HA 2 and HA 2, as amended, to **SB 652** and has taken up and passed **SB 652**.

HOUSE BILLS ON THIRD READING

HB 2331, with **SCS**, introduced by Representative Baker, entitled:

An Act to repeal sections 191.500, 191.515, 191.520, 191.525, 191.743, 192.2225, 194.210, 194.255, 194.265, 194.285, 194.290, 194.297, 194.299, 194.300, 194.304, 196.866, 196.868, 197.100, 197.256, 197.258, 197.400, 197.405, 197.415, 197.445, 198.006, 198.022, 198.026, 198.036, 198.525, 198.526, 198.545, 251.070, 301.020, 302.171, 334.100, 334.104, 334.506, 334.613, 335.011, 335.016, 335.036, 335.046, 335.051, 335.056, 335.061, 335.066, 335.071, 335.076, 335.081, 335.086, 335.175, 335.221, 335.230, 335.257, 338.010, 338.165, and 660.010, RSMo, and to enact in lieu thereof fifty-seven new sections relating to public health, with an emergency clause for certain sections.

Was taken up by Senator White.

SCS for **HB 2331**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2331

An Act to repeal sections 172.800, 191.116, 191.500, 191.515, 191.520, 191.525, 191.743, 192.005, 192.2225, 194.210, 194.255, 194.265, 194.285, 194.290, 194.297, 194.299, 194.304, 195.815, 196.866, 196.868, 197.100, 197.256, 197.258, 197.400, 197.415, 197.445, 198.006, 198.022, 198.026, 198.036, 198.525, 198.526, 198.545, 251.070, 301.020, 302.171, 334.530, 334.655, 335.230, 335.257, 345.015, 345.050, 376.1800, and 660.010, RSMo, and to enact in lieu thereof forty-seven new sections relating to health care, with penalty provisions and an emergency clause for a certain section.

Was taken up.

Senator White moved that **SCS** for **HB 2331** be adopted.

Senator White offered **SS** for **SCS** for **HB 2331**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2331

An Act to repeal sections 172.800, 191.116, 191.500, 191.515, 191.520, 191.525, 191.743, 192.005, 192.2225, 194.210, 194.255, 194.265, 194.285, 194.290, 194.297, 194.299, 194.304, 195.206, 195.815, 196.866, 196.868, 197.100, 197.256, 197.258, 197.400, 197.415, 197.445, 198.006, 198.022, 198.026, 198.036, 198.525, 198.526, 198.545, 251.070, 301.020, 302.171, 335.230, 335.257, and 660.010, RSMo, and to enact in lieu thereof thirty-seven new sections relating to programs administered by the department of health and senior services, with penalty provisions.

Senator White moved that **SS** for **SCS** for **HB 2331** be adopted.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2331, Page 1, Section A, Line 14, by inserting after all of said line the following:

"**135.690. 1. As used in this section, the following terms mean:**

(1) "Community-based faculty preceptor", a physician or physician assistant who is licensed in Missouri and provides preceptorships to Missouri medical students or physician assistant students without direct compensation for the work of precepting;

(2) "Department", the Missouri department of health and senior services;

(3) "Division", the division of professional registration of the department of commerce and insurance;

(4) "Federally Qualified Health Center (FQHC)", a reimbursement designation from the Bureau of Primary Health Care and the Centers for Medicare and Medicaid services of the United States Department of Health and Human Services;

(5) "Medical student", an individual enrolled in a Missouri medical college approved and accredited as reputable by the American Medical Association or the Liaison Committee on Medical Education or enrolled in a Missouri osteopathic college approved and accredited as reputable by the Commission on Osteopathic College Accreditation;

(6) "Medical student core preceptorship" or "physician assistant student core preceptorship", a preceptorship for a medical student or physician assistant student that provides a minimum of one hundred twenty hours of community-based instruction in family medicine, internal medicine, pediatrics, psychiatry, or obstetrics and gynecology under the guidance of a community-based faculty preceptor. A community-based faculty preceptor may add together the amounts of preceptorship instruction time separately provided to multiple students in determining whether he or she has reached the minimum hours required under this subdivision, but the total preceptorship instruction time provided shall equal at least one hundred twenty hours in order for such preceptor to be eligible for the tax credit authorized under this section;

(7) "Physician assistant student", an individual participating in a Missouri physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant or its successor organization;

(8) "Taxpayer", any individual, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in this state and subject to the state income tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

2. (1) Beginning January 1, 2023, any community-based faculty preceptor who serves as the community-based faculty preceptor for a medical student core preceptorship or a physician assistant student core preceptorship shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, in an amount equal to one thousand dollars for each preceptorship, up to a maximum of three thousand dollars per tax year, if he or she completes up to three preceptorship rotations during the tax year and did not receive any direct compensation for the preceptorships.

(2) To receive the credit allowed by this section, a community-based faculty preceptor shall claim such credit on his or her return for the tax year in which he or she completes the preceptorship rotations and shall submit supporting documentation as prescribed by the division and the department.

(3) In no event shall the total amount of a tax credit authorized under this section exceed a

taxpayer's income tax liability for the tax year for which such credit is claimed. No tax credit authorized under this section shall be allowed a taxpayer against his or her tax liability for any prior or succeeding tax year.

(4) No more than two hundred preceptorship tax credits shall be authorized under this section for any one calendar year. The tax credits shall be awarded on a first-come, first-served basis. The division and the department shall jointly promulgate rules for determining the manner in which taxpayers who have obtained certification under this section are able to claim the tax credit. The cumulative amount of tax credits awarded under this section shall not exceed two hundred thousand dollars per year.

(5) Notwithstanding the provisions of subdivision (4) of this subsection, the department is authorized to exceed the two hundred thousand dollars per year tax credit program cap in any amount not to exceed the amount of funds remaining in the medical preceptor fund, as established under subsection 3 of this section, as of the end of the most recent tax year, after any required transfers to the general revenue fund have taken place in accordance with the provisions of subsection 3 of this section.

3. (1) Funding for the tax credit program authorized under this section shall be generated by the division from a license fee increase of seven dollars per license for physicians and surgeons and from a license fee increase of three dollars per license for physician assistants. The license fee increases shall take effect beginning January 1, 2023, based on the underlying license fee rates prevailing on that date. The underlying license fee rates shall be determined under section 334.090 and all other applicable provisions of chapter 334.

(2) (a) There is hereby created in the state treasury the "Medical Preceptor Fund", which shall consist of moneys collected under this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department for the administration of the tax credit program authorized under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the medical preceptor fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

(b) Notwithstanding any provision of this chapter or any other provision of law to the contrary, all revenue from the license fee increases described under subdivision (1) of this subsection shall be deposited in the medical preceptor fund. After the end of every tax year, an amount equal to the total dollar amount of all tax credits claimed under this section shall be transferred from the medical preceptor fund to the state's general revenue fund established under section 33.543. Any excess moneys in the medical preceptor fund shall remain in the fund and shall not be transferred to the general revenue fund.

4. (1) The department shall administer the tax credit program authorized under this section. Each taxpayer claiming a tax credit under this section shall file an application with the department verifying the number of hours of instruction and the amount of the tax credit claimed. The hours claimed on the application shall be verified by the college or university department

head or the program director on the application. The certification by the department affirming the taxpayer's eligibility for the tax credit provided to the taxpayer shall be filed with the taxpayer's income tax return.

(2) No amount of any tax credit allowed under this section shall be refundable. No tax credit allowed under this section shall be transferred, sold, or assigned. No taxpayer shall be eligible to receive the tax credit authorized under this section if such taxpayer employs persons who are not authorized to work in the United States under federal law.

5. The department of commerce and insurance and the department of health and senior services shall jointly promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend the title and enacting clause accordingly.

Senator Hegeman moved that the above amendment be adopted, which motion prevailed.

Senator Onder offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2331, Page 2, Section 172.800, Line 24, by inserting after all of said line the following:

"190.100. As used in sections 190.001 to 190.245 **and section 190.257**, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance

transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(18) "Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

(19) "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

(21) "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

(22) "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

(24) "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

(25) "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

(27) "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or

helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) "Physician", a person licensed as a physician pursuant to chapter 334;

(31) "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) "Protocol", a predetermined, written medical care guideline, which may include standing orders;

(35) "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) "State advisory council on emergency medical services", a committee formed to advise the

department on policy affecting emergency medical service throughout the state;

(39) "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

(44) "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) "Stroke center", a hospital that is currently designated as such by the department;

(46) **"Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;**

(47) "Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and the transport of trauma, stroke, and STEMI patients;

(48) "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

[(47)**] (49)** "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

[(48)**] (50)** "Trauma center", a hospital that is currently designated as such by the department.

190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of sixteen members, one of which shall be a resident of a city not within a county. The members of the council shall be appointed by the governor with the advice and consent of the senate and shall serve terms of four years. The governor shall designate one of the members as chairperson. The chairperson may appoint subcommittees that include noncouncil members.

2. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

3. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4. **The state EMS medical director, as described under section 190.103, shall serve as an ex officio member of the council.**

5. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

[5.**]** **6.** The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

[6.**]** **7.** (1) There is hereby established a standing subcommittee of the council to monitor the implementation of the recognition of the EMS personnel licensure interstate compact under sections 190.900 to 190.939, the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of the council, to include at least two members as recommended by the Missouri state council of firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit reports and recommendations to the council, the department of health and senior services, the general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of section 190.930. The hearing request shall include the request that the hearing be presented live through the internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to the council and emergency medical services personnel under the provisions of subsections 4, 5, 6, and 8 of section 190.930.

(3) The department of health and senior services shall not establish or increase fees for Missouri emergency medical services personnel licensure in accordance with this chapter for the purpose of creating the funds necessary for payment of an annual assessment under subdivision (3) of subsection 5 of section 190.924.

8. The council shall consult with the time-critical diagnosis advisory committee, as described under section 190.257, regarding time-critical diagnosis.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory

committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, EMT-Bs, EMT-Ps, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. **The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.**

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, EMT-Bs, EMT-Ps, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.176. 1. The department shall develop and administer a uniform data collection system on all ambulance runs and injured patients, pursuant to rules promulgated by the department for the purpose of injury etiology, patient care outcome, injury and disease prevention and research purposes. The department shall not require disclosure by hospitals of data elements pursuant to this section unless those data elements are required by a federal agency or were submitted to the department as of January 1, 1998, pursuant to:

(1) Departmental regulation of trauma centers; or

(2) **[**The Missouri brain and spinal cord injury registry established by sections 192.735 to 192.745; or

(3)**]** Abstracts of inpatient hospital data; or

[(4)**]** **(3)** If such data elements are requested by a lawful subpoena or subpoena duces tecum.

2. All information and documents in any civil action, otherwise discoverable, may be obtained from any person or entity providing information pursuant to the provisions of sections 190.001 to 190.245.

190.200. 1. The department of health and senior services in cooperation with **hospitals and** local and regional EMS systems and agencies may provide public and professional information and education programs related to emergency medical services systems including trauma, STEMI, and stroke systems and emergency medical care and treatment. The department of health and senior services may also provide public information and education programs for informing residents of and visitors to the state of the availability and proper use of emergency medical services, **of the designation a hospital may receive as a trauma center, STEMI center, or stroke center,** of the value and nature of programs to

involve citizens in the administering of prehospital emergency care, including cardiopulmonary resuscitation, and of the availability of training programs in emergency care for members of the general public.

2. The department shall, for **trauma care,** STEMI care**,** and stroke care**,** respectively:

(1) Compile **[**and**],** assess**, and make publicly available** peer-reviewed and evidence-based clinical research and guidelines that provide or support recommended treatment standards **and that have been recommended by the time-critical diagnosis advisory committee**;

(2) Assess the capacity of the emergency medical services system and hospitals to deliver recommended treatments in a timely fashion;

(3) Use the research, guidelines, and assessment to promulgate rules establishing protocols for transporting **trauma patients to a trauma center,** STEMI patients to a STEMI center**,** or stroke patients to a stroke center. Such transport protocols shall direct patients to **trauma centers,** STEMI centers**,** and stroke centers under section 190.243 based on the centers' capacities to deliver recommended acute care treatments within time limits suggested by clinical research;

(4) Define regions within the state for purposes of coordinating the delivery of **trauma care,** STEMI care**,** and stroke care, respectively;

(5) Promote the development of regional or community-based plans for transporting **trauma,** STEMI**,** or stroke patients via ground or air ambulance to **trauma centers,** STEMI centers**,** or stroke centers, respectively, in accordance with section 190.243; and

(6) Establish procedures for the submission of community-based or regional plans for department approval.

3. A community-based or regional plan **for the transport of trauma, STEMI, and stroke patients** shall be submitted to the department for approval. Such plan shall be based on the clinical research and guidelines and assessment of capacity described in subsection **[**1**]** **2** of this section and shall include a mechanism for evaluating its effect on medical outcomes. Upon approval of a plan, the department shall waive the requirements of rules promulgated under sections 190.100 to 190.245 that are inconsistent with the community-based or regional plan. A community-based or regional plan shall be developed by **[**or in consultation with**]** the representatives of hospitals, physicians, and emergency medical services providers in the community or region.

190.241. 1. **Except as provided for in subsection 4 of this section,** the department shall designate a hospital as an adult, pediatric or adult and pediatric trauma center when a hospital, upon proper application submitted by the hospital and site review, has been found by the department to meet the applicable level of trauma center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** Such rules shall include designation as a trauma center without site review if such hospital is verified by a national verifying or designating body at the level which corresponds to a level approved in rule. **In developing trauma center designation criteria, the department shall use, as it deems practicable, peer-reviewed and evidence-based clinical research and guidelines including, but not limited to, the most recent guidelines of the American College of Surgeons.**

2. Except as provided for in subsection **[**5**]** **4** of this section, the department shall designate a hospital as a STEMI or stroke center when such hospital, upon proper application and site review, has been found by the department to meet the applicable level of STEMI or stroke center criteria for designation in accordance with rules adopted by the department as prescribed by section 190.185. **Site review may occur on-site or by any reasonable means of communication, or by any combination thereof.** In developing STEMI center and stroke center designation criteria, the department shall use, as it deems practicable, **[**appropriate**]** peer-reviewed **[**or**]** **and** evidence-based **clinical** research **[**on such topics**]** **and guidelines** including, but not limited to, the most recent guidelines of the American College of Cardiology **[**and**],** **the** American Heart Association **[**for STEMI centers, or the Joint Commission's Primary Stroke Center Certification program criteria for stroke centers, or Primary and Comprehensive Stroke Center Recommendations as published by**],** **or** the American Stroke Association. Such rules shall include designation as a STEMI center **or stroke center** without site review if such hospital is certified by a national body.

3. The department of health and senior services shall, not less than once every **[**five**]** **three** years, conduct **[**an on-site**]** **a site** review of every trauma, STEMI, and stroke center through appropriate department personnel or a qualified contractor, with the exception of **trauma centers, STEMI centers, and** stroke centers designated pursuant to subsection **[**5**]** **4** of this section; however, this provision is not intended to limit the department's ability to conduct a complaint investigation pursuant to subdivision (3) of subsection 2 of section 197.080 of any trauma, STEMI, or stroke center. **[**On-site**]** **Site** reviews shall be coordinated for the different types of centers to the extent practicable with hospital licensure inspections conducted under chapter 197. No person shall be a qualified contractor for purposes of this subsection who has a substantial conflict of interest in the operation of any trauma, STEMI, or stroke center under review. The department may deny, place on probation, suspend or revoke such designation in any case in which it has **[**reasonable cause to believe that**]** **determined** there has been a substantial failure to comply with the provisions of this chapter or any rules or regulations promulgated pursuant to this chapter. **Centers that are placed on probationary status shall be required to demonstrate compliance with the provisions of this chapter and any rules or regulations promulgated under this chapter within twelve months of the date of the receipt of the notice of probationary status, unless otherwise provided by a settlement agreement with a duration of a maximum of eighteen months between the department and the designated center.** If the department of health and senior services has **[**reasonable cause to believe**]** **determined** that a hospital is not in compliance with such provisions or regulations, it may conduct additional announced or unannounced site reviews of the hospital to verify compliance. If a trauma, STEMI, or stroke center fails two consecutive **[**on-site**]** **site** reviews because of substantial noncompliance with standards prescribed by sections 190.001 to 190.245 or rules adopted by the department pursuant to sections 190.001 to 190.245, its center designation shall be revoked.

4. **(1)** Instead of applying for **trauma,** STEMI**, or stroke** center designation under subsection **1 or** 2 of this section, a hospital may apply for **trauma,** STEMI**, or stroke** center designation under this subsection. Upon receipt of an application **[**from a hospital**]** on a form prescribed by the department, the department shall designate such hospital**[**:

(1) A level I STEMI center if such hospital has been certified as a Joint Commission comprehensive cardiac center or another department-approved nationally recognized organization that provides comparable STEMI center accreditation; or

(2) A level II STEMI center if such hospital has been accredited as a Mission: Lifeline STEMI receiving center by the American Heart Association accreditation process or another department-approved nationally recognized organization that provides STEMI receiving center accreditation.

5. Instead of applying for stroke center designation pursuant to the provisions of subsection 2 of this section, a hospital may apply for stroke center designation pursuant to this subsection. Upon receipt of an application from a hospital on a form prescribed by the department, the department shall designate such hospital:

(1) A level I stroke center if such hospital has been certified as a comprehensive stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines;

(2) A level II stroke center if such hospital has been certified as a primary stroke center by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines; or

(3) A level III stroke center if such hospital has been certified as an acute stroke-ready hospital by the Joint Commission or any other certifying organization designated by the department when such certification is in accordance with the American Heart Association/American Stroke Association guidelines**] at a state level that corresponds to a similar national designation as set forth in rules promulgated by the department. The rules shall be based on standards of nationally recognized organizations and the recommendations of the time-critical diagnosis advisory committee**.

(2) Except as provided by subsection **[**6**]** **5** of this section, the department shall not require compliance with any additional standards for establishing or renewing **trauma, STEMI, or** stroke designations **under this subsection**. The designation shall continue if such hospital remains certified **or verified**. The department may remove a hospital's designation as a **trauma center, STEMI center, or** stroke center if the hospital requests removal of the designation or the department determines that the certificate **[**recognizing**]** **or verification that qualified** the hospital **[**as a stroke center**]** **for the designation under this subsection** has been suspended or revoked. Any decision made by the department to withdraw its designation of a **[**stroke**]** center pursuant to this subsection that is based on the revocation or suspension of a certification **or verification** by a certifying **or verifying** organization shall not be subject to judicial review. The department shall report to the certifying **or verifying** organization any complaint it receives related to the **[**stroke**]** center **[**certification of a stroke center**]** designated pursuant to this subsection. The department shall also advise the complainant which organization certified **or verified** the **[**stroke**]** center and provide the necessary contact information should the complainant wish to pursue a complaint with the certifying **or verifying** organization.

[6.**]** **5.** Any hospital receiving designation as a **trauma center, STEMI center, or** stroke center pursuant to subsection **[**5**]** **4** of this section shall:

(1) **[**Annually and**]** Within thirty days of any changes **or receipt of a certificate or verification,** submit to the department proof of **[**stroke**]** certification **or verification** and the names and contact information of the **center's** medical director and the program manager **[**of the stroke center**]**; **and**

(2) **[**Submit to the department a copy of the certifying organization's final stroke certification survey results within thirty days of receiving such results;

(3) Submit every four years an application on a form prescribed by the department for stroke center review and designation;

(4) Participate in the emergency medical services regional system of stroke care in its respective emergency medical services region as defined in rules promulgated by the department;

(5)**]** Participate in local and regional emergency medical services systems **[**by reviewing and sharing outcome data and**] for purposes of** providing training **[**and**], sharing** clinical educational resources**, and collaborating on improving patient outcomes**.

Any hospital receiving designation as a level III stroke center pursuant to subsection **[**5**] 4** of this section shall have a formal agreement with a level I or level II stroke center for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patient post-thrombolytic therapy.

[7.**] 6.** Hospitals designated as a **trauma center,** STEMI **center,** or stroke center by the department**[**, including those designated pursuant to subsection 5 of this section,**]** shall submit data **[**to meet the data submission requirements specified by rules promulgated by the department. Such submission of data may be done**]** by **one of** the following methods:

(1) Entering hospital data **[**directly**]** into a state registry **[**by direct data entry**]**; **or**

(2) **[**Downloading hospital data from a nationally recognized registry or data bank and importing the data files into a state registry; or

(3) Authorizing a nationally recognized registry or data bank to disclose or grant access to the department facility-specific data held by the**] Entering hospital data into a national** registry or data bank. A hospital submitting data pursuant to **this** subdivision **[**(2) or (3) of this subsection**]** shall not be required to collect and submit any additional **trauma,** STEMI**,** or stroke center data elements. **No hospital submitting data to a national data registry or data bank under this subdivision shall withhold authorization for the department to access such data through such national data registry or data bank. Nothing in this subdivision shall be construed as requiring duplicative data entry by a hospital that is otherwise complying with the provisions of this subsection. Failure of the department to obtain access to data submitted to a national data registry or data bank shall not be construed as hospital noncompliance under this subsection.**

[8.**] 7.** When collecting and analyzing data pursuant to the provisions of this section, the department shall comply with the following requirements:

(1) Names of any health care professionals, as defined in section 376.1350, shall not be subject to disclosure;

(2) The data shall not be disclosed in a manner that permits the identification of an individual patient or encounter;

(3) The data shall be used for the evaluation and improvement of hospital and emergency medical services' trauma, stroke, and STEMI care; **and**

(4) **[**The data collection system shall be capable of accepting file transfers of data entered into any national recognized trauma, stroke, or STEMI registry or data bank to fulfill trauma, stroke, or STEMI certification reporting requirements; and

(5)**]** **Trauma,** STEMI**,** and stroke center data elements shall conform to **[**nationally recognized performance measures, such as the American Heart Association's Get With the Guidelines**]** **national registry or data bank data elements**, and include published detailed measure specifications, data coding instructions, and patient population inclusion and exclusion criteria to ensure data reliability and validity.

[9. The board of registration for the healing arts shall have sole authority to establish education requirements for physicians who practice in an emergency department of a facility designated as a trauma, STEMI, or stroke center by the department under this section. The department shall deem such education requirements promulgated by the board of registration for the healing arts sufficient to meet the standards for designations under this section.

10.**]** **8. The department shall not have authority to establish additional education requirements for physicians who are emergency medicine board certified or board eligible through the American Board of Emergency Medicine (ABEM) or the American Osteopathic Board of Emergency Medicine (AOBEM) and who are practicing in the emergency department of a facility designated as a trauma center, STEMI center, or stroke center by the department under this section. The department shall deem the education requirements promulgated by ABEM or AOBEM to meet the standards for designations under this section. Education requirements for non-ABEM or non-AOBEM certified physicians, nurses, and other providers who provide care at a facility designated as a trauma center, STEMI center, or stroke center by the department under this section shall mirror but not exceed those established by national designating or verifying bodies of trauma centers, STEMI centers, or stroke centers.**

9. The department of health and senior services may establish appropriate fees to offset **only** the costs of trauma, STEMI, and stroke center **[**reviews**]** **surveys**.

[11.**]** **10.** No hospital shall hold itself out to the public as a STEMI center, stroke center, adult trauma center, pediatric trauma center, or an adult and pediatric trauma center unless it is designated as such by the department of health and senior services.

[12.**]** **11.** Any person aggrieved by an action of the department of health and senior services affecting the trauma, STEMI, or stroke center designation pursuant to this chapter, including the revocation, the suspension, or the granting of, refusal to grant, or failure to renew a designation, may seek a determination thereon by the administrative hearing commission under chapter 621. It shall not be a condition to such determination that the person aggrieved seek a reconsideration, a rehearing, or exhaust any other procedure within the department.

190.243. 1. Severely injured patients shall be transported to a trauma center. Patients who suffer a STEMI, as defined in section 190.100, shall be transported to a STEMI center. Patients who suffer a stroke, as defined in section 190.100, shall be transported to a stroke center.

2. A physician**, physician assistant,** or registered nurse authorized by a physician who has established verbal communication with ambulance personnel shall instruct the ambulance personnel to transport a severely ill or injured patient to the closest hospital or designated trauma, STEMI, or stroke center, as determined according to estimated transport time whether by ground ambulance or air ambulance, in accordance with transport protocol approved by the medical director and the department of health and senior services, even when the hospital is located outside of the ambulance service's primary service area. When initial transport from the scene of illness or injury to a trauma, STEMI, or

stroke center would be prolonged, the STEMI, stroke, or severely injured patient may be transported to the nearest appropriate facility for stabilization prior to transport to a trauma, STEMI, or stroke center.

3. Transport of the STEMI, stroke, or severely injured patient shall be governed by principles of timely and medically appropriate care; consideration of reimbursement mechanisms shall not supersede those principles.

4. Patients who do not meet the criteria for direct transport to a trauma, STEMI, or stroke center shall be transported to and cared for at the hospital of their choice so long as such ambulance service is not in violation of local protocols.

190.245. **[**The department shall require hospitals, as defined by chapter 197, designated as trauma, STEMI, or stroke centers to provide for a peer review system, approved by the department, for trauma, STEMI, and stroke cases, respective to their designations, under section 537.035. For purposes of sections 190.241 to 190.245, the department of health and senior services shall have the same powers and authority of a health care licensing board pursuant to subsection 6 of section 537.035.**]** Failure of a hospital to provide all medical records **and quality improvement documentation** necessary for the department to implement provisions of sections 190.241 to 190.245 shall result in the revocation of the hospital's designation as a trauma **center**, STEMI **center**, or stroke center. Any medical records obtained by the department **[**or peer review committees**]** shall be used only for purposes of implementing the provisions of sections 190.241 to 190.245 and the names of hospitals, physicians and patients shall not be released by the department or members of review **[**committees**]** **teams**.

190.257. 1. There is hereby established the "Time-Critical Diagnosis Advisory Committee", to be designated by the director for the purpose of advising and making recommendations to the department on:

(1) Improvement of public and professional education related to time-critical diagnosis;

(2) Engagement in cooperative research endeavors;

(3) Development of standards, protocols, and policies related to time-critical diagnosis, including recommendations for state regulations; and

(4) Evaluation of community and regional time-critical diagnosis plans, including recommendations for changes.

2. The members of the committee shall serve without compensation, except that the department shall budget for reasonable travel expenses and meeting expenses related to the functions of the committee.

3. The director shall appoint sixteen members to the committee from applications submitted for appointment, with the membership to be composed of the following:

(1) Six members, one from each EMS region, who are active participants providing emergency medical services, with at least:

(a) One member who is a physician serving as a regional EMS medical director;

(b) One member who serves on an air ambulance service;

(c) One member who resides in an urban area; and

(d) One member who resides in a rural area; and

(2) Ten members who represent hospitals, with at least:

(a) One member who is employed by a level I or level II trauma center;

(b) One member who is employed by a level I or level II STEMI center;

(c) One member who is employed by a level I or level II stroke center;

(d) One member who is employed by a rural or critical access hospital; and

(e) Three physicians, with one physician certified by the American Board of Emergency Medicine (ABEM) or American Osteopathic Board of Emergency Medicine (AOBEM) and two physicians employed in time-critical diagnosis specialties at a level I or level II trauma center, STEMI center, or stroke center.

4. In addition to the sixteen appointees, the state EMS medical director shall serve as an ex officio member of the committee.

5. The director shall make a reasonable effort to ensure that the members representing hospitals have geographical representation from each district of the state designated by a statewide nonprofit membership association of hospitals.

6. Members appointed by the director shall be appointed for three-year terms. Initial appointments shall include extended terms in order to establish a rotation to ensure that only approximately one-third of the appointees will have their term expire in any given year. An appointee wishing to continue in his or her role on the committee shall resubmit an application as required by this section.

7. The committee shall consult with the state advisory council on emergency medical services, as described in section 190.101, regarding issues involving emergency medical services."; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted, which motion prevailed.

Senator White moved that **SS** for **SCS** for **HB 2331**, as amended, be adopted, which motion prevailed.

On motion of Senator White, **SS** for **SCS** for **HB 2331**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Mosley	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators

Burlison Moon—2

Absent—Senators

Brattin O'Laughlin—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator White, title to the bill was agreed to.

Senator White moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **CCS** for **SCS** for **HCS** for **HB 3015**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

Senator Hough assumed the Chair.

PRIVILEGED MOTIONS

Senator Eslinger, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 1606**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1606

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, with Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 3, as amended, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 8, Senate Amendment No. 9, Senate Amendment No. 10, Senate Amendment No. 11, Senate Amendment No. 12, Senate Amendment No. 13, Senate Amendment No. 14, Senate Amendment No. 17, Senate Amendment No. 18, Senate Amendment No. 19, Senate Amendment No. 21, and Senate Amendment No. 23, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for

House Committee Substitute for House Bill No. 1606, as amended;

2. That the House recede from its position on House Committee Substitute for House Bill No. 1606;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1606, as amended, be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Peggy McGaugh	/s/ Karla Eslinger
/s/ Travis Fitzwater	/s/ Sandy Crawford
/s/ Michael A. O'Donnell	/s/ Holly Thompson Rehder
/s/ Joe Adams	/s/ Doug Beck
/s/ Donna Baringer	/s/ Greg Razer

Senator Eslinger moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Mosley	O'Laughlin	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators

May Moon—2

Absent—Senators

Brattin Eigel—2

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Eslinger, **CCS** for **SS** for **SCS** for **HCS** for **HB 1606**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1606

An Act to repeal sections 50.327, 50.800, 50.810, 50.815, 50.820, 55.160, 57.317, 58.095, 58.200, 59.310, 67.457, 67.461, 67.1421, 67.1431, 67.1471, 70.631, 92.720, 92.740, 92.750, 92.760, 92.765, 92.770, 92.775, 92.810, 92.815, 92.825, 92.835, 92.840, 92.852, 92.855, 99.825, 99.830, 99.865, 105.145, 140.170, 140.190, 238.212, 238.222, 304.022, 442.130, 473.742, and 523.061, RSMo, and to enact in lieu thereof fifty new sections relating to political subdivisions, with a delayed effective date for a certain section and with penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Mosley	O'Laughlin	Onder	Razer	Riddle	Rizzo
Roberts	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

NAYS—Senators

May Moon—2

Absent—Senators

Brattin Eigel—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Eslinger, title to the bill was agreed to.

Senator Eslinger moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

Senator Burlison moved that the Senate refuse to concur in **SS No. 2** for **SCS** for **SB 968**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Rowden offered the following:

ORDER TO RELIEVE

Pursuant to Article III, Section 22 of the Constitution of the State of Missouri and Rule 50 of the Senate of the State of Missouri, we, the undersigned twelve senators elected, representing one-third of the senators elected, do hereby relieve the Select Committee on Redistricting of the Senate from any further consideration of House Committee Substitute for House Bill 2909 relating to the composition of congressional districts and direct and order that said HCS/HB 2909 be considered for third reading and final passage by the Senate. All in accordance with the Constitution of the State of Missouri and the Rules of the Senate of the State of Missouri.

/s/ Mike Bernskoetter
/s/ Caleb Rowden
/s/ Dave Schatz
/s/ Lincoln Hough
/s/ Daniel J. Hegeman
/s/ Bill White
/s/ Elaine Gannon
/s/ Jeanie Riddle
/s/ Mike Cierpiot
/s/ Justin D. Brown
/s/ Sandy Crawford
/s/ Holly Thompson Rehder

Senator Onder raised the point of order that pursuant to Senate Rule 52, bills reported out of committee shall lie on the table one day before being taken up for 3rd reading.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Onder appealed the ruling of the Chair, which motion failed on a standing division vote.

HCS for **HB 2909**, entitled:

An Act to repeal sections 128.345, 128.346, and 128.348, RSMo, and to enact in lieu thereof twelve new sections relating to the composition of congressional districts, with an emergency clause.

Was taken up by Senator Bernskoetter.

On motion of Senator Bernskoetter, **HCS** for **HB 2909**, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brown	Crawford	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Mosley	O'Laughlin	Razer
Riddle	Rizzo	Roberts	Rowden	Schatz	Thompson Rehder	Washington
White—22						

NAYS—Senators

Arthur	Beck	Burlison	Cierpiot	Eigel	Eslinger	Moon
Onder	Schupp	Wieland	Williams—11			

Absent—Senator Brattin—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Razer	Riddle	Rizzo	Roberts
Rowden	Schatz	Schupp	Thompson Rehder	Washington	White	Wieland
Williams—29						

NAYS—Senators

Burlison	Eigel	Moon	Onder—4

Absent—Senator Brattin—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Bernskoetter, title to the bill was agreed to.

Senator Bernskoetter moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS #2** for **SCS** for **HCS** for **HB 1472** and has taken up and passed **SS #2** for **SCS** for **HCS** for **HB 1472**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report #2 on **HCS** for **SS** for **SCS** for **SBs 681** & **662**, as amended, and has taken up and passed **CCS #2** for **HCS** for **SS** for **SCS** for **SBs 681** & **662**.

Emergency clause adopted.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS #3** for **SCS** for **SB 758**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SCS** for **SBs 775**, **751** & **640**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SCS** for **SBs 775**, **751** & **640**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 1878**, as amended, and has taken up and passed **SS** for **SCS** for **HB 1878**, as amended.

RESOLUTIONS

Senator Roberts offered Senate Resolution No. 924, regarding Sal Martinez, St. Louis, which was adopted.

Senator Roberts offered Senate Resolution No. 925, regarding Kevin Wilson, St. Louis, which was adopted.

Senator Roberts offered Senate Resolution No. 926, regarding Jill Nowak, St. Louis, which was adopted.

Senator Roberts offered Senate Resolution No. 927, regarding Catherine Smith-Morgan, St. Louis, which was adopted.

Senator Roberts offered Senate Resolution No. 928, regarding Diana Gualdoni, which was adopted.

Senator Moon offered Senate Resolution No. 929, regarding the Seventy-Fifth Anniversary of the

Mt. Vernon Church of Christ, Mt. Vernon, which was adopted.

Senator Cierpiot offered Senate Resolution No. 930, regarding former Missouri State Senator Robert Thane "Bob" Johnson, Lee's Summit, which was adopted.

Senator Crawford offered Senate Resolution No. 931, regarding Eagle Scout Analyce Hayley, Warsaw, which was adopted.

Senator Arthur offered Senate Resolution No. 932, regarding Hannah Shupert, Springfield, which was adopted.

On motion of Senator Rowden, the Senate adjourned until 10:00 a.m., Wednesday, May 18, 2022.

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FIFTH DAY—WEDNESDAY, MAY 18, 2022

The Senate met pursuant to adjournment.

President Pro Tem Schatz in the Chair.

RESOLUTIONS

On behalf of Senator Koenig, Senator Rowden offered Senate Resolution No. 933, regarding Alec Charles DuBois, St. Charles, which was adopted.

On behalf of Senator White, Senator Rowden offered Senate Resolution No. 934, regarding the Twenty-fifth Anniversary of the Children's Center, Joplin, which was adopted.

On behalf of Senator Washington, Senator Rowden offered Senate Resolution No. 935, regarding the One Hundredth Anniversary of Our Redeemer Lutheran Church, Kansas City, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 678**.

Emergency clause defeated.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS #2** for **SJR 38**.

Joint resolution ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 655**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS #2** for **SB 710**, as amended, and has taken up and passed **CCS** for **HCS #2** for **SB 710**.

Emergency clause adopted.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 820**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 820**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has receded from its position on **HCS** for **SS** for **SCS** for **SB 724**, as amended, and taken up and passed **SS** for **SCS** for **SB 724**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 683**.

Emergency clause adopted.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCR 34**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 725**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 799**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 987**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 672**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the motion to dissolve the Conference Committee on **SS** for **SCS** for **HCS** for **HB 2485** was adopted. The House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2485** and has passed **SS** for **SCS** for **HCS** for **HB 2485**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HBs 2116**, **2097**, **1690** & **2221**, as amended, and has taken up and passed **SS** for **SCS** for **HCS** for **HBs 2116**, **2097**, **1690** & **2221**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HCS** for **HB 1662**, as amended, and has taken up and passed **SS** for **HCS** for **HB 1662**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HB 2162** and has taken up and passed **SS** for **HB 2162**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HB 1667** and has taken up and passed **SS** for **HB 1667**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 2331**, as amended, and has taken up and passed **SS** for **SCS** for **HB 2331**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HB 1738**, as amended, and has taken up and passed **SS** for **SCS** for **HB 1738**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2627**, as amended, and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2627**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has concurred in Senate Amendment No. 1 to **HB 2365** and has taken up and passed **HB 2365**, as amended.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 652**, **SB 655**, **SS** for **SCS** for **SB 672**, **SS** for **SB 678**, **CCS No. 2** for **HCS** for **SS** for **SCS** for **SBs 681** and **662**, **SS** for **SCS** for **SB 683**, **CCS** for **HCS No. 2** for **SB 710**, **HCS** for **SB 718**, **SS** for **SCS** for **SB 724**, **SS** for **SCS** for **SB 725**, **SS No. 3** for **SCS** for **SB 758**, **CCS** for **HCS** for **SS** for **SCS** for **SBs 775**, **751** and **640**, **SCS** for **SB 799**, **CCS** for **HCS** for **SB 820**, **SB 987**, and **SS No. 2** for **SJR 38**, begs leave to report that it has examined the same and finds that the bills and joint resolution have been duly enrolled and that the printed copies furnished the Senators are correct.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SB 652**, **SB 655**, **SS** for **SCS** for **SB 672**, **SS** for **SB 678**, **CCS No. 2** for **HCS** for **SS** for **SCS** for **SBs 681** and **662**, **SS** for **SCS** for **SB 683**, **CCS** for **HCS No. 2** for **SB 710**, **HCS** for **SB 718**, **SS** for **SCS** for **SB 724**, **SS** for **SCS** for **SB 725**, **HCS** for **SS No. 2** for **SCS** for **SB 745**, **SS No. 3** for **SCS** for **SB 758**, **CCS** for **HCS** for **SS** for **SCS** for **SBs 775**, **751** and **640**, **SCS** for **SB 799**, **CCS** for **HCS** for **SB 820**, **HCS** for **SCS** for **SB 886**, **SB 987**, and **SS No. 2** for **SJR 38**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills and joint resolution would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills and joint resolution were so read by the Secretary and signed by the President Pro Tem.

Also,

The President Pro Tem announced that all other business would be suspended and **SS No. 2** for **SCS** for **HCS** for **HB 1472**, **SS** for **SCS** for **HCS** for **HB 1552**, **HB 1600**, **CCS** for **SS** for **SCS** for **HCS** for **HB 1606**, **SS** for **HCS** for **HB 1662**, **SS** for **HB 1667**, **HB 1697**, **CCS** for **SS** for **SCS** for **HCS** for **HB 1720**, **HB 1725**, **SS** for **SCS** for **HB 1738**, **SS** for **SCS** for **HB 1878**, **SS** for **HCS** for **HB 2005**, **SCS** for **HB 2090**, **SS** for **SCS** for **HCS** for **HBs 2116**, **2097**, **1690** and **2221**, **CCS No. 2** for **SS** for **HB 2149**, **SS** for **HB 2162**, **CCS** for **SS** for **SCS** for **HCS** for **HB 2168**, **SS** for **SCS** for **HB 2331**, **HB 2365**, **SS** for **HB 2400**, **HB 2416**, **SS** for **SCS** for **HCS** for **HB 2485**, **SS** for **SCS** for **HCS** for **HB 2627**, **HCS** for **HB 2909**, **HCS** for **HB 3001**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3002**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3003**, **CCS** for **SCS** for **HCS** for **HB 3004**, **CCS** for **SCS** for **HCS** for **HB 3005**, **CCS** for **SCS** for **HCS** for **HB 3006**, **CCS** for **SCS** for **HCS** for **HB 3007**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3008**, **CCS** for **SCS** for **HCS** for **HB 3009**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3010**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3011**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3012**, **CCS** for **SCS** for **HCS** for **HB 3013**, **SCS** for **HCS** for **HB 3017**, **SCS** for **HCS** for **HB 3018**, **SCS** for **HCS** for **HB 3019**, **SS** for **SCS** for **HCS** for **HB 3020**, and **HJR 116**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills and joint resolution would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills and joint resolution were so read by the Secretary and signed by the President Pro Tem.

BILLS DELIVERED TO THE GOVERNOR

SB 652, **SB 655**, **SS** for **SCS** for **SB 672**, **SS** for **SB 678**, **CCS No. 2** for **HCS** for **SS** for **SCS** for **SBs 681** and **662**, **SS** for **SCS** for **SB 683**, **CCS** for **HCS No. 2** for **SB 710**, **HCS** for **SB 718**, **SS** for **SCS** for **SB 724**, **SS** for **SCS** for **SB 725**, **HCS** for **SS No. 2** for **SCS** for **SB 745**, **SS No. 3** for **SCS** for **SB 758**, **CCS** for **HCS** for **SS** for **SCS** for **SBs 775**, **751** and **640**, **SCS** for **SB 799**, **CCS** for **HCS** for **SB 820**, **HCS** for **SCS** for **SB 886**, and **SB 987**, after having been duly signed by the Speaker of the House of Representatives in open session, were delivered to the Governor by the Secretary of the Senate.

JOINT RESOLUTIONS DELIVERED TO THE SECRETARY OF STATE

SS No. 2 for **SJR 38**, after having been duly signed by the Speaker of the House of Representatives in open session, was delivered to the Secretary of State by the Secretary of the Senate.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
May 13, 2022

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
101st GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3015 entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2022.

On May 13, 2022, I approved said Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3015.

Respectfully submitted,
Michael L. Parson
Governor

COMMUNICATIONS

President Pro Tem Schatz submitted the following:

May 18, 2022

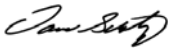
Adriane Crouse
Secretary of the Senate
201 W. Capitol Ave. Rm 325
Jefferson City, MO

Dear Mrs. Crouse,

Pursuant to Rule 12, I am making the following changes to committee:

I remove Senator Bob Onder as the chair of Health and Pensions and appoint Holly Thompson-Rehder as chair of Health and Pensions.

Sincerely,



Dave Schatz
President Pro Tem

Also,

May 18, 2022

Adriane Crouse
Secretary of the Senate
Missouri State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Mrs. Crouse,

Pursuant to Senate Rule 31, I hereby establish the following interim committees:

Education - Eslinger

This committee shall study and make recommendations regarding transparency, accountability, and efficiency in the state's public education system.

Sen. Eslinger, Chair
Sen. O'Laughlin, Vice Chair
Sen. Gannon
Sen. Brattin
Sen. Arthur
Sen. Razer

This committee may solicit from agencies and individuals all information necessary to fulfill its obligations.

This committee shall be staffed by Senate Research and Senate Appropriations and may hold public hearings at locations to be determined by the chair.

Reasonable, actual, and necessary expenses of this committee shall be reimbursed by the Missouri Senate.

The Committee shall issue a report as to their findings and recommendations, as approved by a majority of the members of the committee, to the president pro tempore of the Missouri Senate no later than December 31, 2022, at which point the committee shall be dissolved.

Firefighting Districts - Williams

This committee shall study and make recommendations regarding opportunities to increase efficiencies in providing fire prevention and emergency medical services in areas where a fire protection district provides service in a municipality that has a fire department, including tax and bond propositions and municipalities that continue to pay fire protection districts following the annexation of a municipality.

Sen. Williams, Chair
Sen. Koenig, Vice Chair
Sen. Cierpiot
Sen. Rowden
Sen. Eigel
Sen. Mosley

This committee may solicit from agencies and individuals all information necessary to fulfill its obligations.

This committee shall be staffed by Senate Research and Senate Appropriations and may hold public hearings at locations to be determined by the chair.

Reasonable, actual, and necessary expenses of this committee shall be reimbursed by the Missouri Senate.

The Committee shall issue a report as to their findings and recommendations, as approved by a majority of the members of the committee, to the president pro tempore of the Missouri Senate no later than December 31, 2022, at which point the committee shall be dissolved.

Illegal Immigration - Brown

This committee shall study and make recommendations regarding workers brought to Missouri illegally, and who do not pay taxes or follow Missouri labor laws.

Sen. Brown, Chair
Sen. Cierpiot, Vice Chair
Sen. Eslinger
Sen. Bernskoetter
Sen. Beck
Sen. Washington

This committee may solicit from agencies and individuals all information necessary to fulfill its obligations.

This committee shall be staffed by Senate Research and Senate Appropriations and may hold public hearings at locations to be determined by the chair.

Reasonable, actual, and necessary expenses of this committee shall be reimbursed by the Missouri Senate.

The Committee shall issue a report as to their findings and recommendations, as approved by a majority of the members of the committee, to the president pro tempore of the Missouri Senate no later than December 31, 2022, at which point the committee shall be dissolved.

Sincerely,

Dave Schatz
President Pro Tem

On motion of Senator Rowden, the Senate adjourned sine die, pursuant to the Constitution.

MIKE KEHOE

Lieutenant Governor

ADRIANE D. CROUSE

Secretary of the Senate

✓

Amended

JOURNAL OF THE SENATE

ONE HUNDRED FIRST GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

FIRST EXTRA SESSION

OF THE

SECOND REGULAR SESSION

FIRST DAY—WEDNESDAY, SEPTEMBER 14, 2022

The Senate was called to order in Extra Session by Lieutenant Governor Mike Kehoe.

The Reverend Carl Gauck offered the following prayer:

Gracious God, we thank you for our safe travel here to begin this special session together. We are thankful for the scripture teaching of the lives of faithful people, like Mordecai, a man who loved his people and risked his life for them. Help us to have such a passion and love for our people that our decisions will do what is right and necessary to work for the general welfare of our state and our people. In Your Holy Name, we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

COMMUNICATIONS FROM THE GOVERNOR

The President laid before the Senate the following proclamation from the Governor, reading of which was waived:

PROCLAMATION

WHEREAS, on May 30, 2022, the General Assembly adjourned pursuant to Article III, Section 20(a) of the Missouri Constitution; and

WHEREAS, agriculture is Missouri's top economic industry by contributing over $93.7 billion, with over $55 billion generated from agriculture inputs and $34 billion in agriculture value-added products; and

WHEREAS, Missouri's agriculture industry employs nearly 460,000 citizens that support many of the state's top agricultural commodities including soybeans, corn, cattle and calves, hogs, and turkeys; and

WHEREAS, the Show-Me State is 2nd in the United States for number of farms with over 95,000 farms covering two-thirds of the state's total land acreage, nearly all of which are family owned and operated; and

WHEREAS, Missouri farmers not only feed Missourians, but also help feed the world by exporting commodities to other countries, providing critical aid while global fuel supply shortages occur surrounding the global Russia-Ukraine crisis; and

WHEREAS, in order to further support and promote agricultural opportunities in Missouri and support Missouri family farms, certainty and longevity are needed for our key agriculture programs to attract additional agricultural investment to Missouri; and

WHEREAS, all Missouri families are impacted by agriculture, and the costs of food, fuel, and other household goods have increased over 8.5% in the past twelve months, adding to the financial strain placed on farmers and families; and

WHEREAS, Missouri has taken a fiscally conservative approach to managing our state finances by balancing our budget every year, all while reducing individual income taxes in 2018, 2019, and 2022; and

WHEREAS, the current individual income tax top rate is 5.3%, and the fiscally disciplined decisions my administration and the General Assembly have made over the last several years have positioned us to provide additional relief to Missouri citizens by further reducing taxes; and

WHEREAS, Missouri families and farmers would greatly benefit from additional tax reductions to help them manage rising national and global prices.

NOW, THEREFORE, on the extraordinary occasion that exists in the State of Missouri:

I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution of the State of Missouri, do, by this Proclamation, convene the One Hundred First General Assembly in the First Extraordinary Session of the Second Regular Session; and

I HEREBY call upon the Senators and Representatives of said General Assembly to meet in the State Capitol in the City of Jefferson at the hour of 12:00 p.m. on Tuesday, September 6, 2022; and

I HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To enact legislation amending Section 135.305, RSMo to extend the expiration of the wood energy tax credit at least eight years after the expiration date of June 30, 2020;

2. To enact legislation amending Section 135.686, RSMo to extend the expiration of the meat processing facility investment tax credit act at least seven years after the expiration date of December 31, 2021, to amend the definition of "taxpayer" to include any individual or entity that owns a meat processing facility located in this state and employs a combined total of fewer than five hundred individuals in all meat processing facilities owned by the individual or entity in this country, and to remove the terms "and section 135.679" from subsection 4 to allow the meat facility investment tax credit to be capped at two million dollars per calendar year exclusive of the qualified beef tax credit;

3. To add a new section to Chapter 135, RSMo that creates a tax credit program for retail dealers of higher ethanol blend fuel equal to five cents per gallon, where such credits are nontransferable and nonrefundable, but may be carried forward up to five subsequent tax years. The total amount of credits that may be authorized in any fiscal year may not exceed five million dollars. The tax credit program shall expire at least six years after the program is authorized;

4. To add a new section to Chapter 135, RSMo that creates a tax credit program for retail dealers of biodiesel fuel equal to two cents per gallon of biodiesel blend of at least five percent but not more than ten percent, and five cents per gallon of biodiesel blend in excess of ten percent but not more than twenty percent. Such credits shall be nontransferable but may be refundable. The total amount of credits that may be authorized in any fiscal year shall not exceed sixteen million dollars. The tax credit program shall expire at least six years after the program is authorized;

5. To add a new section to Chapter 135, RSMo that creates a tax credit program for Missouri biodiesel producers equal to two cents per gallon of biodiesel fuel produced by the Missouri biodiesel producer. Such credits shall be nontransferable but may be refundable. The total amount of credits that may be authorized in any fiscal year shall not exceed four million dollars. The tax credit program shall expire at least six years after the program is authorized;

6. To add a new section to Chapter 135, RSMo that creates an urban farm tax credit program equal to fifty percent of the taxpayer's eligible expenses for establishing or improving an urban farm that focuses on food production. The tax credit shall not exceed the amount of the taxpayer's state tax liability in the tax year for which the credit is claimed, and the taxpayer shall not be allowed to claim a tax credit in excess of five thousand dollars for each urban farm or twenty-five thousand dollars for all taxpayers on any given urban farm. Such tax credits may be carried forward up to three subsequent tax years. The total amount of credits that may be authorized in any calendar year shall not exceed two hundred thousand dollars. The tax credit program shall expire at least six years after the program is authorized;

7. To enact legislation amending Section 137.1018, RSMo to extend the expiration of the rolling stock tax credit program at least eight years after the expiration date of August 28, 2020, and by further terminating the rolling stock tax credit program one year thereafter;

8. To enact legislation amending Section 143.011, RSMo to reduce the top rate of individual income tax beginning in calendar year 2023, so long as any reduction made in this Section, and when combined with the elimination of tax on taxable income under Section 143.021 and increasing the Missouri standard deduction under Section 143.131, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred one million dollars when fully implemented;

9. To enact legislation amending Section 143.021, RSMo to eliminate the tax on taxable income of up to four thousand dollars in increments of one thousand dollars beginning on or after January 1, 2023 and allowing the Director of the Missouri Department of Revenue to adjust the tax table accordingly, so long as any reduction made in this Section, and when combined with the reduction of the top rate of individual income tax under Section 143.011 and increasing the Missouri standard deduction under Section 143.131, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred one million dollars when fully implemented;

10. To enact legislation amending Section 143.131, RSMo to increase the Missouri standard deduction for every tax filer beginning January 1, 2023, with such amounts increasing for every filing status except married filing combined shall be the allowable federal standard deduction plus up to two thousand dollars, and increasing for the filing status of married filing combined shall be the allowable federal standard deduction plus up to four thousand dollars, so long as any reduction made in this Section, and when combined with the reduction of the top rate of individual income tax under Section 143.011 and the elimination of tax on taxable income under Section 143.021, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred one million dollars when fully implemented;

11. To enact legislation amending Section 144.030, RSMo to exempt utility vehicles used for any agricultural use from state and local sales and use taxes;

12. To enact legislation amending Section 348.436, RSMo to extend the sunset on the Agricultural Product Utilization Contributor Tax Credit program and the New Generation Cooperative Incentive Tax Credit program at least seven years after the expiration date of December 31, 2021, or to repeal Section 348.436, RSMo in its entirety;

13. To add two new sections to Chapter 348, RSMo to create the Specialty Agricultural Crops Act allowing family farmers to obtain loans for acquiring farming resources while not being assessed loan interest for the first year of the qualified specialty agricultural crops loan. Lenders providing loans under the specialty agricultural crops act program shall be entitled to a tax credit equal to the amount of interest waived in the first year of the loan. The total amount of credits that may be authorized in any fiscal year shall not exceed three hundred thousand dollars. The Specialty Agricultural Crops Act program and associate credits shall expire at least six years after the program is authorized;

14. To enact legislation amending Section 348.500, RSMo of the Family Farms Act to modify the definition of "small farmer" to mean a farmer who is a Missouri resident and who has less than five hundred thousand dollars in gross sales per year, and by removing a provision from subsection 4 that limits small farmers from being eligible for only one family farm livestock loan per family and for only one type of livestock. The maximum amount of the family farm livestock loan for each type of livestock may also be amended to be one hundred fifty thousand dollars for beef cattle and dairy cattle, seventy thousand dollars for swine, and sixty thousand dollars for sheep and goats;

15. To add an emergency clause to all legislation enacted by the One Hundred First General Assembly of the State of Missouri in the First Extraordinary Session of the Second Regular Session;

16. To allow the Senate to consider appointments to boards, commissions, departments, and divisions that require the advice and consent of the Senate; and

17. Such additional and other matters as may be recommended by the Governor by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 22nd day of August, 2022.

SEAL

/s/ MICHAEL L. PARSON
GOVERNOR

ATTEST:

/s/ JAY ASHCROFT
SECRETARY OF STATE

Senator Rowden announced that photographers from KRCG-TV, Jefferson City News Tribune, KOMU 8, and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate of the One Hundred First General Assembly, Second Regular Session, that the Secretary of Senate inform the House of Representatives that the Senate is duly convened in the First Extraordinary Session of the Second Regular Session of the One Hundred First General Assembly and is ready for consideration of its business.

Senator Rowden offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate of the One Hundred First General Assembly of the State of Missouri, Second Regular Session, that the rules adopted by the One Hundred First General Assembly, Second Regular Session, be declared as the rules for the First Extraordinary Session of the Second Regular Session.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1–By Crawford.

An Act to repeal sections 143.021 and 143.131, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof three new sections relating to income taxes, with an emergency clause for certain sections and an effective date for a certain section.

SB 2–By Hough.

An Act to repeal sections 135.305, 135.686, 137.1018, 144.030, 348.436, and 348.500, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof fourteen new sections relating to tax relief, with an effective date for a certain section and an emergency clause for certain sections.

SB 3–By Hough.

An Act to repeal section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof two new sections relating to income taxes, with an effective date for a certain section and an emergency clause for a certain section.

SB 4–By Hough.

An Act to repeal sections 135.305, 135.686, 137.1018, 144.030, 348.436, and 348.500, RSMo, and to enact in lieu thereof twelve new sections relating to agricultural tax relief, with an emergency clause.

SB 5–By Koenig.

An Act to repeal sections 143.021, 143.071, and 143.171, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof four new sections relating to income taxes, with an effective date for a certain section and an emergency clause for certain sections.

SB 6–By Eslinger.

An Act to repeal sections 143.021 and 143.131, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof three new sections relating to income taxes, with an emergency clause for certain sections and an effective date for a certain section.

SB 7–By Eigel.

An Act to repeal section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof one new section relating to income taxes, with an effective date.

SB 8–By Bean.

An Act to repeal sections 135.686, 137.1018, 144.030, 348.436, and 348.500, RSMo, and to enact in lieu thereof eleven new sections relating to agricultural tax relief, with an emergency clause.

SB 9–By Moon.

An Act to repeal section 143.071, RSMo, and to enact in lieu thereof one new section relating to corporate income tax.

SB 10–By Moon.

An Act to repeal sections 142.803 and 142.822, RSMo, and to enact in lieu thereof one new section relating to the motor fuel tax.

SB 11–By Moon.

An Act to repeal section 142.822, RSMo, and to enact in lieu thereof one new section relating to taxation of motor fuel.

SB 12–By Moon.

An Act to repeal section 143.161, RSMo, and to enact in lieu thereof one new section relating to an income tax exemption for certain dependents.

SB 13–By Rizzo.

An Act to repeal section 143.177, RSMo, and to enact in lieu thereof one new section relating to income

taxes.

SB 14–By Brown.

An Act to repeal section 135.305, RSMo, and to enact in lieu thereof one new section relating to the extension of sunset dates for certain tax credits.

SB 15–By Brown.

An Act to amend chapter 348, RSMo, by adding thereto two new sections relating to specialty agricultural crops, with an emergency clause.

SB 16–By Bernskoetter.

An Act to repeal sections 266.355, 643.050, and 643.079, RSMo, and to enact in lieu thereof three new sections relating to anhydrous ammonia, with an emergency clause.

SB 17–By Bernskoetter.

An Act to repeal sections 348.436 and 348.500, RSMo, and to enact in lieu thereof two new sections relating to agricultural economic opportunities, with an emergency clause.

SB 18–By Hoskins.

An Act to repeal sections 143.021, 143.071, and 143.131, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof four new sections relating to income taxes, with an emergency clause for certain sections and an effective date for a certain section.

SB 19–By Hoskins.

An Act to repeal sections 135.305, 135.686, 137.1018, 144.030, 348.436, and 348.500, RSMo, and to enact in lieu thereof twelve new sections relating to tax relief, with an emergency clause.

SB 20–By Hoskins.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to middle school, high school, and college athletics.

SB 21–By Hoskins.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

SB 22–By Onder.

An Act to amend chapters 160, 161, 167, and 191, RSMo, by adding thereto four new sections relating to the protection of children, with penalty provisions.

INTRODUCTION OF GUESTS

Senator Crawford introduced to the Senate, Jorja; Brett; and Tiffany Harrison, Urbana; and Larry and Linda Wilson, Hermitage.

Senator Schupp introduced to the Senate, her husband, Mark Schupp, Creve Coeur.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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SECOND DAY–THURSDAY, SEPTEMBER 15, 2022

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1-Crawford
SB 2-Hough
SB 3-Hough
SB 4-Hough
SB 5-Koenig
SB 6-Eslinger
SB 7-Eigel
SB 8-Bean
SB 9-Moon
SB 10-Moon
SB 11-Moon
SB 12-Moon
SB 13-Rizzo
SB 14-Brown
SB 15-Brown
SB 16-Bernskoetter
SB 17-Bernskoetter
SB 18-Hoskins
SB 19-Hoskins
SB 20-Hoskins
SB 21-Hoskins
SB 22-Onder

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Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

SECOND DAY—THURSDAY, SEPTEMBER 15, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Encourage one another and build one another up." (1 Thesselonians 5:11)

Lord God, we are ready to work and to be the responsible people You have called to service. We pray, O Lord, that even as we may debate with one another once again and differ in opinion from one another, that we may "build one another up" by respecting each other and listen attentively. We do so that we may direct our efforts to doing what is truly needed and necessary for the people who sent us here. In Your Holy Name, we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

President Kehoe assumed the Chair.

A quorum being established, the Senate proceeded with its business.

Senator Rizzo offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Journal of the Senate, First Extra Session, First Day, Wednesday, September 14, 2022, Page 4, Line 11, by striking "Senator Roberts - 1"; and inserting in lieu thereof the following: "Senators - None"; and further amend line 12 of said journal page, by striking "Senators - None" and inserting in lieu thereof the following: "Senator Roberts - 1".

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Senator Rowden moved that the Journal for Wednesday, September 14, 2022, as amended, be approved as though having been fully read, which motion prevailed.

Senator Rowden announced that photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hegeman	Koenig	Luetkemeyer	Moon	Mosley	O'Laughlin

Onder Riddle Rizzo Rowden Schatz Thompson Rehder Washington White Wieland Williams—24

Absent—Senators

Burlison Razer—2

Absent with leave—Senators

Arthur Brattin Eigel Hoskins Hough May Roberts Schupp—8

Vacancies—None

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 3, regarding Florence Schachter, Creve Coeur, which was adopted.

Senator Moon offered Senate Resolution No. 4, regarding Roaring River State Park, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 5, regarding Norris Gerhart, California, which was adopted.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 1—Appropriations.

SB 2—Appropriations.

SB 3—Appropriations.

SB 4—Appropriations.

SB 5—Appropriations.

SB 6—Appropriations.

SB 7—Appropriations.

SB 8—Appropriations.

SB 9—Appropriations.

SB 10—Appropriations.

SB 11—Appropriations.

SB 12—Appropriations.

SB 13—Appropriations.

SB 14—Appropriations.

SB 15—Appropriations.

SB 16—Rules, Joint Rules, Resolutions and Ethics.

SB 17—Appropriations.

SB 18—Appropriations.

SB 19—Appropriations.

SB 20—Rules, Joint Rules, Resolutions and Ethics.

SB 21—Rules, Joint Rules, Resolutions and Ethics.

SB 22—Rules, Joint Rules, Resolutions and Ethics.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred First General Assembly, Second Regular Session, inform the Senate that the House duly convened in the First Extraordinary Session of the Second Regular Session on Wednesday, September 14, 2022, and is convened in full session and ready for consideration of its business.

INTRODUCTION OF GUESTS

The chair introduced to the Senate, Toys for Tots coordinators, Frank Livingston; and Jon Morgan.

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, September 19, 2022.

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Amended

Journal of the Senate

SECOND REGULAR SESSION
FIRST EXTRA SESSION

THIRD DAY—MONDAY, SEPTEMBER 19, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Unless the Lord builds the house, those who build it labor in vain." (Psalm 127:1)

Holy God, King of the universe, help us to always know that You are the prime mover and architect of all that we gather together to accomplish. Help us to focus on what is before us this day and seek Your guidance to accomplish what is best for us to do together. And may we seek to remove those things that hinder us to work in harmony with you, our God. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

President Kehoe assumed the Chair.

The Journal for Thursday, September 15, 2022, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford	Eigel
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Moon	Mosley	O'Laughlin	Riddle	Rizzo	Rowden
Washington	White	Wieland	Williams—25			

Absent—Senators—None

Absent with leave—Senators

Arthur	Brattin	Burlison	Onder	Razer	Roberts	Schatz
Schupp	Thompson Rehder—9					

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Washington offered Senate Resolution No. 6, regarding the Sixtieth Anniversary of Bloodstone, which was adopted.

On behalf of Senator Onder, Senator Rowden offered Senate Resolution No. 7, regarding Edwin "Ed" Rau, O'Fallon, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 8, regarding the One Hundredth Birthday of Joseph "Joe" Gray, St. Joseph, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 9, regarding the Sixtieth Wedding Anniversary of Larry and Gertrude Woodring, Parkville, which was adopted.

Senator Brown offered Senate Resolution No. 10, regarding Edward Conley, Waynesville, which was adopted.

Senator Wieland offered Senate Resolution No. 11, regarding Jake Friebel, Byrnes Mill, which was adopted.

Senator Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which were referred **SB 3** and **SB 5**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which were referred **SB 1** and **SB 6**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **SB 8**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Kehoe assumed the Chair.

COMMUNICATIONS

Senator Rizzo submitted the following:

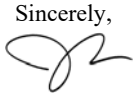
September 19, 2022

Adriane Crouse – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Adriane:

Pursuant to Senate Rule 12 and in my capacity as minority floor leader, I hereby remove Senator Lauren Arthur from the Senate Appropriations Committee. In the vacancy created by her removal, I hereby appoint Senator Greg Razer to the Senate Appropriations Committee.

Sincerely,



John J. Rizzo

President Pro Tem Schatz submitted the following:

September 19, 2022

Ms. Adriane Crouse
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Due to my absence September 19, 2022, I authorize the Senate Majority Floor Leader to exercise the duty to take reports of Standing Committees.

Sincerely,

Dave Schatz

On motion of Senator White, the Senate adjourned under the rules.

SENATE CALENDAR

FOURTH DAY–TUESDAY, SEPTEMBER 20, 2022

FORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 3 & 5-Hough, with SCS

SBs 1 & 6-Crawford, with SCS

SB 8-Bean

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Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

FOURTH DAY—TUESDAY, SEPTEMBER 20, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"My thoughts are not your thoughts, nor are your ways my ways, says the Lord." (Isaiah 55:8)

Heavenly Father, You have called us to be Your children and to see You through the work and words of Your people working together. Let us be mindful that this is a very public arena and even those things that are done quietly are made known. So let our actions and words always speak the truth and never be anything that we are ever ashamed of. And may Your blessings be upon us guiding our steps every waking moment. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Journal of the Senate, First Extra Session, Third Day, Monday, September 19, 2022, Page 1, Line 22, by striking "Senator Brattin - 1"; and inserting in lieu thereof the following: "Senators - None"; and further amend line 24 of said journal page, by inserting after the word "Arthur" the following: "Brattin".

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Rowden moved that the Journal for Monday, September 19, 2022, as amended, be approved as though having been fully read, which motion prevailed.

Photographers from KRCG-TV, Nexstar Media Group, and KOMU 8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer

Riddle	Rizzo	Rowden	Schatz	Schupp	Washington	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Arthur	Burlison	Roberts	Thompson Rehder—4

Vacancies—None

The Lieutenant Governor was present.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 23—By Onder.

An Act to repeal section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof one new section relating to income taxes, with an effective date.

SENATE BILLS FOR PERFECTION

Senator Hough moved that **SB 3** and **SB 5**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 3** and **5**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 3 and 5

An Act to repeal section 143.021, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof two new sections relating to income taxes, with an effective date for a certain section and an emergency clause for a certain section.

Was taken up.

Senator Hough moved that **SCS** for **SBs 3** and **5** be adopted.

Senator Hough offered **SS** for **SCS** for **SBs 3** and **5**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 3 and 5

An Act to repeal section 143.021, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof two new sections relating to income taxes, with an effective date for a certain section and an emergency clause for a certain section.

Senator Hough moved that **SS** for **SCS** for **SBs 3** and **5** be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Rowden assumed the Chair.

On motion of Senator Hough, **SS** for **SCS** for **SBs 3** and **5** was declared perfected and ordered printed.

At the request of Senator Crawford, **SB 1** and **SB 6**, with **SCS**, was placed on the Informal Calendar.

Senator Bean moved that **SB 8** be taken up for perfection, which motion prevailed.

Senator Bean offered **SS** for **SB 8**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 8

An Act to repeal sections 135.305, 135.686, 137.1018, 144.030, 348.436, and 348.500, RSMo, and to enact in lieu thereof twelve new sections relating to agricultural tax relief, with an emergency clause.

Senator Bean moved that **SS** for **SB 8** be adopted.

Senator Bernskoetter assumed the Chair.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 8, Page 1, In the Title, Line 5, by striking "tax relief" and inserting in lieu thereof the following: "economic opportunities"; and

Further amend said page, section A, line 6, by inserting after all of said line the following:

"60.301. Whenever the following words and terms are used in this chapter they shall have the following meaning unless the context clearly indicates that a different meaning is intended:

(1) "Corners of the United States public land survey", those points that determine the boundaries of the various subdivisions represented on the official plat such as the township corner, the section corner, the quarter-section corner, grant corner **[**and**],** meander corner**, and center of section**;

(2) "Existent corner", a corner whose position can be identified by verifying the evidence of the original monument or its accessories, or by some physical evidence described in the field notes, or located by an acceptable supplemental survey record or some physical evidence thereof, or by testimony. The physical evidence of a corner may have been entirely obliterated but the corner will be considered existent if its position can be recovered through the testimony of one or more witnesses who have a dependable knowledge of the original location. A legally reestablished corner shall have the same status as an existent corner;

(3) "Lost corner", a corner whose position cannot be determined, beyond reasonable doubt, either from traces of the original marks or from acceptable evidence or testimony that bears upon the original position;

(4) "Monument", the physical object which marks the corner point determined by the surveying process. The accessories, such as bearing trees, bearing objects, reference monuments, mounds of stone and other similar objects that aid in identifying the corner position, are also considered a part of a corner monument;

(5) "Obliterated, decayed or destroyed corner", **[**an existent corner**] a position** at whose point there are no remaining traces of the original monument or its accessories, but whose location has been perpetuated by subsequent surveys, or the point may be recovered beyond reasonable doubt by the acts and testimony of local residents, competent surveyors, other qualified local authorities or witnesses, or by some acceptable record evidence. A position that depends upon the use of collateral evidence can be accepted only if duly supported, generally through proper relation to known corners, and agreement with the field notes regarding distances to natural objects, stream crossings, line trees, etc., or unquestionable testimony;

(6) "Original government survey", that survey executed under the authority of the United States government as recorded on the official plats and field notes of the United States public land survey maintained by the Missouri department of agriculture;

(7) "Proportionate measurement", a measurement of a line that gives equal relative weight to all parts of the line. The excess or deficiency between two existent corners is so distributed that the amount of excess or deficiency given to each interval bears the same proportion to the whole difference as the record length of the interval bears to the whole record distance:

(a) "Single proportionate measurement", a measurement of a line applied to a new measurement made between known points on a line to determine one or more positions on that line;

(b) "Double proportionate measurement", a measurement applied to a new measurement made between four known corners, two each on intersecting meridional and latitudinal lines, for the purpose of relating the intersection to both. **[**The procedure is described as follows: first, measurements will be made between the nearest existent corners north and south of the lost corner. A temporary point will be determined to locate the latitude of the lost corner on the straight line connecting the existent corners and at the proper proportionate distance. Second, measurements will be made between the nearest existent corners east and west of the lost corner. A temporary point will be determined to locate the longitude of the lost corner on the straight line connecting the existent corners and at the proportionate distance. Third, determine the location of the lost corner at the intersection of an east-west line through the point determining the latitude of the lost corner with a north-south line through the point determining the longitude of the lost corner.**]** When the total length of the line between the nearest existing corners was not measured in the original government survey, the record distance from one existing corner to the lost corner will be used instead of the proportionate distance. This exception will apply to either or both of the east-west or north-south lines;

(8) "Record distance", the distance or length as shown on the original government survey. In determining record distances, consideration shall be given as to whether the distance was measured on a random or true line.

60.315. The following rules for the reestablishment of lost corners shall be applied only when it is determined that the corner is lost: (The rules utilize proportional measurement which harmonizes surveying practice with legal and equitable considerations. This plan of relocating a lost corner is always employed unless it can be shown that the corner so located is in substantial disagreement with the general scheme of the original government survey as monumented. In such cases the surveyor shall use procedures that produce results consistent with the original survey of that township.)

(1) Existent original corners shall not be disturbed. Consequently, discrepancies between the new and record measurements shall not in any manner affect the measurements beyond the existent corners; but the differences shall be distributed proportionately within the several intervals along the line between the corners;

(2) Standard parallels shall be given precedence over other township exteriors, and, ordinarily, the latter shall be given precedence over subdivisional lines; section corners shall be located or reestablished before the position of lost quarter-section corners can be determined;

(3) Lost township corners common to four townships shall be reestablished by double proportionate measurement between the nearest existent corners on opposite sides of the lost township corner;

(4) Lost township corners located on standard parallels and common only to two townships shall be reestablished by single proportionate measurement between the nearest existent corners on opposite sides of the lost township corner on the standard parallel;

(5) **[**Lost standard corners shall be reestablished on a standard or correction line by single proportionate measurement on the line connecting the nearest identified standard or closing corners on opposite sides of the lost corner or corners, as the case may be;

(6) All lost section and quarter-section corners on the township boundary lines shall be reestablished by single proportionate measurement between the nearest existent corners on opposite sides of the lost corner according to the conditions represented upon the original government plat;

(7)**] Lost corners on township exteriors, excluding corners referenced in subdivision (3) of this section, whether they are standard or closing corners, shall be reestablished by single proportionate measurement on the line connecting the next nearest existent standard or closing corner on opposite sides of the lost corner;**

(6) A lost interior corner of four sections shall be reestablished by double proportionate measurement;

[(8) A lost closing corner shall be reestablished on the true line that was closed upon, and at the proper proportional interval between the nearest existent corners on opposite sides of the lost corner;

(9)**] (7)** All lost quarter-section corners on the section boundaries within the township shall be reestablished by single proportionate measurement between the adjoining section corners, after the section corners have been identified or reestablished; and

[(10)**] (8)** Where a line has been terminated with a measurement in one direction only, a lost corner shall be reestablished by record bearing and distance, counting from the nearest regular corner, the latter having been duly identified or reestablished.

60.345. The quarter-section corners of sections south of the township line and east of the range line, and not established by the original government survey will be established according to the conditions represented upon the official government plat using **single** proportionate measurement between the **[**adjoining**]** section corners belonging to the same section as the quarter-section corner being established, the section corners having first been identified or reestablished. **The proportional position shall be offset, if necessary, in a cardinal direction to the true line defined by the nearest adjacent corners on opposite sides of the quarter-section corner to be established.**"; and

Further amend said bill, page 39, section 144.030, line 640, by inserting after all of said line the following:

"**275.357. 1. As used in this section, the following terms mean:**

(1) "Commodity merchandising council" or "council", the same definition as in section 275.300

and for soybeans shall be, as provided under the federal act, the qualified state soybean board known as the Missouri Soybean Merchandising Council;

(2) "Federal act", the Soybean Promotion, Research, and Consumer Information Act (7 U.S.C. Section 6301 et seq.), as amended;

(3) "Handler", the same definition as in section 275.300 and for soybeans includes, but is not limited to, a commodity credit corporation for situations in which soybeans are pledged as collateral for a loan issued under any Commodity Credit Corporation price support loan program and the soybeans are forfeited by the producer in lieu of loan repayment;

(4) "Net market price":

(a) Except as provided in paragraph (b) of this subdivision, the sales price or other value received by a producer for any soybeans after adjustments for any premium or discount based on grading or quality factors, as determined by the Secretary of Agriculture of the United States, the director, or both; or

(b) For soybeans pledged as collateral for a loan issued under any Commodity Credit Corporation price support loan program and, when the soybeans are forfeited by the producer in lieu of loan repayment, the principal amount of the loan;

(5) "Processor", the same definition as in section 275.300 and for soybeans includes, but is not limited to, a producer marketing processed soybeans or soybean products of such producer's own production.

2. As long as an assessment made under the federal act is equal to one-half of one percent of the net market price of soybeans grown within this state, the assessment imposed and levied under section 275.350 shall be one-half of such national assessment. The state assessment shall not be in addition to the national assessment but shall correspond to the state credit or portion of the total assessment paid to the council.

3. If the assessment under the federal act is reduced to less than one-half of one percent or ceases to be effective, the state assessment imposed and levied under this section shall, for as long as such assessment is reduced or no such assessment is made, be equal to one-half of one percent of the net market price of soybeans grown within this state less any assessment paid to the United Soybean Board under the federal act.

4. The total of such state assessment and federal assessment shall be:

(1) Collected from a producer by the handler or processor first acquiring such producer's soybeans and be remitted to the council; or

(2) Remitted by a producer marketing processed soybeans or soybean products of that producer-processor's own soybeans to the council.

5. State fees collected under this section shall be subject to the refund provision provided under section 275.360.

6. No provision of this section shall be construed as a change to the amount of any fee collected under section 275.350 or a major change for purposes of section 275.330.

301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the following terms mean:

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires, with either:

(a) A seat designed to be straddled by the operator, and handlebars for steering control, but excluding an electric bicycle; or

(b) A width of fifty inches or less, measured from outside of tire rim to outside of tire rim, regardless of seating or steering arrangement;

(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or federal motorcycle safety standards;

(3) "Automobile transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used for the transport of assembled motor vehicles, including truck camper units;

(4) "Axle load", the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

(5) "Backhaul", the return trip of a vehicle transporting cargo or general freight, especially when carrying goods back over all or part of the same route;

(6) "Boat transporter", any vehicle combination capable of carrying cargo on the power unit and designed and used specifically to transport assembled boats and boat hulls. Boats may be partially disassembled to facilitate transporting;

(7) "Body shop", a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;

(8) "Bus", a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;

(9) "Commercial motor vehicle", a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;

(10) "Cotton trailer", a trailer designed and used exclusively for transporting cotton at speeds less than forty miles per hour from field to field or from field to market and return;

(11) "Dealer", any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

(12) "Director" or "director of revenue", the director of the department of revenue;

(13) "Driveaway operation":

(a) The movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

(b) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the driveaway or towaway methods; or

(c) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor;

(14) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;

(15) "Electric bicycle", a bicycle equipped with fully operable pedals, a saddle or seat for the rider, and an electric motor of less than 750 watts that meets the requirements of one of the following three classes:

(a) "Class 1 electric bicycle", an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty miles per hour;

(b) "Class 2 electric bicycle", an electric bicycle equipped with a motor that may be used exclusively to propel the bicycle and that is not capable of providing assistance when the bicycle reaches the speed of twenty miles per hour; or

(c) "Class 3 electric bicycle", an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty-eight miles per hour;

(16) "Farm tractor", a tractor used exclusively for agricultural purposes;

(17) "Fleet", any group of ten or more motor vehicles owned by the same owner;

(18) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

(19) "Fullmount", a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;

(20) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;

(21) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the result of the impact of hail;

(22) "Highway", any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

(23) "Improved highway", a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;

(24) "Intersecting highway", any highway which joins another, whether or not it crosses the same;

(25) "Junk vehicle", a vehicle which:

(a) Is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap; or

(b) Has been designated as junk or a substantially equivalent designation by this state or any other state;

(26) "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer's statement of origin;

(27) "Land improvement contractors' commercial motor vehicle", any not-for-hire commercial motor vehicle the operation of which is confined to:

(a) An area that extends not more than a radius of one hundred **fifty** miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects involving soil and water conservation, or to and from equipment dealers' maintenance facilities for maintenance purposes; or

(b) An area that extends not more than a radius of fifty miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation.

Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;

(28) "Local commercial motor vehicle", a commercial motor vehicle whose operations are confined to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person's control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;

(29) "Local log truck", a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state**[**,**];** used exclusively in this state**[**,**];** used to transport harvested forest products**[**,**];** operated solely at a forested site and in an area extending not more than a one hundred **fifty** mile radius from such site**[**, carries a load with dimensions not in excess of twenty-five cubic yards per two axles with dual wheels,**];** and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred **fifty** mile radius from such site with an extended distance local log truck permit, **[**such vehicle shall not exceed the weight limits of section 304.180,**]** does not have more than four axles, and does not pull a trailer which has more than three axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck**[**. A local log truck may not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds**]**;

(30) "Local log truck tractor", a commercial motor vehicle which is registered under this chapter to

operate as a motor vehicle on the public highways of this state**[**,**];** used exclusively in this state**[**,**];** used to transport harvested forest products, operated at a forested site and in an area extending not more than a one hundred **fifty** mile radius from such site**[**, operates with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle,**];** and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred **fifty** mile radius from such site with an extended distance local log truck permit, **[**such vehicle does not exceed the weight limits contained in section 304.180, and**]** does not have more than three axles and does not pull a trailer which has more than three axles**[**. Violations of axle weight limitations shall be subject to the load limit penalty as described for in sections 304.180 to 304.220**]**;

(31) "Local transit bus", a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

(32) "Log truck", a vehicle which is not a local log truck or local log truck tractor and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

(33) "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

(34) "Manufacturer", any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

(35) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

(36) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks, except farm tractors and electric bicycles;

(37) "Motor vehicle primarily for business use", any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

(38) "Motorcycle", a motor vehicle operated on two wheels;

(39) "Motorized bicycle", any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground, but excluding an electric bicycle;

(40) "Motortricycle", a motor vehicle upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is operated on three wheels, including a motorcycle while operated with

any conveyance, temporary or otherwise, requiring the use of a third wheel, but excluding an electric bicycle. A motortricycle shall not be included in the definition of all-terrain vehicle;

(41) "Municipality", any city, town or village, whether incorporated or not;

(42) "Nonresident", a resident of a state or country other than the state of Missouri;

(43) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

(44) "Operator", any person who operates or drives a motor vehicle;

(45) "Owner", any person, firm, corporation or association, who holds the legal title to a vehicle or who has executed a buyer's order or retail installment sales contract with a motor vehicle dealer licensed under sections 301.550 to 301.580 for the purchase of a vehicle with an immediate right of possession vested in the transferee, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner;

(46) "Public garage", a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

(47) "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

(48) "Reconstructed motor vehicle", a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

(49) "Recreational motor vehicle", any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

(50) "Recreational off-highway vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or more nonhighway tires and which may have access to ATV trails;

(51) "Recreational trailer", any trailer designed, constructed, or substantially modified so that it may be used and is used for the purpose of temporary housing quarters, including therein sleeping or eating facilities, which can be temporarily attached to a motor vehicle or attached to a unit which is securely attached to a motor vehicle;

(52) "Rollback or car carrier", any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

(53) "Saddlemount combination", a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front

of it. The "saddle" is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a "double saddlemount combination". When three vehicles are towed in this manner, the combination is called a "triple saddlemount combination";

(54) "Salvage dealer and dismantler", a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

(55) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

(a) Was damaged during a year that is no more than six years after the manufacturer's model year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct the vehicle to its condition immediately before it was damaged for legal operation on the roads or highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the time it was damaged;

(b) By reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it;

(c) Has been declared salvage by an insurance company as a result of settlement of a claim;

(d) Ownership of which is evidenced by a salvage title; or

(e) Is abandoned property which is titled pursuant to section 304.155 or section 304.157 and designated with the words "salvage/abandoned property". The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail, or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition, "fair market value" means the retail value of a motor vehicle as:

a. Set forth in a current edition of any nationally recognized compilation of retail values, including automated databases, or from publications commonly used by the automotive and insurance industries to establish the values of motor vehicles;

b. Determined pursuant to a market survey of comparable vehicles with regard to condition and equipment; and

c. Determined by an insurance company using any other procedure recognized by the insurance industry, including market surveys, that is applied by the company in a uniform manner;

(56) "School bus", any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;

(57) "Scrap processor", a business that, through the use of fixed or mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or transportation to a shredder or scrap metal operator for recycling;

(58) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;

(59) "Special mobile equipment", every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm

equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;

(60) "Specially constructed motor vehicle", a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term specially constructed motor vehicle includes kit vehicles;

(61) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;

(62) "Tandem axle", a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;

(63) "Towaway trailer transporter combination", a combination of vehicles consisting of a trailer transporter towing unit and two trailers or semitrailers, with a total weight that does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry no property and constitute inventory property of a manufacturer, distributer, or dealer of such trailers or semitrailers;

(64) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;

(65) "Trailer", any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term trailer shall not include cotton trailers as defined in this section and shall not include manufactured homes as defined in section 700.010;

(66) "Trailer transporter towing unit", a power unit that is not used to carry property when operating in a towaway trailer transporter combination;

(67) "Truck", a motor vehicle designed, used, or maintained for the transportation of property;

(68) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor semitrailer-trailer combination;

(69) "Truck-trailer boat transporter combination", a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

(70) "Used parts dealer", a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. Business does not include isolated

sales at a swap meet of less than three days;

(71) "Utility vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

(72) "Vanpool", any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

(73) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, electric bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

(74) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

(75) "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain.

301.062. 1. The annual registration fee for a local log truck, registered pursuant to this chapter, is three hundred dollars.

2. A local log truck may receive an extended distance local log truck permit for an additional fee of three hundred dollars. A local log truck with an extended distance local log truck permit shall be allowed to transport harvested or processed forest products outside of the **[**one hundred mile**]** radius from the forested site **specified in section 301.010** at the weight limits for commercial vehicles specified in section 304.180. For the purposes of this section, "processed forest products" shall mean wood products that are produced from the initial processing of a round log and have received no additional manufacturing or packaging to prepare the material for any retail market including, but not limited to, sawdust, wood chips, bark, slabs, and green square edged lumber products.

304.180. 1. No vehicle or combination of vehicles shall be moved or operated on any highway in this state having a greater weight than twenty thousand pounds on one axle, no combination of vehicles operated by transporters of general freight over regular routes as defined in section 390.020 shall be moved or operated on any highway of this state having a greater weight than the vehicle manufacturer's rating on a steering axle with the maximum weight not to exceed twelve thousand pounds on a steering axle, and no vehicle shall be moved or operated on any state highway of this state having a greater weight than thirty-four thousand pounds on any tandem axle; the term "tandem axle" shall mean a group of two or more axles,

arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart.

2. An "axle load" is defined as the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle.

3. Subject to the limit upon the weight imposed upon a highway of this state through any one axle or on any tandem axle, the total gross weight with load imposed by any group of two or more consecutive axles of any vehicle or combination of vehicles shall not exceed the maximum load in pounds as set forth in the following table:

Distance in feet between the extremes of any group of two or more consecutive axles, measured to the nearest foot, except where indicated otherwise	Maximum load in pounds				
feet	2 axles	3 axles	4 axles	5 axles	6 axles
4	34,000				
5	34,000				
6	34,000				
7	34,000				
8	34,000	34,000			
More than 8	38,000	42,000			
9	39,000	42,500			
10	40,000	43,500			
11	40,000	44,000			
12	40,000	45,000	50,000		
13	40,000	45,500	50,500		
14	40,000	46,500	51,500		
15	40,000	47,000	52,000		
16	40,000	48,000	52,500	58,000	
17	40,000	48,500	53,500	58,500	
18	40,000	49,500	54,000	59,000	
19	40,000	50,000	54,500	60,000	
20	40,000	51,000	55,500	60,500	66,000
21	40,000	51,500	56,000	61,000	66,500
22	40,000	52,500	56,500	61,500	67,000
23	40,000	53,000	57,500	62,500	68,000
24	40,000	54,000	58,000	63,000	68,500
25	40,000	54,500	58,500	63,500	69,000
26	40,000	55,500	59,500	64,000	69,500
27	40,000	56,000	60,000	65,000	70,000
28	40,000	57,000	60,500	65,500	71,000
29	40,000	57,500	61,500	66,000	71,500
30	40,000	58,500	62,000	66,500	72,000
31	40,000	59,000	62,500	67,500	72,500
32	40,000	60,000	63,500	68,000	73,000
33	40,000	60,000	64,000	68,500	74,000
34	40,000	60,000	64,500	69,000	74,500
35	40,000	60,000	65,500	70,000	75,000
36		60,000	66,000	70,500	75,500
37		60,000	66,500	71,000	76,000

38	60,000	67,500	72,000	77,000
39	60,000	68,000	72,500	77,500
40	60,000	68,500	73,000	78,000
41	60,000	69,500	73,500	78,500
42	60,000	70,000	74,000	79,000
43	60,000	70,500	75,000	80,000
44	60,000	71,500	75,500	80,000
45	60,000	72,000	76,000	80,000
46	60,000	72,500	76,500	80,000
47	60,000	73,500	77,500	80,000
48	60,000	74,000	78,000	80,000
49	60,000	74,500	78,500	80,000
50	60,000	75,500	79,000	80,000
51	60,000	76,000	80,000	80,000
52	60,000	76,500	80,000	80,000
53	60,000	77,500	80,000	80,000
54	60,000	78,000	80,000	80,000
55	60,000	78,500	80,000	80,000
56	60,000	79,500	80,000	80,000
57	60,000	80,000	80,000	80,000

Notwithstanding the above table, two consecutive sets of tandem axles may carry a gross load of thirty-four thousand pounds each if the overall distance between the first and last axles of such consecutive sets of tandem axles is thirty-six feet or more.

4. Whenever the state highways and transportation commission finds that any state highway bridge in the state is in such a condition that use of such bridge by vehicles of the weights specified in subsection 3 of this section will endanger the bridge, or the users of the bridge, the commission may establish maximum weight limits and speed limits for vehicles using such bridge. The governing body of any city or county may grant authority by act or ordinance to the commission to enact the limitations established in this section on those roadways within the purview of such city or county. Notice of the weight limits and speed limits established by the commission shall be given by posting signs at a conspicuous place at each end of any such bridge.

5. Nothing in this section shall be construed as permitting lawful axle loads, tandem axle loads or gross loads in excess of those permitted under the provisions of P.L. 97-424 codified in Title 23 of the United States Code (23 U.S.C. Section 101, et al.), as amended.

6. Notwithstanding the weight limitations contained in this section, any vehicle or combination of vehicles operating on highways other than the interstate highway system may exceed single axle, tandem axle and gross weight limitations in an amount not to exceed two thousand pounds. However, total gross weight shall not exceed eighty thousand pounds, except as provided in subsections 9, 10, 12, **[**and**]** 13**, and 14** of this section.

7. Notwithstanding any provision of this section to the contrary, the commission shall issue a single-use special permit, or upon request of the owner of the truck or equipment shall issue an annual permit, for the transporting of any crane or concrete pump truck or well-drillers' equipment. The commission shall set fees for the issuance of permits and parameters for the transport of cranes pursuant to this subsection. Notwithstanding the provisions of section 301.133, cranes, concrete pump trucks, or well-drillers' equipment may be operated on state-maintained roads and highways at any time on any day.

8. Notwithstanding the provision of this section to the contrary, the maximum gross vehicle limit and axle weight limit for any vehicle or combination of vehicles equipped with an idle reduction technology may be increased by a quantity necessary to compensate for the additional weight of the idle reduction system as provided for in 23 U.S.C. Section 127, as amended. In no case shall the additional weight increase allowed by this subsection be greater than five hundred fifty pounds. Upon request by an appropriate law enforcement officer, the vehicle operator shall provide proof that the idle reduction technology is fully functional at all times and that the gross weight increase is not used for any purpose other than for the use of idle reduction technology.

9. Notwithstanding any provision of this section or any other law to the contrary, the total gross weight of any vehicle or combination of vehicles hauling milk from a farm to a processing facility or livestock may be as much as, but shall not exceed, eighty-five thousand five hundred pounds while operating on highways other than the interstate highway system. The provisions of this subsection shall not apply to vehicles operated and operating on the Dwight D. Eisenhower System of Interstate and Defense Highways.

10. Notwithstanding any provision of this section or any other law to the contrary, any vehicle or combination of vehicles hauling grain or grain coproducts during times of harvest may be as much as, but not exceeding, ten percent over the maximum weight limitation allowable under subsection 3 of this section while operating on highways other than the interstate highway system. The provisions of this subsection shall not apply to vehicles operated and operating on the Dwight D. Eisenhower System of Interstate and Defense Highways.

11. Notwithstanding any provision of this section or any other law to the contrary, the commission shall issue emergency utility response permits for the transporting of utility wires or cables, poles, and equipment needed for repair work immediately following a disaster where utility service has been disrupted. Under exigent circumstances, verbal approval of such operation may be made either by the department of transportation motor carrier compliance supervisor or other designated motor carrier services representative. Utility vehicles and equipment used to assist utility companies granted special permits under this subsection may be operated and transported on state-maintained roads and highways at any time on any day. The commission shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

12. Notwithstanding any provision of this section to the contrary, emergency vehicles designed to be used under emergency conditions to transport personnel and equipment and to support the suppression of fires and mitigate hazardous situations may have a maximum gross vehicle weight of eighty-six thousand pounds inclusive of twenty-four thousand pounds on a single steering axle; thirty-three thousand five hundred pounds on a single drive axle; sixty-two thousand pounds on a tandem axle; or fifty-two thousand pounds on a tandem rear-drive steer axle; except that, such emergency vehicles shall only operate on the Dwight D. Eisenhower National System of Interstate and Defense Highways.

13. Notwithstanding any provision of this section to the contrary, a vehicle operated by an engine fueled primarily by natural gas may operate upon the public highways of this state in excess of the vehicle weight limits set forth in this section by an amount that is equal to the difference between the weight of the vehicle

attributable to the natural gas tank and fueling system carried by that vehicle and the weight of a comparable diesel tank and fueling system. In no event shall the maximum gross vehicle weight of the vehicle operating with a natural gas engine exceed eighty-two thousand pounds.

14. Notwithstanding any provision of law to the contrary, local log trucks and local log truck tractors, as defined in section 301.010, may be operated with a weight not exceeding twenty-two thousand four hundred pounds on one axle or a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, except the front steering axle shall not exceed fifteen thousand pounds or the gross vehicle weight rating set by the manufacturer, and may have a total weight of up to one hundred five thousand pounds. Provided however, when operating on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the radius from the forested site specified in section 301.010 with an extended distance local log truck permit, the vehicle shall not exceed the weight limits otherwise specified in this section.

304.240. **1.** Any person, firm, corporation, partnership or association violating any of the provisions of sections 304.170 to 304.230 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than five dollars or by confinement in a county jail for not more than twelve months, or by both the fine and confinement; provided, however, that where load limits as defined in sections 304.180 to 304.220 have been violated, the fine shall be two cents for each pound of excess weight up to and including five hundred, and five cents for each pound of excess weight above five hundred and not exceeding one thousand, and ten cents for each pound in excess weight above one thousand; provided that, when any vehicle is being operated under a special permit as provided in section 304.200, the term "excess weight" means only weight in excess of the amount permitted in the permit as issued. The court may, in its discretion, cause to be impounded the motor vehicle operated by any person violating the provisions of this section until such time as the fine and cost assessed by the court under this section is paid.

2. Notwithstanding subsection 1 of this section, the fine for a load-limit violation under sections 304.180 to 304.220 involving a local log truck or a local log truck tractor, as such terms are defined in section 301.010, shall be as follows:

(1) If the weight exceeds the limit by one pound to four thousand nine hundred ninety-nine pounds, the fine shall be ten cents for each pound of excess weight;

(2) If the weight exceeds the limit by five thousand pounds to nine thousand nine hundred ninety-nine pounds, the fine shall be twenty cents for each pound of excess weight; and

(3) If the weight exceeds the limit by ten thousand pounds or more, the fine shall be fifty cents for each pound of excess weight."; and

Further amend said bill, page 47, section 348.500, line 70, by inserting after all of said line the following:

"643.050. 1. In addition to any other powers vested in it by law the commission shall have the following powers:

(1) Adopt, promulgate, amend and repeal rules and regulations consistent with the general intent and purposes of sections 643.010 to 643.355, chapter 536, **[**and**]** Titles V and VI of the federal Clean Air Act, as amended, 42 U.S.C. 7661**[**,**]** et seq., **and 42 U.S.C. Section 7412(r), as amended, for covered processes of agricultural stationary sources that use, store, or sell anhydrous ammonia,** including**,** but not limited to:

(a) Regulation of use of equipment known to be a source of air contamination;

(b) Establishment of maximum quantities of air contaminants that may be emitted from any air contaminant source; **[**and**]**

(c) Regulations necessary to enforce the provisions of Title VI of the Clean Air Act, as amended, 42 U.S.C. 7671**[**,**]** et seq., regarding any Class I or Class II substances as defined therein; **and**

(d) Regulations necessary to implement and enforce the risk management plans under 42 U.S.C. Section 7412(r), as amended, for agricultural facilities that use, store, or sell anhydrous ammonia;

(2) After holding public hearings in accordance with section 643.070, establish areas of the state and prescribe air quality standards for such areas giving due recognition to variations, if any, in the characteristics of different areas of the state which may be deemed by the commission to be relevant;

(3) (a) To require persons engaged in operations which result in air pollution to monitor or test emissions and to file reports containing information relating to rate, period of emission and composition of effluent;

(b) Require submission to the director for approval of plans and specifications for any article, machine, equipment, device, or other contrivance specified by regulation the use of which may cause or control the issuance of air contaminants; but any person responsible for complying with the standards established under sections 643.010 to 643.355 shall determine, unless found by the director to be inadequate, the means, methods, processes, equipment and operation to meet the established standards;

(4) Hold hearings upon appeals from orders of the director or from any other actions or determinations of the director hereunder for which provision is made for appeal, and in connection therewith, issue subpoenas requiring the attendance of witnesses and the production of evidence reasonably relating to the hearing;

(5) Enter such order or determination as may be necessary to effectuate the purposes of sections 643.010 to 643.355. In making its orders and determinations hereunder, the commission shall exercise a sound discretion in weighing the equities involved and the advantages and disadvantages to the person involved and to those affected by air contaminants emitted by such person as set out in section 643.030. If any small business, as defined by section 643.020, requests information on what would constitute compliance with the requirements of sections 643.010 to 643.355 or any order or determination of the department or commission, the department shall respond with written criteria to inform the small business of the actions necessary for compliance. No enforcement action shall be undertaken by the department or commission until the small business has had a period of time, negotiated with the department, to achieve compliance;

(6) Cause to be instituted in a court of competent jurisdiction legal proceedings to compel compliance with any final order or determination entered by the commission or the director;

(7) Settle or compromise in its discretion, as it may deem advantageous to the state, any suit for recovery of any penalty or for compelling compliance with the provisions of any rule;

(8) Develop such facts and make such investigations as are consistent with the purposes of sections 643.010 to 643.355, and, in connection therewith, to enter or authorize any representative of the department to enter at all reasonable times and upon reasonable notice in or upon any private or public property for the purpose of inspecting or investigating any condition which the commission or director shall have probable cause to believe to be an air contaminant source or upon any private or public property having material information relevant to said air contaminant source. The results of any such investigation shall be reduced

to writing, and a copy thereof shall be furnished to the owner or operator of the property. No person shall refuse entry or access, requested for purposes of inspection under this provision, to an authorized representative of the department who presents appropriate credentials, nor obstruct or hamper the representative in carrying out the inspection. A suitably restricted search warrant, upon a showing of probable cause in writing and upon oath, shall be issued by any judge having jurisdiction to any such representative for the purpose of enabling him to make such inspection;

(9) Secure necessary scientific, technical, administrative and operational services, including laboratory facilities, by contract or otherwise, with any educational institution, experiment station, or any board, department, or other agency of any political subdivision or state or the federal government;

(10) Classify and identify air contaminants; and

(11) Hold public hearings as required by sections 643.010 to 643.355.

2. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

3. The commission shall have the following duties with respect to the prevention, abatement and control of air pollution:

(1) Prepare and develop a general comprehensive plan for the prevention, abatement and control of air pollution;

(2) Encourage voluntary cooperation by persons or affected groups to achieve the purposes of sections 643.010 to 643.355;

(3) Encourage political subdivisions to handle air pollution problems within their respective jurisdictions to the extent possible and practicable and provide assistance to political subdivisions;

(4) Encourage and conduct studies, investigations and research;

(5) Collect and disseminate information and conduct education and training programs;

(6) Advise, consult and cooperate with other agencies of the state, political subdivisions, industries, other states and the federal government, and with interested persons or groups;

(7) Represent the state of Missouri in all matters pertaining to interstate air pollution including the negotiations of interstate compacts or agreements.

4. Nothing contained in sections 643.010 to 643.355 shall be deemed to grant to the commission or department any jurisdiction or authority with respect to air pollution existing solely within commercial and industrial plants, works, or shops or to affect any aspect of employer-employee relationships as to health and safety hazards.

5. Any information relating to secret processes or methods of manufacture or production discovered through any communication required under this section shall be kept confidential.

643.079. 1. Any air contaminant source required to obtain a permit issued under sections 643.010 to 643.355 shall pay annually beginning April 1, 1993, a fee as provided herein. For the first year the fee shall be twenty-five dollars per ton of each regulated air contaminant emitted. Thereafter, the fee shall be set every three years by the commission by rule and shall be at least twenty-five dollars per ton of regulated air contaminant emitted but not more than forty dollars per ton of regulated air contaminant emitted in the

previous calendar year. If necessary, the commission may make annual adjustments to the fee by rule. The fee shall be set at an amount consistent with the need to fund the reasonable cost of administering sections 643.010 to 643.355, taking into account other moneys received pursuant to sections 643.010 to 643.355. For the purpose of determining the amount of air contaminant emissions on which the fees authorized under this section are assessed, a facility shall be considered one source **[**under the definition of**]** **as described in** subsection 2 of section 643.078, except that a facility with multiple operating permits shall pay the emission fees authorized under this section separately for air contaminants emitted under each individual permit.

2. A source which produces charcoal from wood shall pay an annual emission fee under this subsection in lieu of the fee established in subsection 1 of this section. The fee shall be based upon a maximum fee of twenty-five dollars per ton and applied upon each ton of regulated air contaminant emitted for the first four thousand tons of each contaminant emitted in the amount established by the commission pursuant to subsection 1 of this section, reduced according to the following schedule:

(1) For fees payable under this subsection in the years 1993 and 1994, the fee shall be reduced by one hundred percent;

(2) For fees payable under this subsection in the years 1995, 1996 and 1997, the fee shall be reduced by eighty percent;

(3) For fees payable under this subsection in the years 1998, 1999 and 2000, the fee shall be reduced by sixty percent.

3. The fees imposed in subsection 2 of this section shall not be imposed or collected after the year 2000 unless the general assembly reimposes the fee.

4. Each air contaminant source with a permit issued under sections 643.010 to 643.355 shall pay the fee for the first four thousand tons of each regulated air contaminant emitted each year but no air contaminant source shall pay fees on total emissions of regulated air contaminants in excess of twelve thousand tons in any calendar year. A permitted air contaminant source which emitted less than one ton of all regulated pollutants shall pay a fee equal to the amount per ton set by the commission. An air contaminant source which pays emission fees to a holder of a certificate of authority issued pursuant to section 643.140 may deduct such fees from any amount due under this section. The fees imposed in this section shall not be applied to carbon oxide emissions. The fees imposed in subsection 1 **of this section** and this subsection shall not be applied to sulfur dioxide emissions from any Phase I affected unit subject to the requirements of Title IV, Section 404, of the federal Clean Air Act, as amended, 42 U.S.C. Section 7651**[**,**]** et seq., any sooner than January 1, 2000. The fees imposed on emissions from Phase I affected units shall be consistent with and shall not exceed the provisions of the federal Clean Air Act, as amended, and the regulations promulgated thereunder. Any such fee on emissions from any Phase I affected unit shall be reduced by the amount of the service fee paid by that Phase I affected unit pursuant to subsection 8 of this section in that year. Any fees that may be imposed on Phase I sources shall follow the procedures set forth in subsection 1 **of this section** and this subsection and shall not be applied retroactively.

5. Moneys collected under this section shall be transmitted to the director of revenue for deposit in appropriate subaccounts of the natural resources protection fund created in section 640.220. A subaccount shall be maintained for fees paid by air contaminant sources which are required to be permitted under Title V of the federal Clean Air Act, as amended, 42 U.S.C. Section 7661**[**,**]** et seq., and used, upon appropriation, to fund activities by the department to implement the operating permits program authorized by Title V of the federal Clean Air Act, as amended. Another subaccount shall be maintained for fees paid by air

contaminant sources which are not required to be permitted under Title V of the federal Clean Air Act as amended, and used, upon appropriation, to fund other air pollution control program activities. Another subaccount shall be maintained for service fees paid under subsection 8 of this section by Phase I affected units which are subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 **(42 U.S.C. Section 7651c)**, as amended, **[**42 U.S.C. Section 7651,**]** and used, upon appropriation, to fund air pollution control program activities. The provisions of section 33.080 to the contrary notwithstanding, moneys in the fund shall not revert to general revenue at the end of each biennium. Interest earned by moneys in the subaccounts shall be retained in the subaccounts. The per-ton fees established under subsection 1 of this section may be adjusted annually, consistent with the need to fund the reasonable costs of the program, but shall not be less than twenty-five dollars per ton of regulated air contaminant nor more than forty dollars per ton of regulated air contaminant. The first adjustment shall apply to moneys payable on April 1, 1994, and shall be based upon the general price level for the twelve-month period ending on August thirty-first of the previous calendar year.

6. The department may initiate a civil action in circuit court against any air contaminant source which has not remitted the appropriate fees within thirty days. In any judgment against the source, the department shall be awarded interest at a rate determined pursuant to section 408.030 and reasonable attorney's fees. In any judgment against the department, the source shall be awarded reasonable attorney's fees.

7. The department shall not suspend or revoke a permit for an air contaminant source solely because the source has not submitted the fees pursuant to this section.

8. Any Phase I affected unit which is subject to the requirements of Title IV, Section 404, of the federal Clean Air Act **Amendments of 1990 (42 U.S.C. Section 7651c)**, as amended, **[**42 U.S.C. Section 7651,**]** shall pay annually beginning April 1, 1993, and terminating December 31, 1999, a service fee for the previous calendar year as provided herein. For the first year, the service fee shall be twenty-five thousand dollars for each Phase I affected generating unit to help fund the administration of sections 643.010 to 643.355. Thereafter, the service fee shall be annually set by the commission by rule, following public hearing, based on an annual allocation prepared by the department showing the details of all costs and expenses upon which such fees are based consistent with the department's reasonable needs to administer and implement sections 643.010 to 643.355 and to fulfill its responsibilities with respect to Phase I affected units, but such service fee shall not exceed twenty-five thousand dollars per generating unit. Any such Phase I affected unit which is located on one or more contiguous tracts of land with any Phase II generating unit that pays fees under subsection 1 or subsection 2 of this section shall be exempt from paying service fees under this subsection. A "contiguous tract of land" shall be defined to mean adjacent land, excluding public roads, highways and railroads, which is under the control of or owned by the permit holder and operated as a single enterprise.

9. The department of natural resources shall determine the fees due pursuant to this section by the state of Missouri and its departments, agencies and institutions, including two- and four-year institutions of higher education. The director of the department of natural resources shall forward the various totals due to the joint committee on capital improvements and the directors of the individual departments, agencies and institutions. The departments, as part of the budget process, shall annually request by specific line item appropriation funds to pay said fees and capital funding for projects determined to significantly improve air quality. If the general assembly fails to appropriate funds for emissions fees as specifically requested, the departments, agencies and institutions shall pay said fees from other sources of revenue or funds available. The state of Missouri and its departments, agencies and institutions may receive assistance from

the small business technical assistance program established pursuant to section 643.173.

10. **Each retail agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan under 42 U.S.C. Section 7412(r), as amended, shall pay an annual registration fee of two hundred dollars. In addition, each retail agricultural facility that uses, stores, or sells anhydrous ammonia shall pay an annual tonnage fee calculated on the number of tons of anhydrous ammonia sold. The initial retail tonnage fee shall be set at one dollar and twenty-five cents per ton of anhydrous ammonia used or sold. Each distributor or terminal agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan program 3 under 40 CFR Part 68 shall pay an annual registration fee of five thousand dollars and shall not pay a tonnage fee. The annual registration fees and tonnage fee may be periodically revised under subsection 11 of this section. However, the fees collected shall be used exclusively for the purposes of administering the provisions of 42 U.S.C. Section 7412(r), as amended, for such agricultural facilities. Fees paid by agricultural air contaminant sources that use, store, or sell anhydrous ammonia for the purposes of implementing the requirements of 42 U.S.C. Section 7412(r), as amended, shall be deposited into the anhydrous ammonia risk management plan subaccount within the natural resources protection fund created in section 643.245. If the funding exceeds the reasonable costs to administer the programs as set forth in this section, the department of natural resources shall reduce fees for all registrants if the fees derived exceed the reasonable cost of administering the risk management plan under 42 U.S.C. Section 7412(r), as amended.**

11. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure authorized by sections 643.073, 643.075, 643.079, 643.225, 643.228, 643.232, 643.237, and 643.242 after holding stakeholder meetings in order to solicit stakeholder input from each of the following groups: the asbestos industry, electric utilities, mineral and metallic mining and processing facilities, cement kiln representatives, and any other interested industrial or business entities or interested parties. The department shall submit a proposed fee structure with stakeholder agreement to the air conservation commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the previous fee structure shall expire upon the effective date of the commission-adopted fee structure. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, by concurrent resolution disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the commission shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, 2024.

643.245. 1. All moneys received pursuant to sections 643.225 to 643.245 and any other moneys so designated shall be placed in the state treasury and credited to the "Natural Resources Protection Fund —

Air Pollution Asbestos Fee Subaccount", which is hereby created. Such moneys received pursuant to sections 643.225 to 643.245 shall, subject to appropriation, be used solely for the purpose of administering this chapter. Any unexpended balance in such fund at the end of any appropriation period shall not be transferred to the general revenue fund of the state treasury and shall be exempt from the provisions of section 33.080.

2. **All moneys received under subsection 10 of section 643.079 and any other moneys so designated shall be placed in the "Natural Resources Protection Fund - Anhydrous Ammonia Risk Management Plan Subaccount", which is hereby created. Such moneys received under subsection 10 of section 643.079 shall, subject to appropriation, be used solely for the purpose of administering the provisions of section 643.079. Any unexpended balance in such fund at the end of any appropriation period shall not be transferred to the general revenue fund of the state treasury and shall be exempt from the provisions of section 33.080.**

3. The state treasurer, with the approval of the board of fund commissioners, is authorized to deposit all of the moneys in any of the qualified state depositories. All such deposits shall be secured in such manner and shall be made upon such terms and conditions as are now and may hereafter be approved by law relative to state deposits. Any interest received on such deposits shall be credited to the natural resources protection fund — air pollution asbestos fee subaccount."; and

Further amend said bill and page, section B, by striking all of said section and inserting in lieu thereof the following:

"Section B. Because immediate action is necessary to promote agricultural economic opportunities in this state, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted.

Senator Hough assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Hoskins moved that **SA 1** be adopted, which motion prevailed.

Senator Brattin offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 8, Page 1, Section 135.305, Line 16, by inserting at the end of said line the following: "**No alien or foreign business shall be eligible for a tax credit under this section.**"; and

Further amend said bill, page 3, section 135.686, line 60, by inserting at the end of said line the following: "**and**

(d) Is not an alien or foreign business;"; and

Further amend said bill, page 8, section 135.755, line 54, by inserting after all of said line the following:

"**5. No alien or foreign business shall be eligible for a tax credit under this section.**"; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 11, section 135.775, line 88 by inserting after all of said line the following:

"**8. No alien or foreign business shall be eligible for a tax credit under this section.**"; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 14, section 135.778, line 62, by inserting after all of said line the following:

"**7. No alien or foreign business shall be eligible for a tax credit under this section.**"; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 17, section 135.1610, line 56, by inserting after all of said line the following:

"**7. No alien or foreign business shall be eligible for a tax credit under this section.**"; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 20, section 137.1018, line 54, by inserting after all of said line the following:

"**(5) No alien or foreign business shall be eligible for a tax credit under this subsection.**"; and

Further amend said bill, page 39, section 348.436, line 2, by inserting at the end of said line the following: "**No alien or foreign business shall be eligible for a tax credit under sections 348.430 to 348.436.**".

Senator Brattin moved that the above amendment be adopted.

Senator Hegeman raised the point of order that **SA 2** is out of order as it exceeds the scope of the Governor's Extra Session call.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Onder raised the point of order that **SS** for **SB 8**, as amended, is out of order as it exceeds the scope of the Governor's Extra Session call.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Bean moved that **SS** for **SB 8**, as amended, be adopted, which motion prevailed.

On motion of Senator Bean, **SS** for **SB 8**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SBs 3** and **5**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred **SS** for **SCS** for **SBs 3** and **5** to the Committee on Governmental Accountability and Fiscal Oversight.

On motion of Senator Rowden, the Senate recessed until 3:15 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Bernskoetter.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 8**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred **SS** for **SB 8** to the Committee on Governmental Accountability and Fiscal Oversight.

RESOLUTIONS

On behalf of Senator Arthur, Senator Rizzo offered Senate Resolution No. 12, regarding Eagle Scout Blake Daniel Codding, Liberty, which was adopted.

On behalf of Senator Arthur, Senator Rizzo offered Senate Resolution No. 13, regarding Eagle Scout Brady Alexander Brecht, Kansas City, which was adopted.

On behalf of Senator Arthur, Senator Rizzo offered Senate Resolution No. 14, regarding Eagle Scout Nicholas J. Castner, Kansas City, which was adopted.

On motion of Senator Rowden, the Senate adjourned under the rules.

SENATE CALENDAR

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FIFTH DAY–WEDNESDAY, SEPTEMBER 21, 2022

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 23-Onder

THIRD READING OF SENATE BILLS

SS for SCS for SBs 3 & 5-Hough (In Fiscal Oversight)

SS for SB 8-Bean (In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 1 & 6-Crawford, with SCS

✓

Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

FIFTH DAY—WEDNESDAY, SEPTEMBER 21, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"For we are God's servants, working together; You are God's field, God's building." (I Corinthians 3:9)

Almighty God, we give You thanks for Your blessings for bringing us together to cooperate with You and each other to bring Your will for us to complete that which You desire of us to make happen. So we thank You for those among us that inspire us to learn to love and accept one another as You would have us do. And Lord help us remember to always be grateful for Your grace and presence with us this day. In your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator White announced photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Rowden	Schatz	Schupp	Thompson Rehder	Washington	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Arthur	Burlison	Onder	Roberts—4

Vacancies—None

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SS** for **SCS** for **SBs 3** and **5**, and **SS** for **SB 8** begs leave to report that it has considered the same and recommends that the bills do pass.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SBs 3** and **5**, introduced by Senator Hough, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 3 and 5

An Act to repeal section 143.021, RSMo, and section 143.011 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof two new sections relating to income taxes, with an effective date for a certain section and an emergency clause for a certain section.

Was taken up.

On motion of Senator Hough, **SS** for **SCS** for **SBs 3** and **5** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	Moon	O'Laughlin	Rizzo	Rowden	Schatz	Thompson Rehder
Washington	White	Wieland—24				

NAYS—Senators

Mosley	Razer	Schupp	Williams—4

Absent—Senators

May	Riddle—2

Absent with leave—Senators

Arthur	Burlison	Onder	Roberts—4

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Bean	Bernskoetter	Brattin	Brown	Cierpiot	Crawford	Eigel
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer

Moon	O'Laughlin	Riddle	Rizzo	Rowden	Schatz	Thompson Rehder
Washington	White	Wieland—24				

NAYS—Senators

Beck	May	Mosley	Razer	Schupp	Williams—6

Absent—Senators—None

Absent with leave—Senators

Arthur	Burlison	Onder	Roberts—4

Vacancies—None

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator White moved that the motion lay on the table, which motion prevailed.

SS for **SB 8**, introduced by Senator Bean, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 8

An Act to repeal sections 60.301, 60.315, 60.345, 135.305, 135.686, 137.1018, 144.030, 301.010, 301.062, 304.180, 304.240, 348.436, 348.500, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof twenty-three new sections relating to agricultural economic opportunities, with an emergency clause.

Was taken up.

On motion of Senator Bean, **SS** for **SB 8** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Riddle	Rizzo	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—26		

NAYS—Senators

Brattin	Eigel	Koenig	Moon—4

Absent—Senators—None

Absent with leave—Senators

Arthur	Burlison	Onder	Roberts—4

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford	Eslinger
Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	Mosley	O'Laughlin
Razer	Riddle	Rizzo	Rowden	Schatz	Thompson Rehder	Washington
White	Wieland	Williams—24				

NAYS—Senators

Brattin	Eigel	Koenig	May	Moon	Schupp—6

Absent—Senators—None

Absent with leave—Senators

Arthur	Burlison	Onder	Roberts—4

Vacancies—None

On motion of Senator Bean, title to the bill was agreed to.

Senator Bean moved that the vote by which the bill passed be reconsidered.

Senator White moved that motion lay on the table, which motion prevailed.

On motion of Senator White, the Senate recessed until 10:45 a.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 3**, entitled:

An Act to repeal sections 60.301, 60.315, 60.345, 135.305, 135.686, 137.1018, 144.030, 266.355, 301.010, 301.062, 304.180, 304.240, 348.436, 348.500, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof twenty-three new sections relating to agricultural economic opportunities, with a penalty provision and an emergency clause.

Emergency Clause Defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Mosley offered Senate Resolution No. 15, regarding Joseph Palm, St. Louis, which was adopted.

Senator White offered Senate Resolution No. 16, regarding Pastor Dustin Ledford, Carthage, which was adopted.

Senator White offered Senate Resolution No. 17, regarding the One Hundredth Anniversary of Carthage Nazarene Church, Carthage, which was adopted.

Senator Washington offered Senate Resolution No. 18, regarding the death of Reverend Barbara Fountain Mason, which was adopted.

Senator Williams offered Senate Resolution No. 19, regarding Howard Brodsky, which was adopted.

On motion of Senator Rowden, the Senate adjourned until 10:00 a.m., Friday, September 23, 2022.

SENATE CALENDAR

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SIXTH DAY–FRIDAY, SEPTEMBER 23, 2022

———

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 23-Onder

HOUSE BILLS ON SECOND READING

HCS for HB 3

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 1 & 6-Crawford, with SCS

✓

Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

SIXTH DAY—FRIDAY, SEPTEMBER 23, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

RESOLUTIONS

On behalf of Senator O'Laughlin, Senator Rowden offered Senate Resolution No. 20, regarding Regina Wilson, Perry, which was adopted.

HOUSE BILLS ON SECOND READING

The following Bill was read the 2nd time and referred to the Committee indicated:

HCS for **HB 3**—Appropriations.

SECOND READING OF SENATE BILLS

The following Bill was read the 2nd time and referred to the Committee indicated:

SB 23—Appropriations.

COMMUNICATIONS

President Pro Tem Schatz submitted the following:

September 23, 2022

Ms. Adriane Crouse
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Due to my absence September 23, 2022, I authorize the Senate Majority Floor Leader to exercise the duty to Second Read and refer bills.

Sincerely,

Dave Schatz

On motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, October 3, 2022.

SENATE CALENDAR

_____

SEVENTH DAY–MONDAY, OCTOBER 3, 2022

_____

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 1 & 6-Crawford, with SCS

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Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

SEVENTH DAY—MONDAY, OCTOBER 3, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"Lead me in the path of Your commandments for I delight in it." (Psalm 119:35)

Heavenly Father, help us this day to accept what You have provided for us and the transitions we are experiencing and the opportunities to experience Your faithfulness. Help us Lord to make places in our hearts for spiritual growth that will allow us to see the good that we can do before us and act accordingly. And may we be mindful always that You are leading us on the path that You have chosen for us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journals for Wednesday, September 21, 2022, and Friday, September 23, 2022, were read and approved.

Senator White announced photographers from KRCG-13 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Luetkemeyer	May	Moon
Mosley	Roberts	Rowden	Thompson Rehder	Washington	White	Wieland
Williams—22						

Absent—Senators

Koenig	O'Laughlin	Razer	Riddle	Schupp—5		

Absent with leave—Senators

Brattin	Burlison	Eigel	Hough	Onder	Rizzo	Schatz—7

Vacancies—None

RESOLUTIONS

Senator Cierpiot offered Senate Resolution No. 21, regarding the Sixtieth Anniversary of the Blue Springs Chamber of Commerce, Blue Springs, which was adopted.

On behalf of Senator Schupp, Senator Williams offered Senate Resolution No. 22, regarding the St. Louis Kaplan Feldman Holocaust Museum, St. Louis, which was adopted.

Senator Brown offered Senate Resolution No. 23, regarding the One Hundredth Anniversary of the Pulaski County Farm Bureau, which was adopted.

Senator White offered Senate Resolution No. 24, regarding Julie Pagán, Joplin, which was adopted.

On behalf of Senator Hough, Senator Rowden offered Senate Resolution No. 25, regarding Joshua Alden Smith, Springfield, which was adopted.

Senator Williams offered Senate Resolution No. 26, regarding Christina Andrade Melly, University City, which was adopted.

Senator Gannon offered Senate Resolution No. 27, regarding Allison Gill, Arcadia, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 28, regarding Meyers Truck Service, Mexico, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 29, regarding Whitney Schuenemeyer, Troy, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 30, regarding Keriann Brandt, Monroe City, which was adopted.

Senator Washington offered Senate Resolution No. 31, regarding Community Builders of Kansas City, Kansas City, which was adopted.

On behalf of Senator Schupp, Senator Williams offered Senate Resolution No. 32, regarding the One Hundredth Birthday of Leo F. Bressler, University City, which was adopted.

On behalf of Senator Brattin, Senator Rowden offered Senate Resolution No. 33, regarding Crystal Eldred, Butler, which was adopted.

Senator Bean offered Senate Resolution No. 34, regarding the One Hundredth Birthday of John Rex Tucker, Poplar Bluff, which was adopted.

Senator Arthur offered Senate Resolution No. 35, regarding the death of Caleb Hopkins, Kansas City, which was adopted.

Senator Crawford offered Senate Resolution No. 36, regarding Kevin Sharpe, Buffalo, which was adopted.

Senator Hegeman offered Senate Resolution No. 37, regarding Brighton Kurre, Savannah, which was adopted.

Senator Crawford offered Senate Resolution No. 38, regarding Becky Schofield, Buffalo, which was adopted.

Senator Brown offered Senate Resolution No. 39, regarding Misty Thiel, St. James, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 40, regarding Michele Spitzmiller, Fredericktown, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 3**, begs leave to report that it has considered the same and recommends that the bill do pass.

REFERRALS

On behalf of President Pro Tem Schatz, Senator Rowden referred **HCS** for **HB 3** to the Committee on Governmental Accountability and Fiscal Oversight.

COMMUNICATIONS FROM THE GOVERNOR

The President laid before the Senate the following proclamation from the Governor, reading of which was waived:

GOVERNOR'S PROCLAMATION
SPECIAL MESSAGE

WHEREAS, on August 22, 2022, I issued an official call for a special session to make historic income tax cuts and to extend key agriculture tax credit programs for a minimum of six years; and

WHEREAS, on Tuesday, September 6, 2022, the First Extraordinary Session of the Second Regular Session of the One Hundred First General Assembly convened; and

WHEREAS, agriculture is Missouri's top economic industry by contributing over $93.7 billion, with over $55 billion generated from agriculture inputs and $34 billion in agriculture value-added products; and

WHEREAS, Missouri's agriculture industry employs nearly 460,000 citizens that support many of the state's top agricultural commodities including soybeans, corn, cattle and calves, hogs, and turkeys; and

WHEREAS, the Show-Me State is 2nd in the United States for number of farms with over 95,000 farms covering two-thirds of the state's total land acreage, nearly all of which are family owned and operated; and

WHEREAS, Missouri farmers not only feed Missourians, but also help feed the world by exporting commodities to other countries, providing critical aid while global fuel supply shortages occur surrounding the global Russia-Ukraine crisis; and

WHEREAS, in order to further support and promote agricultural opportunities in Missouri and support Missouri family farms, certainty and longevity are needed for our key agriculture programs to attract additional agricultural investment to Missouri; and

WHEREAS, Missouri families and farmers would greatly benefit from additional tax reductions to help them manage rising national and global prices; and

WHEREAS, additional specific agriculture-related reforms are needed and those reforms have been vetted during the last regular legislative session, are widely supported among members of the Missouri General Assembly, and will also aid in supporting Missouri communities and farmers; and

WHEREAS, the Missouri General Assembly recently recognized many of these reforms as requiring immediate action to promote agricultural economic opportunities in the state.

NOW, THEREFORE, on the extraordinary occasion that exists in the State of Missouri:

I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution of the State of Missouri, do, hereby expand the matters specifically designated and limited for consideration by the General Assembly in my August 22, 2022 Proclamation to alter and add to those matters the following additional specifically designated and limited matters. The additional specifically designated and limited matters on which the action of the General Assembly is deemed necessary is as follows:

1. To enact legislation amending Section 60.301, RSMo to modify the definition of "Corners of the United States public land survey" to include the words "and center of section"; to modify the definition of "Obliterated, decayed or destroyed corner" by striking the terms "an existing corner" and inserting in lieu thereof the terms "a position"; and to modify the definition of "Double proportionate measurement" by removing the measurement procedure from the definition;

2. To enact legislation amending Section 60.315, RSMo by striking subdivisions (5), (6), and (8) of the section, and inserting in lieu thereof a new subdivision providing for the reestablishment of lost corners on township exteriors;

3. To enact legislation amending Section 60.345, RSMo to insert the term "single" immediately preceding the phrase "proportionate measurement", striking the term "adjoining" when referring to adjoining section corners, and further providing that the proportional position may be offset;

4. To enact legislation amending Section 143.011, RSMo to reduce the top rate of individual income tax beginning in calendar year 2023, so long as any reduction made in this Section, and when combined with the elimination of tax on taxable income under Section 143.021 and increasing the Missouri standard deduction under Section 143.131, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred sixty-four million dollars when fully implemented;

5. To enact legislation amending Section 143.021, RSMo to eliminate the tax on taxable income of up to four thousand dollars in increments of one thousand dollars beginning on or after January 1, 2023 and allowing the Director of the Missouri Department of Revenue to adjust the tax table accordingly, so long as any reduction made in this Section, and when combined with the reduction of the top rate of individual income tax under Section 143.011 and increasing the Missouri standard deduction under Section 143.131, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred sixty-four million dollars when fully implemented;

6. To enact legislation amending Section 143.131, RSMo to increase the Missouri standard deduction for every tax filer beginning January 1, 2023, with such amounts increasing for every filing status except married filing combined shall be the allowable federal standard deduction plus up to two thousand dollars, and increasing for the filing status of married filing combined shall be the allowable federal standard deduction plus up to four thousand dollars, so long as any reduction made in this Section, and when combined with the reduction of the top rate of individual income tax under Section 143.011 and the elimination of tax on taxable income under Section 143.021, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred sixty-four million dollars when fully implemented;

7. To enact legislation repealing Section 266.355, RSMo in its entirety;

8. To add a new section to Chapter 275, RSMo to establish the state assessment to the Missouri Soybean Merchandising Council based upon the Soybean Promotion, Research, and Consumer Information Act;

9. To enact legislation amending Section 301.010, RSMo to modify the definition of "local log truck" by allowing the truck to operate 150 miles from a forested site, removing the limitation that it carry a load not to exceed twenty-five cubic yards per two axles, and removing the limitation that it may not exceed other weight limitations set forth under Section 304.180; and to modify the definition of "local log truck tractor" by allowing the truck to operate 150 miles from a forested site, removing the limitation that it shall not exceed a weight of 22,400 pounds on one axle or 44,800 pounds on two axles, removing the limitation that it may not exceed other weight limitations set forth under Section 304.180, and removing the penalty for axle weight limit violations;

10. To enact legislation amending Section 301.062, RSMo to remove the one hundred mile radius for local log trucks, and specifying that such trucks may be able to transport forest products outside of the radius from the forested site as specified in Section 301.010, RSMo;

11. To enact legislation amending Section 304.180, RSMo to allow local log trucks and local log truck tractors to operate with a weight not to exceed 22,400 pounds on one axle or 44,800 pounds on any tandem axle;

12. To enact legislation amending Section 304.240, RSMo to establish fines for a load limit violation involving a local log truck or local log truck tractor;

13. To enact legislation amending Section 643.050, RSMo to allow the Air Conservation Commission the power to adopt rules consistent with federal law relating to hazardous air pollutants, and regulations to implement and enforce risk management plans for agricultural facilities that use, store, or sell anhydrous ammonia;

14. To enact legislation amending Section 643.079, RSMo to establish a fee structure for anhydrous ammonia to support the implementation of federal law relating to hazardous air pollutants; and

15. To enact legislation amending Section 643.245, RSMo to establish the "Natural Resources Protection Fund – Anhydrous Ammonia Risk Management Subaccount".

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 29th day of September, 2022.

SEAL

/s/ MICHAEL L. PARSON
GOVERNOR

ATTEST:

/s/ JAY ASHCROFT
SECRETARY OF STATE

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SBs 3** & **5**.

Emergency Clause Defeated.

Bill ordered enrolled.

COMMUNICATIONS

Senator Rizzo submitted the following:

September 30, 2022
Adriane Crouse - Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101
Dear Adriane:
Pursuant to Senate Rule 12 and in my capacity as minority floor leader, I hereby remove Senator Greg Razer from the Senate Appropriations Committee. In the vacancy created by his removal, I hereby appoint Senator Lauren Arthur to the Senate Appropriations Committee.

Sincerely,
John J. Rizzo

President Pro Tem Schatz submitted the following:

October 3, 2022
Ms. Adriane Crouse
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101
Dear Ms. Crouse:
Due to my absence October 3, 2022, I authorize the Senate Majority Floor Leader to exercise the following duties:
1. Take reports of Standing Committees
2. Refer bills

Sincerely,
Dave Schatz

On motion of Senator White, the Senate adjourned under the rules.

SENATE CALENDAR

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EIGHTH DAY–TUESDAY, OCTOBER 4, 2022

_____

FORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 3 (In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 1 & 6-Crawford, with SCS

✓

Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

EIGHTH DAY—TUESDAY, OCTOBER 4, 2022

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

"I implore Your favor with all my heart; be gracious to me according to Your promise." (Psalm 119:58)

Dear Lord, as we complete our work this day we give You thanks for Your guidance and pray we have been faithful to it. And Lord, perhaps for this day You would help us reach out to each other for it may very well be the last time we may see each other. Let our memories fill us with graciousness and kindness of special moments we have shared and help us to forgive perceived offenses and embrace the good we have experienced. In Your Holy Name. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator White announced photographers from Nexstar Media Group, KRCG-TV, and KOMU 8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Razer	Rizzo
Roberts	Rowden	Schatz	Thompson Rehder	Washington	White	Wieland

Williams—29

Absent—Senators—None

Absent with leave—Senators

Brattin	Koenig	Onder	Riddle	Schupp—5

Vacancies—None

RESOLUTIONS

Senator Burlison offered Senate Resolution No. 41, regarding Matthew Pierce Matheney V, which was adopted.

Senator Burlison offered Senate Resolution No. 42, regarding Eagle Scout Dylan Avery Terry, Nixa, which was adopted.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 24—By Eigel.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to property taxes.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HCS** for **HB 3**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SBs 3** and **5**, begs leave to report that it has examined the same and finds that the bill has been duly enrolled and that the printed copies furnished the Senators are correct.

President Pro Tem Schatz assumed the Chair.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SS** for **SCS** for **SBs 3** and **5**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

BILLS DELIVERED TO THE GOVERNOR

SS for **SCS** for **SBs 3** and **5**, after having been duly signed by the Speaker of the House of Representatives in open session, was delivered to the Governor by the Secretary of the Senate.

Senator Rowden assumed the Chair.

HOUSE BILLS ON THIRD READING

HCS for **HB 3**, introduced by Representative Pollitt, entitled:

An Act to repeal sections 60.301, 60.315, 60.345, 135.305, 135.686, 137.1018, 144.030, 266.355,

301.010, 301.062, 304.180, 304.240, 348.436, 348.500, 643.050, 643.079, and 643.245, RSMo, and to enact in lieu thereof twenty-three new sections relating to agricultural economic opportunities, with a penalty provision and an emergency clause.

Was taken up by Senator Bean.

Senator Moon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend House Committee Substitute for House Bill No. 3, Page 4, Section 135.305, Line 10, by inserting at the end of said line the following: "**No alien or foreign business shall be eligible for a tax credit under this section.**"; and

Further amend said bill, page 6, section 135.686, line 45, by inserting at the end of said line the following: "**and**

(d) Is not an alien or foreign business;"; and

Further amend said bill, page 8, section 135.755, line 38, by inserting after all of said line the following:

"**5. No alien or foreign business shall be eligible for a tax credit under this section.**"; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 11, section 135.775, line 63, by inserting after all of said line the following:

"**8. No alien or foreign business shall be eligible for a tax credit under this section.**"; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 12, section 135.778, line 42, by inserting after all of said line the following:

"**7. No alien or foreign business shall be eligible for a tax credit under this section.**"; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 14, section 135.1610, line 40, by inserting after all of said line the following:

"**7. No alien or foreign business shall be eligible for a tax credit under this section.**"; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 16, section 137.1018, line 34, by inserting after all of said line the following:

"**(5) No alien or foreign business shall be eligible for a tax credit under this subsection.**"; and

Further amend said bill, page 43, section 348.436, line 2, by inserting at the end of said line the following: "**No alien or foreign business shall be eligible for a tax credit under sections 348.430 to 348.436.**".

Senator Moon moved that the above amendment be adopted.

Senator Hegeman raised the point of order that **SA 1** is out of order as it exceeds the scope of the

Governor's Extra Session call.

The point of order was referred to the President Pro Tem, who ruled it well taken.

On motion of Senator Bean, **HCS** for **HB 3** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Luetkemeyer	May
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schatz
Thompson Rehder	Washington	White	Wieland	Williams—26		

NAYS—Senators

Burlison	Eigel	Moon—3

Absent—Senators—None

Absent with leave—Senators

Brattin	Koenig	Onder	Riddle	Schupp—5

Vacancies—None

The President declared the bill passed.

On motion of Senator Bean, title to the bill was agreed to.

Senator Bean moved that the vote by which the bill passed be reconsidered.

Senator White moved that motion lay on the table, which motion prevailed.

The Senate observed a moment of silence in recognition of Yom Kippur.

On motion of Senator White, the Senate recessed until 11:20 a.m.

RECESS

The time of recess having expired, the Senate was called to order by President Pro Tem Schatz.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HCS** for **HB 3**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

RESOLUTIONS

On behalf of Senators Riddle and Schupp, Senator Rowden offered Senate Resolution No. 43, regarding Dee Dee and Eliot Simon, Innsbrook, which was adopted.

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Chara Schatz.

Senator Bean introduced to the Senate, Paul Combs, Kennett.

On motion of Senator Rowden, the Senate of the First Extra Session of the Second Regular Session of the 101st General Assembly adjourned sine die, pursuant to the Constitution.

MIKE KEHOE
Lieutenant Governor

ADRIANE D. CROUSE
Secretary of Senate

✓

Amended

Journal of the Senate

ONE HUNDRED FIRST GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

SECOND REGULAR SESSION

VETO SESSION

FIRST DAY—WEDNESDAY, SEPTEMBER 14, 2022

The Senate was called to order in Veto Session by Lieutenant Governor Mike Kehoe.

Reverend Carl Gauck offered the following prayer:

"The path of the righteous is like the light of dawn, which shines brighter and brighter until full day." (Proverbs 4:18)

Gracious God, we gather to fulfill our constitutional obligation this day, mindful that You lead us on the path of righteousness so that what we do and say are always to be a witness unto You. May our time here be fruitful and productive and may we continue to enrich our collegiality and extend our friendship with one another. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

Senator Rowden announced photographers from KRCG-TV, Jefferson City News Tribune, Nexstar Media Group, and KOMU 8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	O'Laughlin
Onder	Razer	Riddle	Rizzo	Rowden	Schatz	Schupp
Thompson Rehder	Washington	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Senator Rowden offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate that the rules of the Senate, as adopted by the One Hundred First General Assembly, Second Regular Session, be declared to be the rules of the Veto Session of the One Hundred First General Assembly.

COMMUNICATIONS FROM THE GOVERNOR

The following communication, regarding vetoed Senate Bills, was received by the Secretary of State, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
July 1, 2022

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
101st GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you Senate Substitute for Senate Committee Substitute for Senate Bill 724, entitled:

AN ACT

To repeal sections 50.800, 50.810, 50.815, 50.820, and 105.145, RSMo, and to enact in lieu thereof four new sections relating to financial statements of political subdivisions, with penalty provisions.

I disapprove of Senate Substitute for Senate Committee Substitute for Senate Bill 724. My reasons for disapproval are as follows:

While I recognize and applaud the General Assembly in its effort to improve the laws governing financial statements of political subdivisions, I cannot approve this bill as presented to me.

Section 164.450 is legally and practically troubling. Legally, this section resembles a special law, violating Article III, Section 40 of the Missouri Constitution. There must be a rational basis for the statute to subject St. Charles County alone to additional bond and voter approval requirements. *City of Aurora v. Spectra Commc'ns Group, LLC*, 592 S.W.3d 764, 781 (Mo. banc 2019). It is not clear how school district construction projects or bond indebtedness are different in St. Charles County than anywhere else in Missouri. To avoid legal pitfalls with targeted legislation, I cannot support a statute that has no tangible benefit to Missourians statewide. *See Jefferson Cty. Fire Prot. Dists. Assoc. v. Blunt*, 205 S.W.3d 866, 868–69 (Mo. banc 2006), *overruled on other grounds by City of Aurora*, 592 S.W.3d at 781.

Practically, Section 164.450 fairs no better. Historically, districts typically advertise bond proposals with a list of projects and estimated costs, which are sometimes based on project estimates up to two to three years before the bond authorization is passed. Inflation, material costs, and labor access have created unprecedented and unforeseen challenges and expenses for even well-planned and executed projects. According to the United States Census Bureau, construction costs alone increased over 17.5 percent from 2020 to 2021. Further, construction costs in 2021 were more than 23 percent higher than pre-pandemic costs in 2019. While districts currently manage these circumstances by reducing the scope of the project to stay within the budget or supplement the project with reserve funds or other funding sources, this proposal requires construction projects to cease immediately and completely when costs exceed ten percent of the budgeted amount, which is currently less than inflation, until voters approve further bond indebtedness. Not only does this stall projects intended to benefit the public and that have already been approved by voters, it could also result in project cost increases over the time the project is delayed and waste taxpayer funds if construction is not completed in cases where a project is not further approved as required under the proposal. Worse still, these effects would have been certain and immediate on construction projects currently underway in St. Charles County given the historic inflation we have been experiencing over the last year.

Also of concern, Section 164.450 invites individuals to sue the school district for incurring costs regardless of whether they are outside of the district's control, which would also increase costs to school districts and therefore taxpayers. Further, the language is unclear as to whether the ten percent cost increase trigger applies to individual projects within an overall larger project or on a cumulative basis for an entire project. For example, it is unclear whether a roof installation for a new middle school building that exceeds the ten percent threshold would threaten the overall project regardless of whether the overall project costs remain under the threshold. As currently written, this provision would create uncertainty at best, and project delays, increased costs, and unnecessary litigation at worst.

In practice, this proposal would likely result in districts severely overestimating project costs and seeking inflated bond issuances in an effort to reduce the risk of project delays and legal challenges. While I see value in adding transparency to school district construction projects, I cannot support this proposal as drafted given the negative practical and economic impacts it will likely have, as well as my concerns on the legality of the measure.

Thankfully, the two other provisions of the bill that provide relief to counties by reducing publishing costs and providing opportunities to reduce penalties relative to annual financial statement filings are both contained in House Bill 1606, which I have already signed.

In accordance with the above stated reasons for disapproval, I am returning Senate Substitute for Senate Committee Substitute for Senate Bill 724 without my approval.

Respectfully Submitted,
Michael L. Parson
Governor

On motion of Senator Rowden, the Senate adjourned until 10:00 a.m., Tuesday, September 20, 2022.

SENATE CALENDAR

SECOND DAY–TUESDAY, SEPTEMBER 20, 2022

FORMAL CALENDAR

VETOED BILLS

SS for SCS for SB 724-Hegeman

✓

Journal of the Senate

SECOND REGULAR SESSION

VETO SESSION

SECOND DAY—TUESDAY, SEPTEMBER 20, 2022

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

"We know that all things work together for the good of those who love God." (Romans 8:28)

Lord God, we gather with the need to set our minds on two different accomplishments required of us today. As we shift from one to the other, may we be flexible and thoughtful so our work is mindful of what is truly needed and that You will provide us the gifts to provide that which is most helpful to us today as we seek to work together. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Rizzo offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Journal of the Senate, Veto Session, First Day, Wednesday, September 14, 2022, Page 1, Line 24, by striking "Senator Roberts - 1"; and inserting in lieu thereof the following: "Senators - None"; and further amend line 25 of said journal page, by striking "Senators - None" and inserting in lieu thereof the following: "Senator Roberts - 1".

Senator Rizzo moved that the above amendment be adopted, which motion prevailed.

Senator Rowden moved that the Journal for Wednesday, September 14, 2022, as amended, be approved as though having been fully read, which motion prevailed.

Senator Rowden annouced that photographers from KRCG-TV and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig

Luetkemeyer	May	Moon	Mosley	O'Laughlin	Onder	Razer
Riddle	Rizzo	Rowden	Schatz	Schupp	Washington	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Arthur	Burlison	Roberts	Thompson Rehder—4

Vacancies—None

The Lieutenant Governor was present.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred First General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2022 Constitutional Veto Session and ready for consideration of business.

Senator Rowden moved that the Senate proceed to the order of business, Vetoed Bills, and that the calendar be called, which motion prevailed.

Senator Moon moved that **SS** for **SCS** for **SB 724** be passed, the objections of the Governor thereto notwithstanding.

Senator Hegeman raised the point of order that the above motion is out of order as the motion should be made by the sponsoring Senator.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Moon made a motion to appeal the ruling made by the President Pro Tem on the point of order.

Senator Schatz requested a roll call vote be taken and was joined in his request by Senators Bernskoetter, Hough, Luetkemeyer, and White.

The motion to appeal failed of adoption by the following vote:

YEAS—Senators—2

Moon	Onder

NAYS—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig	Luetkemeyer
May	Mosley	O'Laughlin	Riddle	Rizzo	Rowden	Schatz

Schupp Washington White Wieland Williams—26

Absent—Senators

Eigel Razer—2

Absent with leave—Senators

Arthur Burlison Roberts Thompson Rehder—4

Vacancies—None

RESOLUTIONS

Senator Rowden offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 3

BE IT RESOLVED by the Senate that the Secretary of the Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of **SS** for **SCS** for **SB 724** when the bill was called by the president.

On motion of Senator Rowden, the Senate adjourned under the rules.

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Journal of the Senate

SECOND REGULAR SESSION

VETO SESSION

THIRD DAY—WEDNESDAY, SEPTEMBER 21, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"To You, O Lord, I call my rock, do not refuse to hear me." (Psalm 27:14)

Lord God, we find strength in You, our rock. Your very touch changes us and gives us hope that we can do what You have called us to do this day and bring to completion what we have been called here to do. So, we are ready and eager to work and experience Your power at work among us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group and KOMU 8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Cierpiot	Crawford
Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough	Koenig
Luetkemeyer	May	Moon	Mosley	O'Laughlin	Razer	Riddle
Rizzo	Rowden	Schatz	Schupp	Washington	White	Wieland
Williams—29						

Absent—Senators—None

Absent with leave—Senators

Arthur	Burlison	Onder	Roberts	Thompson Rehder—5

Vacancies—None

On motion of Senator Rowden, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 2**.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Article III, Section 32 of the Constitution, adopted no motions to override the Governor's vetoes on **SS** for **HB 1667**, **CCS** for **SS** for **SCS** for **HCS** for **HB 1720**, **SCS** for **HB 2090**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3002**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3003**, **CCS** for **SCS** for **HCS** for **HB 3007**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3008**, **CCS** for **SCS** for **HCS** for **HB 3009**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3010**, **CCS** for **SS** for **SCS** for **HCS** for **HB 3012**, and **SS** for **SCS** for **HCS** for **HB 3020**, when the bills were called by the Speaker.

On motion of Senator Rowden, the Senate of the Veto Session of the Second Regular Session of the 101st General Assembly adjourned sine die, pursuant to the Constitution.

MIKE KEHOE
Lieutenant Governor

ADRIANE D. CROUSE
Secretary of Senate

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